



Republic of the Marshall Islands  
*Jepilpilin Ke Ejukaan*

# MINISTRY OF JUSTICE SPECIAL REVENUE FUND (AMENDMENT) ACT 2018

Introduced by:

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HON. MINISTER JACK ADING

Received by:

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HON. SPEAKER KENNETH A. KEDI

N.B. No. 146 – P.L. 2018-82

**NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS  
39TH CONSTITUTION REGULAR SESSION, 2018**



Republic of the Marshall Islands  
*Jepilpilin Ke Ejukaan*

**MINISTRY OF JUSTICE SPECIAL REVENUE FUND  
(AMENDMENT) ACT 2018**

**Index**

<b>Section</b>	<b>Page</b>
§101. Short title.....	2
§102. Amendments.....	2
§103. Effective date.....	4

**NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS  
39TH CONSTITUTION REGULAR SESSION, 2018**



Republic of the Marshall Islands  
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**MINISTRY OF JUSTICE SPECIAL REVENUE FUND  
(AMENDMENT) ACT 2018**

**AN ACT to amend the Ministry of Justice Special Revenue Act in Title 11, Chapter 8 of the Marshall Islands Revised Code in order to provide for the distribution of funds from the Ministry of Justice Special Revenue Fund to the Marshall Islands General Fund.**

**BE IT ENACTED BY THE NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS**

**§101. Short title.**

This Act may be cited as the Ministry of Justice Special Revenue Fund (Amendment) Act 2018.

**§102. Amendments.**

Section 803 and 804 of The Ministry of Justice Special Revenue fund Act are amended to read as follows:

**§803. Payments into the Fund.**

- (1) There shall be paid into the Fund:
  - (a) any money appropriated by the Nitijela for the purposes of the Fund;
  - (b) all fees, fines, and other sums paid to and collected by the court for or with respect to the violation of National Government laws, except such sums as may be paid to Local Government Councils under the Judiciary Fund Act of 1989

(27MIRC 1A), except as otherwise provided for by any other Act;

(c) all grants, and gifts, received by the Ministry of Justice, other than money appropriated by the Nitijela; and

(d) all administrative fees and charges collected by the Office of the Attorney General, and all subdivision and agencies that for the time being responsible to the Office of the Attorney General, and shall include those fees and charges collected:

(i) for all passports;

(ii) for citizenship matters;

(iii) for all visas;

(iv) for all documents and filings made pursuant to the provisions of the Associations Law under 52 MIRC and any regulations promulgated pursuant thereto.

(1) The Secretary of Finance is hereby authorized to deposit into the Fund an amount equal to \$400,000 of all collections made during a fiscal year.

#### **§804. Payments out of the Fund.**

(1) Payments shall be made out of the Fund for or to the following purposes:

(a) With respect to monies appropriated by the Nitijela, for the purposes for which the monies were appropriated; and

(b) With respect to fees, fines, and other sums received by the Ministry of Justice:

(i) for the education and training, supplies and equipment, and capital improvements for the Department of Public Safety; and

(ii) for the education and training, supplies and equipment, and capital improvements for other departments of the Ministry of Justice which may generate such fees, fines and other sums; and

- (iii) for witness and defendant transportation; and
- (iv) for fees, costs, dues and contributions required of regional and international police organizations and travel expenses incurred by the attendance of meetings of such organizations;

Provided, however, sums received for a specific purpose may and shall only be used for said purpose.

- (2) The Attorney-General shall in advance of each financial year prepare and present to the Minister of Justice (the Minister), for his approval, a budget for the withdrawal and expenditure of monies out of the Fund for that financial year. The budget may, with the approval of the Minister, be revised from time to time as the Attorney-General deems necessary. Approved budgets shall be forwarded to the Secretary of Finance to guide him in the proper administration of the Fund. For each budget year the Commissioner of Public Safety shall furnish to the Secretary of Finance information on the anticipated fees, costs, dues, or contributions required for the Republic's membership in Interpol. The Secretary of Finance shall assure that sufficient funds are retained to meet such costs.
- (3) The Secretary of Finance shall deposit into the Marshall Islands General Fund any sum of money in excess of \$400,000 from all collections made under 803(1)(a)(b)(c)(d) during a fiscal year.

### **§103. Effective date.**

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

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**CERTIFICATE**

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**I hereby certify:**

1. That Nitijela Bill No: 146 was passed by the Nitijela of the Republic of the Marshall Islands on the 21<sup>st</sup> day of September 2018; and

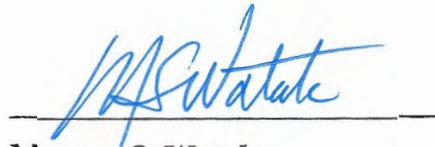
2. That I am satisfied that Nitijela Bill No: 146 was passed in accordance with the relevant provisions of the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela.

I hereby place my signature before the Clerk this 5<sup>th</sup> day of October 2018.



Hon. Kenneth A. Kedi  
Speaker  
Nitijela of the Marshall Islands

Attest:



Morean S. Watak  
Clerk  
Nitijela of the Marshall Islands

