

1 NITIJELA OF THE MARSHALL ISLANDS

2 21st CONSTITUTIONAL REGULAR SESSION, 2000

BILL NO. 39 N.D.1

3 P.L. 2000-20

4

5

6

An Act

7

8 To amend the Banking Act, 1987, 17 MIRC, Chapter 1, to make
9 provision for the prevention of money laundering, and otherwise
10 enable the unlawful proceeds of serious crime to be identified,
11 traced, frozen, seized or confiscated; and for connected purposes.

12

13 BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS:

14

15 **Section 1. Short Title.**

16

17 This Act may be cited as the Banking (Amendment) Act,
18 2000.

19

20 **Section 2. Amendments.**

21

22 The Banking Act 1987, 17 MIRC, Chapter 1 ("the Act"), is
23 hereby amended as follows:

24

25 (A) Section 2 of the Act is hereby amended by

26

inserting the following words or expressions therein in the proper

27

alphabetical order or sequence:

28

"cash dealer" means:

29

30 (i) a person who carries on business as an

31

insurer, an insurance broker or intermediary,

32

a securities dealer or futures broker;

33

(ii) a person who carries on a business of dealing

34

in bullion, of issuing, selling or redeeming

35

travelers' checks, money orders or similar

D.L. 2000-20

1 instruments, or of collecting, holding and
2 delivering cash as part of a business of
3 providing payroll services;

4 (iii) an operator of a gambling house, casino or
5 lottery.

6 (iv) a person carrying on the business of currency
7 dealer or exchanger.

8 "facilitating property" means something that is
9 used in or intended for use in any manner in the
10 commission of a serious offense.

11 "financial institution" means any person who carries on
12 a business of:

13 (i) acceptance of deposits and other repayable
14 funds from the public;

15 (ii) lending, including consumer credit, mortgage
16 credit, factoring (with or without recourse)
17 and financing of commercial transactions;

18 (iii) financial leasing;

19 (iv) money transmission services;

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1 issuing and administering means of payment
2 (such as credit cards, travelers' checks and
3 bankers' drafts); guarantees and commitments;
4 trading for own account or for account of
5 customers in money market instruments (such as
6 checks, bills, certificates of deposit),
7 foreign exchange, financial futures and
8 options, exchange and interest rate
9 instruments, and transferable securities;
10 underwriting share issues and participation in
11 such issues; money-brokering; portfolio
12 management and advice; safekeeping and
13 administration of securities; credit reference
14 services; safe custody services.

15 "international administrative authorities" means any
16 foreign organization national or multinational, whose
17 responsibilities include, law enforcement, criminal
18 investigation, financial monitoring and regulation,
19 banking regulation or any associated tasks aimed at the
20 prevention of international crime and prevention of
21 money laundering.

P.L. 2600-28

1 "proceeds of crime" means any property derived from or
2 obtained, directly or indirectly through the commission
3 of a serious offense.

4 "property" means assets of every kind, whether corporeal
5 or incorporeal, movable or immovable, tangible or
6 intangible, and legal documents or instruments
7 evidencing title to or interest in such assets.

8 "serious offense" means an offense against a provision
9 of:

10 (i) any other law in the Republic of the Marshall
11 Islands, for which the maximum penalty is
12 imprisonment or other deprivation of liberty
13 for a period of not less than 12 months;

14 (ii) a law of a foreign State, in relation to acts
15 or omissions, which had they occurred in the
16 Republic of the Marshall Islands, would have
17 constituted an offense for which the maximum
18 penalty imprisonment or other deprivation of
19 liberty for a period of not less than 12
20 months:

P.L. 3000-20

1 "tainted property" means any property obtained in whole
2 or in part from the proceeds of a criminal offense or
3 from the proceeds of money laundering:

4 (B) Section 13 (1) of the Act is hereby amended by
5 deleting the comma at the end of paragraph (k), and inserting a
6 new paragraph "m" immediately after paragraph (l), and before the
7 beginning of the words "the Commissioner may with the approval of
8 the Cabinet, by notice in writing:", to read as follows:

9 (m) where the Commissioner is satisfied that there
10 are reasonable grounds to believe that money
11 laundering activity is taking place.

