

A BILL FOR AN ACT

To further amend title 55 of the Code of the Federated States of Micronesia, as enacted by Public Law No. 13-75, by amending sections 1504 and 1509 thereof, and for other purposes.

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

1 Section 1. Section 1504 of title 55 of the Code of the
2 Federated States of Micronesia, as enacted by Public Law No. 13-
3 75, is hereby amended to read as follows:

4 "Section 1504. Powers and responsibilities of the
5 Board. The Board shall have the following powers and
6 responsibilities:

- 7 (1) To formulate guidelines for the JEMCO
8 Representatives to follow in their communications of
9 Compact matters at JEMCO meeting;~~[-]~~
- 10 (2) To support the JEMCO Representatives in matters
11 relating to the Compact;~~[-]~~
- 12 (3) To identify, consider and formulate positions, in
13 the best interests of the Federated States of
14 Micronesia, with regard to issues to be addressed by
15 JEMCO and other issues relating to the management of the
16 Compact, provided that the Board shall not alter the
17 proposals for Compact Sector Grant Awards submitted by
18 the President to JEMCO on behalf of the National
19 Government or the States, the Infrastructure Development
20 Plan or Strategic Plan, as such terms are defined in the

1 Compact, submitted by the Federated States of Micronesia
2 to JEMCO;

3 (4) To coordinate the submission to JEMCO and the
4 United States of such reports, presentations and
5 information as may be needed to support proposals to
6 JEMCO and positions taken on behalf of the Federated
7 States of Micronesia;

8 (5) To ensure that all reports and other documents
9 required by the Compact are submitted on a timely basis;

10 (6) To provide oversight of the implementation of the
11 provisions of the Compact by the National Government and
12 each of the State Governments and their respective
13 agencies, and as the Board deems appropriate, including
14 the conducting of investigations to ensure that the
15 National Government and each of the State Governments is
16 in compliance with all terms of the Compact;

17 (7) To direct the work~~[, in conjunction with the~~
18 ~~President,~~] of the Office of Compact Management with the
19 concurrence, and subject to the ultimate authority, of
20 the President;

21 (8) To establish procedures and rules for conducting
22 the business of the Board; ~~[and]~~

23 (9) To report to the President, Congress and each of
24 the States concerning the activities of the Board, the
25 actions of JEMCO and the Trust Fund Committee, and other

1 significant matters relating to the Compact; ~~and~~ [-]

2 (10) To use its best efforts to ensure that the
3 obligations of the Federated States of Micronesia under
4 the Compact are satisfied and the rights of the
5 Federated States of Micronesia under the Compact are
6 preserved and upheld."

7 Section 2. Section 1509 of title 55 of the Code of the
8 Federated States of Micronesia is hereby amended to read as
9 follows:

10 "Section 1509. Office of Compact Management.
11 [~~In addition to advising the President on Compact~~
12 ~~matters]~~ Under the administrative directive of the
13 President, the Office of Compact Management shall
14 provide assistance to [~~and take direction from]~~ the
15 Board. The Board may also advise and direct the Office
16 of Compact Management on Compact matters with the
17 concurrence, and subject to the ultimate authority, of
18 the President. The duties that may be asked of the
19 Office of Compact Management by the Board shall include
20 the following:

21 (1) To be principally responsible, on behalf of the Federated

22 (2) [~~Under the direction of the Board,~~] [~~t~~]To gather,
23 develop and submit to JEMCO and the United States
24 information, data and reports relating to Compact
25 matters, including such reports as may be required by

1 the Compact;

2 (3) To submit to the President, Congress and the
3 States reports relating to the activities of the Office
4 of Compact Management and the Board, issues pertaining
5 to the Compact, and actions by JEMCO and the Trust Fund
6 Committee;

7 (4) To gather information for the Board relating to
8 compliance by the National Government and the States
9 with the requirements of the Compact;

10 (5) To assist representatives of the National
11 Government and State Governments on matters relating to
12 the Compact; and

13 (6) To do such further and additional things as may be
14 directed by the Board with the concurrence, and subject
15 to the ultimate authority, of the President."

16 Section 3. This act shall become law upon approval by the
17 President of the Federated States of Micronesia or upon its
18 becoming law without such approval.

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20 Date: 5/24/05

Introduced by: /s/ Simiram Sipenuk
Simiram Sipenuk
(by request)

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