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NINTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

THIRD SPECIAL SESSION, 1996

C. B. NO. 9-160

A BILL FOR AN ACT

To further amend title 41 of the Code of the Federated States of Micronesia, by adding a new chapter 11 to establish an Amateur Sports Association, and for other purposes.

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

1 Section 1. Title 41 of the Code of the Federated States of
2 Micronesia is hereby further amended by adding a new section
3 1101 of chapter 11 to read as follows:

4 "Section 1101. Title. This chapter is known and may be
5 cited as the "Federated States of Micronesia Amateur
6 Sports Association Act."

7 Section 2. Title 41 of the Code of the Federated States of
8 Micronesia is hereby further amended by adding a new section
9 1102 of chapter 11 to read as follows:

10 "Section 1102. Purpose. The intent of this act is to
11 establish a Federated States of Micronesia Amateur
12 Sports Association for the purpose of promoting,
13 regulating and coordinating sports activities,
14 facilities, and events throughout the Federated States
15 of Micronesia and abroad. This act will promote health,
16 and unity among the citizens of the Federated States of
17 Micronesia through sports activities, leagues,
18 competitions, tournaments, training, clinics and other
19 events."

20 Section 3. Title 41 of the Code of the Federated States of
21 Micronesia is hereby further amended by adding a new section
22 1103 of chapter 11 to read as follows:

23 "Section 1103. Establishment of the Federated States of
24 Micronesia Amateur Sports Association. These is hereby
25 created in the Federated States of Micronesia a

1 Government authority to be known as the Federated States
2 of Micronesia Amateur Sports Association, hereinafter
3 call the "Association."

4 Section 4. Title 41 of the Code of the Federated States of
5 Micronesia is hereby further amended by adding a new section
6 1104 of chapter 11 to read as follows:

7 "Section 1104. Powers and responsibilities of the
8 Association. The Association has the following powers
9 and responsibilities:

10 (1) to act as the sole official representative in
11 and for the Federated States of Micronesia for the
12 purposes of establishing affiliation with and
13 representation in international and other amateur
14 athletic bodies, associations, councils, federations and
15 conferences, for participation in international athletic
16 and sports events, including the Olympic Games, the
17 Micronesian Games, the Mini-South Pacific Games, the
18 South Pacific Games, the Federated States of Micronesia
19 Games, and other related purposes;

20 (2) to, in conjunction with state sport councils,
21 amateur sports clubs, and sports associations, assist in
22 the acquisition, operation and maintenance of sports
23 facilities and fields in the Federated States of
24 Micronesia;

25 (3) to assist state sport councils, amateur sports

1 clubs and sports associations in affiliating with their
2 respective international bodies and in conforming with
3 the technical rules of these international federations;

4 (4) to support state sport councils, amateur
5 sports and sports associations in the promotion and
6 regulation of amateur sports competition in the
7 Federated States of Micronesia, and to foster the
8 interest and inter-relationships among the councils
9 clubs and associations;

10 (5) to sanction the amateur status of Federated
11 States of Micronesia athletes;

12 (6) to promote the construction and, where
13 appropriate, the standardization of sports facilities in
14 the Federated States of Micronesia by acquiring or
15 leasing real property, equipment, or buildings;

16 (7) to maintain custody of records of the
17 Federated States of Micronesia sports activities,
18 competitions and tournaments;

19 (8) to seek funds from public and private sources
20 for the performance of its duties, including the control
21 and arrangement of financing of teams selected to
22 compete in international competition or tournaments;

23 (9) to levy reasonable fees for usage of the
24 athletic or sports facilities and for advertisement and
25 promotion of its activities;

1 (10) to require the payment of reasonable fees by
2 state sport councils, amateur sports clubs, sports
3 association, and other organizations or persons who
4 desire to be members of the Association;

5 (11) to promulgate regulations, not inconsistent
6 with this chapter, necessary or appropriate for the
7 conduct of the affairs of the Association;

8 (12) to execute all instruments necessary or
9 appropriate in the exercise of its powers; and

10 (13) to take such other actions as may be necessary
11 and appropriate to carry out the powers herein or
12 hereafter specifically conferred upon it."