12 (C) Section 64 of the Act is hereby amended by
13 adding a new Subsection (4) to read as follows:

14 (4) This Section does not apply to Part XIII of this
15 Act.

16 (D) The Act is hereby amended by adding a new Part
17 XIII to read as follows:

18 **PART XIII - ANTI - MONEY LAUNDERING OFFENSES**

19 **Section 66. Money laundering offenses and penalties.**

20 (1) A person commits the offense of money laundering if
21 the person:

P.L. 2600-80

- 1 (a) acquires, possesses or uses property, knowing
2 or having reason to believe that the property
3 is the proceeds of crime;
- 4 (b) knowing or having reason to believe that such
5 property is the proceeds of crime, renders
6 assistance to another person for:
- 7 (i) the conversion or transfer of property,
8 with the aim of concealing or disguising
9 the illicit origin of that property, or
10 of aiding any person involved in the
11 commission of the offense to evade the
12 legal consequences thereof; and
- 13 (ii) concealing or disguising the true nature,
14 origin, location, disposition, movement
15 or ownership of the property.
- 16 (2) Where a person is convicted of any of the offenses
17 specified in Subsection (1), in the case of a natural person, such
18 person shall be liable to imprisonment for a term of imprisonment
19 not exceeding twenty (20) years or a fine not exceeding
20 \$2,000,000, or both, and in the case of a body corporate five (5)

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1 times such a fine or double the amount of money involved in the
2 offense scheme, which ever is greater.

3

4 **Section 67. Commissioner's authority in prohibiting**
5 **money laundering activity.**

6

(1) The Commissioner:

7

(a) shall receive reports of transactions issued
8 by financial institutions or cash dealers
9 pursuant to Section 70 of this Act;

10

(b) shall send any such report to the appropriate
11 law enforcement authorities, if there are
12 reasonable grounds to suspect that the
13 transaction is suspicious;

14

(c) may enter the premises of any financial
15 institution or cash dealer during ordinary
16 business hours to inspect any record and ask
17 any question relating to such record, make
18 notes and take copies of the whole or any part
19 of the record;

20

(d) shall send to the appropriate law enforcement

21

authorities, any information derived from an

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1 inspection carried out pursuant to Subsection
2 (1) (c) of this Section, if it gives the
3 Commissioner reasonable grounds to suspect
4 that a transaction involves proceeds of a
5 crime;

6 (e) may instruct any financial institution or cash
7 dealer to take such steps as may be
8 appropriate to facilitate any investigation
9 anticipated by the Commissioner;

10 (f) may compile statistics and records,
11 disseminate information within the Republic of
12 the Marshall Islands or elsewhere, make
13 recommendations arising out of any information
14 received, issue guidelines to financial
15 institutions and advise the appropriate
16 officials;

17 (g) shall create training requirements and provide
18 such training for any financial institution
19 with respect to transaction record-keeping and
20 reporting obligations provided for in this
21 Act;

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- 1 (h) may consult with any relevant person,
2 institution or organization for the purpose of
3 exercising its powers or duties under
4 Subsections (1) (e), (f), (g) or (l) of this
5 Act;
- 6 (i) shall have the authority to request additional
7 information from financial institutions and
8 cash dealers where the Commissioner has
9 reasonable ground to believe that such
10 information is essential in discovering money
11 laundering activity;
- 12 (j) shall have the authority and ability to
13 exchange information between international
14 administrative authorities;
- 15 (k) shall have the authority and ability to
16 facilitate and assist international
17 administrative authorities in conducting money
18 laundering investigations;
- 19 (l) shall have the authority and ability to apply
20 for a warrant to enter any premises belonging
21 to or in the possession or control of a

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1 financial institution, cash dealer, or any
2 officer or employee thereof, and to search the
3 premises and remove any documents, materials,
4 or other things therein for the purposes of
5 preventing money laundering activity, as so
6 ordered by the High Court and specified in the
7 warrant other than as authorized in Subsection
8 (c) and (i) above ;

9 (m) shall have the authority and ability to obtain
10 information under this Section notwithstanding
11 any secrecy or other restrictions on
12 disclosure of information imposed by this Act;
13 and

14 (n) shall conduct, in association with law
15 enforcement authorities, investigations into
16 money laundering only where the Commissioner
17 has reasonable grounds to suspect money
18 laundering activity is occurring.

