
A BILL FOR AN ACT

To further amend title 50 of the Code of the Federated States of Micronesia, as amended, by enacting a new chapter 3 thereof, to establish health clearance exit requirements; and for other purposes.

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

1 Section 1. Title 50 of the Code of the Federated States of
2 Micronesia, as amended, is hereby further amended by inserting a
3 new title to read as follows:

4 "TITLE 50 - IMMIGRATION AND EMIGRATION"

5 Section 2. Title 50 of the Code of the Federated States of
6 Micronesia, as amended, is hereby further amended by enacting a
7 new chapter 3 entitled "Health Clearance Exit Requirements".

8 Section 3. Title 50 of the Code of the Federated
9 States of Micronesia, as amended, is hereby further amended
10 by adding a new chapter 3 to read as follows:

11 "Chapter 3: Emigration"

12 Section 4. Title 50 of the Code of the Federated States of
13 Micronesia, as amended, is hereby further amended by adding a new
14 section 301 of chapter 3 to read as follows:

15 "Section 301. Short title.

16 This chapter is known and may be cited as "Health
17 Clearance Exit requirements"

18 Section 4. Title 50 of the Code of the Federated States of
19 Micronesia, as amended, is hereby further amended by adding a new

1 section 302 of chapter 3 to read as follows:

2 "Section 302. Definitions

3 *Health Clearance documents* are documents, as prescribed
4 by the Regulations, that show that a person:

5 (1) has been vaccinated against a listed disease; or

6 (2) has been examined by a medical practitioner within
7 the last 12 months and found not to have a listed
8 disease; or

9 (3) is infected with a listed disease but is receiving
10 treatment for the disease.

11 *Listed Diseases* are hepatitis B, syphilis and
12 tuberculosis.

13 *Medical Assistance or treatment* means any meeting with
14 or treatment by a registered health professional."

15 Section 5. Title 50 of the Code of the Federated States of
16 Micronesia, as amended, is hereby further amended by adding a new
17 section 303 of chapter 3 to read as follows:

18 "Section 303. Health clearance documents - Required

19 No citizen of the FSM, unless specifically exempted
20 by applicable law or regulations, shall depart the

21 FSM without providing health clearance documents
22 required by this section. Health clearance

23 documents shall be issued by the President on
24 accordance with laws and regulations to be

25 promulgated or issued pursuant to this chapter."

26 Section 6. Title 50 of the Code of the Federated States of

1 Micronesia, as amended, is hereby further amended by adding a new
2 section 304 of chapter 3 to read as follows:

3 "Section 304. Delegation of Authority
4 The President may delegate his authority to issue health
5 clearance documents to permit travel outside of the FSM,
6 under the provisions of this chapter and regulations
7 promulgated thereto."

8 Section 7. Title 50 of the Code of the Federated States of
9 Micronesia, as amended, is hereby further amended by adding a new
10 section 305 of chapter 3 to read as follows:

11 "Section 305. Health Clearance Documents
12 The President may deny any person without the Health
13 Clearance documents exit from the Federated States of
14 Micronesia, except in the following instances:

15 (1) The person is travelling within the Federated
16 States of Micronesia (including travel to Yap, with a
17 transit period in Guam of not more than 5 days); or

18 (2) The person is not a resident citizen of the FSM;
19 or

20 (3) The person is travelling for the purpose of
21 obtaining medical assistance or treatment; or

22 (4) The person is accompanying a person who is
23 travelling for the purpose of obtaining medical
24 assistance or treatment. Only one person is permitted
25 to accompany any one person to meet the requirements of
26 this section.

1 For sections (3) and (4) above, travelling for the
2 purpose of obtaining medical assistance or
3 treatment means that the person is travelling for
4 the purpose of being treated in a country other
5 than the FSM for a medical condition. To fulfil
6 this requirement, the person must have documentary
7 evidence from a health professional or a health
8 care fund of the intended treatment. This may
9 include, but is not limited to, a letter from a
10 treating doctor in the FSM or another country, or a
11 letter from MiCare.”

12 Section 8. Title 50 of the Code of the Federated States of
13 Micronesia, as amended, is hereby further amended by adding a new
14 section 306 of chapter 3 to read as follows:

15 “Section 306. Carrier responsibility; Denial of exit

16 (1) It shall be the responsibility of each and every
17 carrier which is engaged in the transportation of
18 persons out of the Federated States of Micronesia to
19 ensure that such persons hold the proper documents to
20 effect lawful exit.

21 (2) Persons who attempt to exit the Federated States
22 of Micronesia who fail to present the required exit
23 documents shall be denied exit.”

24 Section 9. Title 50 of the Code of the Federated States of
25 Micronesia, as amended, is hereby further amended by adding a new
26 section 307 of chapter 3 to read as follows:

1 "Section 307. Regulations

2 The President may, from time to time, issue regulations
3 not inconsistent with law to implement this chapter."

4 Section 10. Effective date. This act upon its approval by
5 the President, or upon its becoming law without such approval,
6 shall take effect on January 1, 2009.

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8 Date: 2/22/08

Introduced by: /s/ Isaac V. Figir
Isaac V. Figir

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