To further amend title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31, and 9-062, by repealing subchapter 2 of chapter 2, as enacted by Public Law No. 9-062, and by enacting a new subchapter 2 of chapter 2 thereof; to further amend title 6 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-123, by amending section 1303; and to further amend title 55 of the Code of the Federated States of Micronesia, as amended, by amending sections 920, 922, and 923, all for the purpose of publishing the 1997 edition of the Code of the Federated States of Micronesia, and for other purposes.

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

1. Section 1. Subchapter 2 of chapter 2 of title 1 of the Code of the Federated States of Micronesia, as enacted by sections 1 and 2 of Public Law No. 9-062, is hereby repealed in its entirety.

2. Section 2. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new subchapter 2 of chapter 2, to begin with section 220, to read as follows:

"Section 220. Code of the Federated States of Micronesia: Statement of intent. This section is intended to effect a codification of the general and permanent National laws of the Federated States of Micronesia and is not intended to effect any substantive changes therein."

3. Section 3. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 221, to read as follows:

"Section 221. Designation of Code. The attached manuscript is incorporated by reference herein and is hereby designated as the 'Code of the Federated
States of Micronesia'. This code contains the
National laws of the Federated States of Micronesia
and is prepared under the authority of the Congress
of the Federated States of Micronesia, by contract
between the National Government of the Federated
States of Micronesia and the Book Publishing Company
of Seattle, Washington."

Section 4. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 222, to read as follows:

"Section 222. Adoption as positive law.

(1) All enacted law of the Interim Congress of
the Federated States of Micronesia, except for
Public Law No. IC-28, and all enacted law of the
Congress of the Federated States of Micronesia which
are incorporated in part II of the attached
manuscript are hereby radopted and reenacted as
positive law of the Federated States of Micronesia
in the form appearing in the manuscript.

(2) All enacted law which is radopted and
reenacted pursuant to subsection (1) of this section
is hereby repealed in its prior form."

Section 5. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 223, to read as follows:

"Section 223. Other documents not adopted. The inclusion in part III of the attached manuscript of the documents relating to the Government of the Trust Territory of the Pacific Islands is not to be construed as an adoption of those documents or as recognition of their efficacy in the Federated States of Micronesia."

Section 6. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 224, to read as follows:

"Section 224. Laws unaffected. Nothing in sections 220 through 231 of this chapter affects the validity of either appropriation laws, other temporary National laws not included in this code, or laws enacted after October 1, 1981, by the Congress of the Federated States of Micronesia."

Section 7. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 225, to read as follows:

"Section 225. Rights and liabilities unaffected. The repeal in subsection 2 of section 222 of this chapter does not affect the status of any civil or
criminal actions, rights, or liabilities existing
before the repeal takes effect."

Section 8. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 226, to read as follows:

"Section 226. Government authority unaffected. The
republication in this Code of Trust Territory laws
and the retention of references therein to the
authority of the Government of the Trust Territory
of the Pacific Islands are not intended to alter,
diminish, or in any way change or affect the
authority of the National Government or the
respective State governments of the Federated States
of Micronesia over the subject of legislation
included therein, as that authority has been
established by the Constitution of the Federated
States of Micronesia, the State charters or
constitutions, and other applicable law."

Section 9. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 227, to read as follows:

"Section 227. State law reaffirmed. The authority
of the States of the Federated States of Micronesia
with regard to those provisions of the Trust
territory Code within the jurisdiction of the states
is unaffected and hereby reaffirmed."

Section 10. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 228, to read as follows:

"Section 228. Technical amendment of prior law.
Technical amendments to laws included in part II of
this code, whether or not those laws are readopted
and reenacted pursuant to subsection (3) of this
section, are hereby enacted regarding the following:

(1) Organization and numbering of titles,
chapters, subchapters, sections, and other subparts;

(2) Changes in phraseology;

(3) Changes in introductory materials; and

(4) Correction of errors."

Section 11. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 229, to read as follows:

"Section 229. Future amendments; citations.

(1) Future amendments to laws included in part
II of this code, whether or not those laws are
readopted and reenacted pursuant to section 222 of
this title shall be made with reference to such laws
as they appear in this code.

(2) The preferred citation of laws included in
part II of this code is as follows: first, the
title number in Arabic numerals; second, "F.S.M.C.";
and third, section number. Example: The citation
of section 201, "Qualifications of Senators," of
title 9, "National Elections," would appear as "9
F.S.M.C. 201."

Section 12. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 230, to read as follows:

"Section 230. Supplements as part of code.

(1) The laws contained in any current pocket
parts or supplements to this code, printed and
published under contract or otherwise as may be
authorized by law, constitute prima facie a part of
this code if the laws, as so contained, purport to
represent reproductions of statutory amendments to
this code, as stated in accompanying notes thereto.

(2) If pocket parts or supplements are
published on a cumulative basis, then only the laws
in the latest publication thereof constitute prima
facie a part of this code.
(3) If any discrepancy arises between the text of a provision set out in the current supplement and that contained in the basic act as separately printed and published by the President of the Federated States of Micronesia or his designee pursuant to the authority granted by law, the latter shall constitute the positive law and shall control."