19 **Section 68. Financial institutions and cash dealers**
20 **to verify customers identity.**

21 (1) A financial institution or cash dealer shall

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1 maintain accounts in the name of the account holder. They shall
2 not open or keep anonymous accounts or accounts which are in
3 fictitious or incorrect names.

4 (2) A financial institution or cash dealer shall
5 record and verify the identity, representative capacity,
6 domicile, legal capacity, occupation or business purpose of
7 persons, as well as other identifying information on those
8 persons, whether they be occasional or usual clients, through
9 the use of documents providing convincing evidence of their
10 legal existence and the powers of their legal representative, or
11 any other official or private documents when initiating or
12 conducting business relations, especially when opening new
13 accounts or passbooks, entering into fiduciary transactions,
14 renting of safe deposit boxes, or performing cash transactions
15 over an amount pursuant to the requirement outlined in paragraph
16 1 of Section 70.

17 (3) If it appears to a financial institution or cash
18 dealer that an applicant requesting it to enter into any
19 transaction, whether or not in the course of a continuing
20 business relationship, is acting on behalf of another person,
21 the institution or cash dealer shall take reasonable measure to

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1 establish the true identity of any person on whose behalf or for
2 whose ultimate benefit the applicant may be acting in the
3 proposed transaction, whether as trustee, nominee, agent or
4 otherwise.

5 (4) Nothing in this Section shall require the
6 production of any evidence of identity where:

7 (a) the applicant is itself a financial
8 institution or a cash dealer to
9 which this Act applies; or

10 (b) there is a transaction or a series of
11 transactions taking place in the course of a
12 business relationship, in respect of which the
13 applicant has already produced satisfactory
14 evidence of identity.

15 **69. Financial institutions and cash dealers to**
16 **establish and maintain**
17 **customer records.**

18 (1) A financial institution or cash dealer shall
19 maintain and keep current records required under this Section as
20 long as business relationship exists, and for a period of six

21 (6) years after an account has been closed or the business

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1 relationship with the account holder had ended. These records
2 shall be kept in a readily recoverable form.

3 (2) Financial institutions and cash dealers shall
4 maintain records on customer identification, account files and
5 business correspondence for six (6) years after the account has
6 been closed, and all records necessary to reconstruct financial
7 transactions in excess of ten thousand dollars for six (6) years
8 after the conclusion of the transactions.

9 (3) Records regarding financial transactions in
10 excess of ten thousand dollars shall contain particulars
11 sufficient to identify the:

12 (a) name, address and occupation (or where
13 appropriate business or principal activity) of
14 each person:

15 (i) conducting the transaction; or

16 (ii) if known, on whose behalf the
17 transaction is being conducted as well as the
18 method used by the financial institution or cash
19 dealer to verify the identity of each such
20 person;

21 (b) nature and date of the transaction;

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- 1 (c) type and amount of currency involved;
- 2 (d) the type and identifying number of any
- 3 account with the financial institution or cash
- 4 dealer involved in the transaction;
- 5 (e) if the transaction involves a negotiable
- 6 instrument other than currency, the name of the
- 7 drawer of the instrument, the name of the
- 8 institution on which it was drawn, the name of
- 9 the payee (if any), the amount and date of the
- 10 instrument, the number (if any) of the
- 11 instrument and details of any endorsements
- 12 appearing on the instrument;
- 13 (f) the name and address of the financial
- 14 institution or cash dealer, and of the officer,
- 15 employee or agent of the financial institution
- 16 or cash dealer who prepared the report;
- 17 (g) multiple transaction which, altogether,
- 18 exceed ten thousand dollars, shall be treated
- 19 as single transaction if they are undertaken by
- 20 or on behalf of any one person during any
- 21 twenty-four hour period. In such a case, when a

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1 financial institution or cash dealer, its
2 employees, officers or agents have knowledge of
3 these transactions, they shall record these
4 transactions.

