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A BILL FOR AN ACT

To further amend Title 41 of the Code of the Federated States of Micronesia, by amending section 1024 subsection 1 and section 1025 subsection 2 thereof, to provide that no fees shall be charged for licenses under section 1024 of this act, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

1           Section 1. Section 1024 of Title 41 of the Code of the  
2 Federated States of Micronesia is hereby amended as follows:

3           "Section 1024. Licenses.

4           (1) The Secretary may license persons to import,  
5 export, prepare, pack, store food that has been imported  
6 or is being prepared for export, or transport food that  
7 has been imported or is being transported for export,  
8 according to regulations promulgated by him under this  
9 act~~[.]~~ , provided however that no fees shall be charged  
10 for licenses under this section. [~~All license fees~~  
11 ~~shall be paid into the General Fund.~~]

12           (2) A person commits a National crime if he knowingly  
13 imports, exports, prepares, packs, or stores food that  
14 has been imported or is being prepared for export  
15 without a valid license.

16           (3) A person convicted under subsection (2) of this  
17 section shall be punished by a fine of not more than  
18 \$1,000 or imprisonment for not more than 6 months, or  
19 both."

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1           Section 2. Section 1025 of Title 41 of the Code of the  
2 Federated States of Micronesia is hereby amended as follows:

3           "Section 1025. Regulations.

4           (1) Before any program authorized by this act may go  
5 into effect, the Secretary shall promulgate regulations  
6 providing for the training of food inspectors and setting  
7 forth the procedures to be followed by food inspectors in  
8 administering and enforcing this act, in order to insure  
9 that food inspectors exercise their powers with due  
10 regard to the safety of the public, and in such a way as  
11 to avoid unnecessary disruptions of business operation.

12          (2) The Secretary may also promulgate regulations  
13 regarding food standards; import, export, processing,  
14 packaging, labeling, storage, sale, export, conveying,  
15 testing, advertising, bookkeeping, and licensing  
16 standards; [~~licensing fees~~]; methods of sampling and  
17 analysis; food-handlers; and the procedures to be  
18 followed in the exercise of his duties and those of the  
19 Food Working Group, its employees, and food analysts.

20          (3) When regulations proposed under this act will  
21 affect an industry, the members of the Food Working  
22 Group shall supply the Secretary with a list of the  
23 names of all members of that industry of which they are  
24 aware. In addition to the requirements of chapter 1 of  
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1 title 17 of the Code of the Federated States of  
2 Micronesia, the Secretary shall give notice of the  
3 proposed regulations to those members of the affected  
4 industry, and shall conduct at least one public hearing  
5 no sooner than 10 days after the public and the industry  
6 have been notified."

7 Section 3. This act shall become law upon approval by the  
8 President of the Federated States of Micronesia or upon its  
9 becoming law without such approval.

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11 Date: 7/6/06

Introduced by: /s/ Peter M. Christian  
Peter M. Christian

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