13 Section 5. Title 41 of the Code of the Federated States of
14 Micronesia is hereby further amended by adding a new section
15 1105 of chapter 11 to read as follows:

16 "Section 1105. Board of Directors - Membership. The
17 Association shall be managed and its powers exercised by
18 a Board of Directors, hereafter referred to as the
19 "Board", which shall consist of the following members:

20 (1) One person shall be appointed by the President
21 of the Federated States of Micronesia with the advice
22 and consent of Congress. This member shall be
23 designated as the representative of the National
24 Government and serve as the Board's first chairperson;

25 (2) Four persons shall be appointed by and serve at

1 the pleasure of the President of the Federated States of
2 Micronesia; and

3 (3) One person from each State shall be appointed
4 by the President of the Federated States of Micronesia
5 in consultation with the Governor of the affected State.
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7 Section 6. Title 41 of the Code of the Federated States of
8 Micronesia is hereby further amended by adding a new section
9 1106 of chapter 11 to read as follows:

10 "Section 1106. Board of Directors - Terms of Office.
11 All appointments shall be for a term of two years. The
12 term of each original member shall commence effective
13 the date of the first meeting of the Board after the
14 effective date of this act. The Board shall notify the
15 President of the Federated States of Micronesia, in
16 writing, of the upcoming expiration of the term of Board
17 members 60 days before the actual expiration of the
18 Board member's term. Vacancies occurring before the
19 expiration of a member's term shall be filled in the
20 same manner as the original appointment for the
21 remainder of the term of office of the vacancy.

22 Section 7. Title 41 of the Code of the Federated States of
23 Micronesia is hereby further amended by adding a new section
24 1107 of chapter 11 to read as follows:

25 "Section 1107. Board of Directors - Organizational

1 meeting. The Board shall hold its first meeting within
2 forty-five days of the effective date of this act. The
3 chairperson for the first two year term shall be the
4 National Government representative. Subsequent
5 chairpersons shall be elected by majority vote of the
6 entire Board. A secretary and treasurer shall be
7 elected from among the members of the Board. Officers
8 may be removed at any time by majority vote of all
9 members.

10 Section 8. Title 41 of the Code of the Federated States of
11 Micronesia is hereby further amended by adding a new section
12 1108 of chapter 11 to read as follows:

13 "Section 1108. Board of Directors - Meetings; Quorum.
14 The Board shall meet semiannually or more often at the
15 call of the chairman. A quorum shall consist five
16 members of the Board."

17 Section 9. Title 41 of the Code of the Federated States of
18 Micronesia is hereby further amended by adding a new section
19 1109 of chapter 11 to read as follows:

20 "Section 1109. By-laws.

21 (1) The Board, by an affirmative vote of a majority
22 of the whole Board shall adopt, and may amend, alter, or
23 repeal such by-laws for the Association as are not
24 inconsistent with this chapter. The by-laws of the
25 Association shall:

1 (a) Provide for the management of the business
2 of the Association; the regulation of its affairs, and
3 the organization, conduct and meetings of the Board;

4 (b) Establish a membership policy that is
5 designed to assure broad public participation with
6 respect to its activities;

7 (c) Establish reporting procedures to inform
8 their membership and the public of their activities;

9 (d) Establish procedures to assure public
10 access to all information held by the Association; and

11 (e) Establish proper financial handling and
12 accounting standards approved by the Director of Finance
13 and Public Auditor.

14 (2) The members of the Association shall be the
15 amateur sports clubs, association, unions and other
16 sports groups and individuals interested in sports."

17 Section 10. Title 41 of the Code of the Federated States of
18 Micronesia is hereby further amended by adding a new section
19 1110 of chapter 11 to read as follows:

20 "Section 1110. Annual Report. The Board, not later
21 than 90 days after the close of each governmental fiscal
22 year, shall submit to the President and Congress of the
23 Federated States of Micronesia, a report generally
24 stating the activities of the Association and containing
25 a profit-and-loss statement for the preceding fiscal

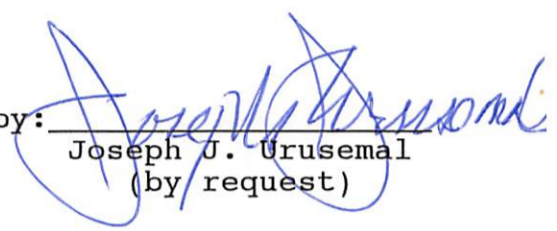
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1 year and a statement of its assets and liabilities as of
2 the close of the year."

3 Section 11. This act shall become law upon approval by the
4 President of the Federated States of Micronesia or upon its
5 becoming law without such approval.

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7 Date: 3/06/96

Introduced by: 
Joseph J. Urusemal
(by request)

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