5 (4) Records required under Subsection (1) shall be

6 (5) kept by the financial institution for a period of
7 at least six (6) years from the date the relevant business or
8 transaction was completed.

9 (6) A financial institution or cash dealer, its
10 employees, officers or directors, willfully violating the
11 requirement of Section 69 or 70 commits an offense punishable by
12 a fine of not more than \$2,000,000 or imprisonment for not more
13 than twenty (20) years, or both.

14 **Section 70. Financial institutions and cash dealers**
15 **to report suspicious transactions.**

16 (1) Financial institutions and cash dealers shall,
17 within 3 days of the transaction, report to the Commissioner all
18 suspicious transactions, including but no limited to those which
19 are ten thousand dollars (\$10,000) or more or multiple

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1 transactions which, altogether, exceed ten thousand dollars
2 (\$10,000) if they are undertaken by or on behalf of any one person
3 during any twenty-four hour period or, complex or unusual
4 transactions, whether completed or not, and all unusual patterns
5 of transactions, and otherwise significant but periodic
6 transactions, which have no apparent economic or lawful purpose.
7 The Commissioner may provide additional information or criteria to
8 be used in identifying suspicious transactions under this
9 subsection.

10 (2) A financial institution or cash dealer which
11 has reported a suspicious transaction in accordance with this
12 Section shall, if requested to do so by the Commissioner or
13 Attorney General, give such further information as it has in
14 relation to the transaction.

15 (3) The Commissioner, Attorney General, financial
16 institutions and cash dealers shall maintain reports required by
17 this Section for a period of fifteen (15) years.

18 (4) Financial institutions and cash dealers, its
19 employees, officers or directors, shall not notify any person or
20 entity other than the Commissioner or Attorney General, a court of
21 competent jurisdiction upon process issued, or other person as may

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1 be authorized by law, of the information, record, or report that
2 has been prepared, or otherwise referred or furnished to the
3 Commissioner, Attorney General or court of competent jurisdiction,
4 or other lawfully authorized person. Any person or financial
5 institution or cash dealer who improperly discloses such
6 information commits an offense, punishable by a fine of not more
7 than \$2,000,000.00 or imprisonment for not more than 20 years, or
8 both.

9 **Section 71. Seizure and detention of suspicious**
10 **imports or exports of currency.**

11 (1) The Commissioner or Attorney General may seize
12 and, in accordance with this Section detain, any currency which is
13 being imported into or exported from the Republic of the Marshall
14 Islands, if:

15 (a) he or she has reasonable grounds for
16 suspecting that it is:

17 (i) property derived from a serious offense;

18 or

19 (ii) intended by any person for use in the
20 commission of a serious offense.

21 (2) Currency detained under Subsection (1) of this

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1 Section shall not be detained for more than twenty-four (24) hours
2 after seizure, unless a judge orders its continued detention for a
3 period not exceeding three (3) months from the date of seizure,
4 upon being satisfied that:

5 (a) there are reasonable grounds for the suspicion
6 referred to in Subsection (1) (a) of this
7 Section; and

8 (b) its continued detention is justified while:

9 (i) its origin or derivation is further
10 investigated; or

11 (ii) consideration is given to the institution
12 in the Republic of the Marshall Islands
13 or elsewhere of criminal proceedings
14 against any person for an offense with
15 which the currency is connected.

16 (3) A judge may subsequently order continued detention
17 of the currency if satisfied of the matters mentioned in
18 Subsection (2) of this Section, but the total period of detention
19 shall not exceed two (2) years from the date of the order made
20 under that Subsection.

