



The President
Palikir, Pohnpei
Federated States of Micronesia

June 23, 2014

The Honorable Dohsis Halbert
Speaker
18th FSM Congress
Palikir, Pohnpei FM 96941



PRESIDENTIAL COMM. NO. 18-362
FSM CONGRESS

Dear Speak Halbert:

I am returning the following Congressional Act, which I have signed to become Public Law No. 18-69:

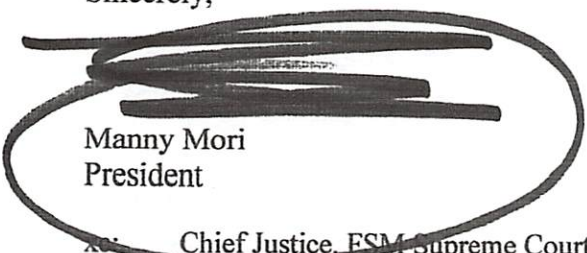
Congressional Act No. 18-74, entitled: "AN ACT TO AMEND SECTION 801 OF TITLE 41 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, TO BAN SMOKING WITHIN 150 FEET, OF ALL FACILITIES OWNED OR LEASED BY THE NATIONAL GOVERNMENT AND FOR OTHER PURPOSES."

The purpose of this Act clearly is intended to assist the public health of our people, especially as to the affects of second-hand smoke. While the intention of the Act is good, there may be some problems in its implementation due to the 150 foot requirement.

For instance, many of our rented public buildings are built closely to sidewalks or roadways that lie within the 150 feet, some as close as 10 feet away from a sidewalk. This means that someone can stand on a sidewalk and smoke, which smoke will drift into the building or interfere with people entering or exiting the building. Likewise, where a private rental space abuts a public rental place, a person can stand in front of the private rental space smoking, and the smoke again reaches those individuals entering or exiting the publically rented space, which goes against the purpose of the Act.

While I am signing this Act because of its obvious public health benefits, it is my hope that Congress will provide some guidance on its expectations of enforcement given the above issues.

Sincerely,



Manny Mori
President

cc: Chief Justice, FSM Supreme Court
Secretary, Department of Justice
Director, Office of SBOC
Legislative Counsel, CFSM
Library, CFSM
PIO, FM



CONGRESS OF THE
FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 18-302
FSM CONGRESS

June 03, 2014

His Excellency Manny Mori
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941



Dear President Mori:

I have the honor to transmit herewith Congressional Act No. 18-74, "AN ACT TO AMEND SECTION 801 OF TITLE 41 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, TO BAN SMOKING WITHIN 150 FEET, OF ALL FACILITIES OWNED OR LEASED BY THE NATIONAL GOVERNMENT, AND FOR OTHER PURPOSES", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Fourth Regular Session, 2014, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

Liwiana Ramon Ioanis
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures



PRESIDENTIAL COMM. NO. 18-302
FSM CONGRESS

EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FOURTH REGULAR SESSION
MAY 12 - 31, 2014

~~PUBLIC LAW No. 18-369~~

An Act

TO AMEND SECTION 801 OF TITLE 41 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, TO BAN SMOKING WITHIN 150 FEET, OF ALL FACILITIES OWNED OR LEASED BY THE NATIONAL GOVERNMENT, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: JOSEPH J. URUSEMAL

DATE: NOVEMBER 29, 2013

REFERRED TO: COMMITTEE ON HEALTH AND SOCIAL AFFAIRS

S.C.R. NO. 18-148 – MAY 19, 2014

FIRST READING: MAY 26, 2014

SECOND READING: MAY 28, 2014

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis", is written over a horizontal line.

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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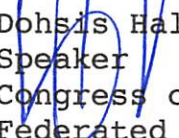
Office of the Speaker


PRESIDENTIAL COMM. NO. 18-302
FSM CONGRESS

ACT NO. 18-74

(CONGRESSIONAL BILL NO. 18-107, C.D.1)

We hereby certify that on May 28 the foregoing act passed
Second and Final Reading of the Eighteenth Congress of the
Federated States of Micronesia, Fourth Regular Session,
2014, by a two-thirds vote of all the State delegations as
required under article IX, section 20, of the Constitution
of the Federated States of Micronesia.


Dohsis Halbert
Speaker
Congress of the
Federated States of Micronesia


Liwiana Ramon Ioanis
Chief Clerk
Congress of the
Federated States of Micronesia

EIGHTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SECOND SPECIAL SESSION, 2013

CONGRESSIONAL BILL NO. 18-107, C.D.1

PUBLIC LAW No. 18-69

AN ACT

To amend section 801 of title 41 of the Code of the Federated States of Micronesia, as amended, to ban smoking within 150 feet, of all facilities owned or leased by the National Government, and for other purposes.

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

1 Section 1. Section 801 of title 41 of the Code of the
2 Federated States of Micronesia, as amended, is hereby amended to
3 read as follows:

4 "Section 801. Smoking of tobacco prohibited on National
5 Government property; Signs.

6 (1) Smoking of any tobacco product, including but not
7 limited to, cigarettes, cigars, and pipes, shall be
8 prohibited in all National Government-owned offices, and
9 within 150 feet, of such offices, and in all offices
10 that are being rented or leased by the National
11 Government for a period exceeding 30 consecutive days.
12 Where only part of a building, facility or property is
13 rented or leased by the National Government, this
14 prohibition shall only apply to the part of the building
15 or facility that is rented or leased by the National
16 Government. Smoking of tobacco products shall be
17 prohibited on boats, ships, one other sea-faring vessels
18 owned or leased by the National Government except in

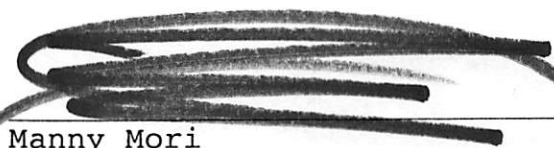
~~PUBLIC LAW NO. 18-69~~

designated areas.

(2) Within every office in which smoking is prohibited under subsection (1) of this section, signs shall be posted in sufficient number and in such locations as to be readily seen by persons within such areas, which shall clearly designate that the smoking of tobacco is prohibited."

Section 2. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

 , 2014


Manny Mori
President
Federated States of Micronesia