21 (4) Subject to Subsection (5) of this Section, currency

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1 detained under this Section may be released in whole or in part to
2 the person on whose behalf it was imported or exported:

3 (a) by order of a judge that its continued
4 detention is no longer justified, upon
5 application by or on behalf of that person and
6 after considering any views of the Attorney
7 General to the contrary; or

8 (b) by the Commissioner and Attorney General, if
9 satisfied that its continued detention is no
10 longer justified.

11 (5) No currency detained under this Section shall be
12 released where:

13 (a) an application is made under Section 72 of
14 this Act for the purpose of:

15 (i) the confiscation of the whole or any part
16 of the currency; or

17 (ii) its restraint pending determination of
18 its liability to confiscation; or

19 (b) proceedings are instituted in the Republic of
20 the Marshall Islands or elsewhere against any
21 person for an offense with which the currency is

P.L. 2006-02

1 connected, unless and until the proceedings
2 relating to the relevant application or the
3 proceedings for the offense have been concluded.

4 **Section 72. Application for confiscation order.**

5 (1) Where a person is convicted of a serious offense, the
6 Commissioner or Attorney General may, not later than six (6)
7 months after the conviction, apply to the High Court for the
8 following order:

9 (a) a confiscation order against property that is
10 tainted property in respect of the offense.

11 (2) An application under Subsection (1) may be made in
12 respect of one or more than one offense.

13 (3) Where an application under this Section is finally
14 determined, no further application for a confiscation order may be
15 made in respect of the offense for which the person was convicted
16 without the leave of the High Court. The High Court shall not
17 give such leave unless it is satisfied that:

18 (a) the property to which the new application relates
19 was identified after the previous application was
20 determined;

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1 (b) necessary evidence became available after the
2 previous application was determined; or

3 (c) it is in the interest of justice that the new
4 application be made.

5 **Section 73. Notice of application.**

6 (1) Where the Commissioner or Attorney General applies for a
7 confiscation order against property in respect of the person's
8 conviction of a serious offense:

9 (a) the Commissioner or Attorney General must give no
10 less than fourteen (14) days written notice of the
11 application to the person and to any other person
12 who the Commissioner or Attorney General has reason
13 to believe may have an interest in the property;

14 (b) the person and any other person who claims an
15 interest in the property may appear and adduce
16 evidence at the hearing of the application; and

17 (c) the High Court may, at any time before the final
18 determination of the application, direct the
19 Commissioner or Attorney General to:

20 (i) give notice of the application to any

21 person who, in the opinion of The High

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1 Court, appears to have an interest in
2 the property;

3 (ii) publish in a newspaper published and
4 circulating in the Marshall Islands, a
5 notice of the application.

6 **Section 74. Confiscation order on conviction.**

7 (1) Where, upon application by the Commissioner or
8 Attorney General, the High Court is satisfied that property is
9 tainted property in respect of a serious offense of which a
10 person has been convicted, or a person charged who dies or
11 absconds, the High Court may order that specified property be
12 confiscated.

13 (2) In determining whether property is tainted
14 property the High Court may infer, in the absence of evidence to
15 the contrary:

16 (a) that the property was used in or in
17 connection with the commission of the
18 offense if it was in the person's possession
19 at the time of, or immediately after the
20 commission of the offense for which the
21 person was convicted; and

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1 (b) that the property was derived, obtained or
2 realized as a result of the commission of
3 the offense if it was acquired by the person
4 before, during or within a reasonable time
5 after the period of the commission of the
6 offense of which the person was convicted,
7 and the High Court is satisfied that the
8 income of that person from sources unrelated
9 to criminal activity of that person cannot
10 reasonably account for the acquisition of
11 that property.

12 (3) Where the High Court orders that property, other
13 than money, be confiscated, the High Court shall specify in the
14 order the amount that it considers to be the value of the
15 property at the time when the order is made.

16 (4) In considering whether a confiscation order
17 should be made under Subsection (1) of this Section, the High
18 Court shall have regard to:

19 (a) the rights and interests, if any, of third
20 party owners of the property, provided the
21 third party establishes no unlawful involvement

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1 or benefit from the transaction in which the
2 person convicted was involved;

3 (b) the gravity of the offense concerned;

4 (c) any hardship that may reasonably be expected
5 to be caused to any victim or third party by
6 the operation of the order, provided the
7 victim or third party establishes no unlawful
8 involvement or benefit from the transaction in
9 which the person convicted was involved; and

10 (d) the use that is ordinarily made of the
11 property, or the use to which the property was
12 intended to be put.

13 (5) Where the High Court makes a confiscation
14 order, the High Court may give such directions as are necessary
15 or convenient for giving effect to the order.

16 **Section 75. Effect of confiscation order.**

17 (1) Subject to Subsection (2) of this Section, where
18 a Court makes a confiscation order against any property, the
19 property vests absolutely in the Republic of the Marshall
20 Islands by virtue of the order.

21 (2) Where property ordered to be confiscated is

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1 registered property:

2 (a) the property vests in the Republic of the
3 Marshall Islands in equity, but does not vest
4 in the Republic of the Marshall Islands at law
5 until the applicable registration requirements
6 have been complied with;

7 (b) the Republic of the Marshall Islands is
8 entitled to be registered as owner of the
9 property;

10 (c) the Commissioner or Attorney General has
11 power on behalf of the Republic of the
12 Marshall Islands to do or authorize the doing
13 of anything necessary or convenient to obtain
14 the registration of the Republic of the
15 Marshall Islands as owner, including the
16 execution of any instrument to be executed by a
17 person transferring an interest in property of
18 that kind.

19 (3) Where the High Court makes a confiscation order
20 against property:

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1 (a) the property shall not, except with the
2 leave of the High Court and in accordance with
3 any directions of the High Court, be disposed
4 of, or otherwise dealt with, by or on behalf of
5 the Republic of the Marshall Islands before the
6 relevant appeal date; and

7 (b) if, after the relevant appeal date, the
8 order has not been discharged, the property may
9 be disposed of and the proceeds applied or
10 otherwise dealt with in accordance with the
11 direction of the Commissioner and Attorney
12 General.

13 **Section 76. Payment instead of a confiscation**
14 **order.**

15 (1) Where the High Court is satisfied that a
16 confiscation order should be made in respect of the property of
17 a person convicted of a serious offense, but that the property
18 or any part thereof or interest therein cannot be made subject
19 to such an order and, in particular:

20 (a) cannot, on the exercise of due diligence be
21 located;

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1 (b) has been transferred to a third party in
2 circumstances which do not give rise to a
3 reasonable inference that the title or interest
4 was transferred for the purpose of avoiding the
5 confiscation of the property;

6 (c) is located outside of the Marshall Islands;

7 (d) has been substantially diminished in
8 value or rendered worthless; or

9 (e) has been commingled with other property that
10 cannot be divided without difficulty the High
11 Court may, instead of ordering the property or
12 part thereof or interest therein to be
13 confiscated, order the person to pay to the
14 Marshall Islands an amount equal to the value of
15 the property, part or interest.

16 **Section 77. Application of procedure for enforcing**
17 **finances.**

18 (1) Where the High Court orders a person to pay an
19 amount under Section 76, that amount shall be treated as if it
20 were a fine imposed upon him or her in respect of a conviction
21 for a serious offense, and the High Court shall:

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1 (a) Where a person is convicted of any of the
2 offenses specified in Subsection (1), in the case
3 of a natural person, such person shall be liable to
4 imprisonment for a term of imprisonment not
5 exceeding twenty (20) years or a fine not exceeding
6 \$2,000,000, or both, and in the case of a body
7 corporate five (5) times such a fine or double the
8 amount of money involved in the offense scheme,
9 which ever is greater.

10 (b) direct that the term of imprisonment imposed
11 pursuant to Subsection (a) be served
12 consecutively to any other form of imprisonment
13 imposed on that person, or that the person is
14 then serving.

15 **Section 78. Immunity where suspicious transaction**
16 **reported.**

17 No action, suit or other proceedings shall lie against
18 any financial institution or cash dealer, or any officer,
19 employee or other representative of the institution acting in
20 the ordinary course of the person's employment or

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1 representation, in relation to any action taken in good faith by
2 that institution or person pursuant to this Act.

3 **Section 79. Immunity where official powers or**
4 **functions exercised in good faith.**

5 No suit, prosecution or other legal proceedings shall
6 lie against the Government, or any officer or other person in
7 respect of anything done by or on behalf of that person, with
8 due diligence and in good faith, in the exercise of any power
9 or the performance of any function under this Act or any rule or
10 order made thereunder.

11 **Section 80. Effective Date**

12 This Act shall take effect in accordance with Article
13 VI, Section 21 of the Constitution.

14 Certificate

15 I hereby certify:

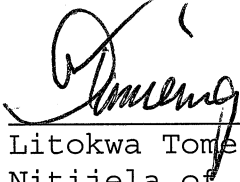
16 (1) that the Nitijela Bill No. 39ND1 has been passed by
17 the Nitijela of the Marshall Islands on the 5th day of
18 October, 2000; and

19 (2) that I am satisfied that Nitijela Bill No. 39ND1 has
20 been passed in accordance with the Constitution of the Marshall
21 Islands and the Rules of the Nitijela .

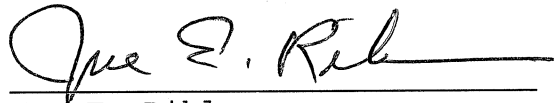
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1 I hereby place my signature before the Clerk of the Nitijela
2 this 31st day of October, 2000.

3 Attest:

4
5
6
7 

8 Litokwa Tomeing, Speaker
9 Nitijela of the Marshall Islands

10
11
12
13 

14
15 Joe E. Riklon
16 Clerk
17 Nitijela of the Marshall Islands

18

19
20
21
22
23

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4 P.L. 2000-17
5

6 An Act

7
8 To amend Section 402 of the Nitijela Members (Compensation) Act
9 1980

10
11 BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS:

12
13 **Section 1 Short Title**

14 This Act may be cited as the Nitijela Members
15 (Compensation) (Amendment) Act 2000.

16 **Section 2 Amendment**

17 Section 402 of the Nitijela Members (Compensation) Act
18 1980, as amended is hereby amended to read as follows;

19 **Compensation of Nitijela Members**

20 (1) Nitijela members shall receive as compensation for
21 their services as elected Representatives of the people an annual
22 salary, payable in bi-weekly installments in the same manner as
23 employees of the Public Service, and subject to the annual
24 deductions assessed against wages.

25 (2) Annual salaries of the members and various officers of
26 the Nitijela shall be as follows

27	(a)	President	\$57,000.00
28	(b)	Cabinet Ministers	\$33,000.00
29	(c)	Speaker	\$35,000.00

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- 1 (d) Vice Speaker \$30,000.00
- 2 (e) Chairs of Standing Committees \$26,000.00
- 3 (f) All other members \$25,000.00

4 **Section 3. Effective Date.**

5 This Act shall take effect on the date of certification in
 6 accordance with Article IV, Section 21 of the Constitution.

7 Certificate

8 I hereby certify:

9 (1) that the Nitijela Bill No. 41 ND.1 has been
 10 passed by the Nitijela of the Marshall Islands on the 9th of
 11 October, 2000; and

12 (3) that I am satisfied that Nitijela Bill No 41 ND1 has
 13 been passed in accordance with the Constitution of the Marshall
 14 Islands and the Rules of the Nitijela .

15 Attest:

16 I hereby place my signature before the Clerk of the Nitijela
 17 this 16th day of October, 2000.

18
 19 Jmrlang Ledkaia
 20
 21 Litokwa Tomeing, Speaker
 22 Nitijela of the Marshall Islands
 23

24
 25 Joe E. Riklon
 26
 27 Joe E. Riklon
 28 Clerk
 29 Nitijela of the Marshall Islands