Section 13. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 231, to read as follows:

"Section 231. Repealer. The Trust Territory Code to the extent it is not republished herein or reaffirmed as within the jurisdiction of the States by section 227 of this chapter is hereby repealed in its entirety."

Section 14. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 232, to read as follows:

Congress of the Federated States of Micronesia, is hereby authorized."

Section 15. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 233, to read as follows:


The 1997 edition of the Code of the Federated States of Micronesia shall contain the general and permanent National laws codified as positive law in the original 1982 edition of the Code of the Federated States of Micronesia pursuant to sections 220 through 231 of this chapter, supplemented and updated with any amendments or additions to the law requiring codification through the Ninth Congress of the Federated States of Micronesia."

Section 16. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 234, to read as follows:

"Section 234. Laws unaffected by 1997 publication.

The supplementing and updating of the original 1982 F.S.M.C. in the First Supplement authorized by Public Law No. 4-33, and in this 1997 publication which includes subsequently enacted laws, shall not
effect any substantive change to the law as enacted
and as it became effective."

Section 17. Section 1303 of title 6 of the Code of the
Federated States of Micronesia, as amended by section 3 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 1303. Legal status of laws included in the
F.S.M.C. enacted after the First Supplement.

(1) Pursuant to the authority provided in
section 11 of Public Law No. 2-48 and in this Act,
the laws contained in the 1997 edition of the
F.S.M.C. that are printed and published under
contract with the Congress of the Federated States
of Micronesia and as authorized by law, shall
constitute prima facie the laws of the Federated
States of Micronesia for those laws contained
therein, and as they purport to represent
reproductions of statutory amendments to the
F.S.M.C., as stated in accompanying notes or source
cites.

(2) Future supplements or updates published
pursuant to section 223 of title 1 of the Code of
the Federated States of Micronesia shall constitute
prima facie the laws of the Federated States of
Micronesia for those laws set forth in the latest
publication in which they appear.

(3) In the event of a conflict between the text of a provision set out in the 1997 edition of the F.S.M.C. or set out in any future supplement or update thereto and the text contained in a Public Law as originally enacted by Congress and as approved or allowed to become law by the President of the Federated States of Micronesia pursuant to the laws and customs of the FSM, the text of the law as it became effective shall constitute the positive law and shall control.

(4) The official authenticated texts of Public Laws as enacted by Congress and as approved or allowed to become law by the President of the Federated States of Micronesia and the 1997 edition of the F.S.M.C. (as may be later updated or supplemented) shall constitute evidence of the law of the Federated States of Micronesia.

Section 18. Section 920 of title 55 of the Code of the Federated States of Micronesia, as amended by section 4 of Public Law No. 9-062, is hereby further amended to read as follows:


(1) The sale of the 1997 edition of the Code
of the Federated States of Micronesia to the public
is hereby authorized.

(2) The sale price of the 1997 edition of the
Code shall be determined by the presiding officer of
the Congress of the Federated States of Micronesia,
who shall take into account the anticipated public
demand for the Code, as well as the costs associated
with completing and publishing it.

(3) The sale price of the 1997 edition of the
F.S.M.C. shall be set with the intent:

(a) to recover the costs of publishing,

and

(b) to allow for appropriately timed
supplements or updates to be completed and
published."

Section 19. Section 922 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 6 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 922. Purpose. The purpose of the Fund is
to establish an ongoing fund to allow for the
receipt of revenues from the sale of the 1997
edition of the Code of the Federated States of
Micronesia and any supplement, update, pocket part,
or other addition of the F.S.M.C. and any future
appropriations to be used for the preparation and
publication of additional supplements, updates,
pocket parts, or other additions to the F.S.M.C."
Section 20. Section 923 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 7 of
Public Law No. 9-062, is hereby further amended to read as
follows:
"Section 923. Deposits. All future appropriations
from the General Fund for the cost of producing
supplements, updates, pocket parts, or other
additions to the 1997 edition of the F.S.M.C., and
all revenues received from the sale of the 1997
edition of the F.S.M.C. and further supplements,
updates, pocket parts or other additions to the
F.S.M.C. shall be deposited into the Fund. Any
unexpended monies in this Fund shall not revert to
the General Fund unless Congress dissolves the
Fund."
Section 21. This act shall become law upon approval by
the President of the Federated States of Micronesia or upon its
becoming law without such approval.

________________________, 1997

Jacob Nena
President
Federated States of Micronesia
The Honorable Jack Fritz  
Speaker, Tenth Congress  
Federated States of Micronesia  
First Regular Session, 1997  

Dear Mr. Speaker:

Your Committee on Judiciary and Governmental Operations, to which was referred C.B. No. 10-55, entitled:


begs leave to report as follows:
The intent and purpose of the bill are expressed in its title.

Your committee has learned that there is a pressing need for a new official publication of our Nation's Code. The last such publication occurred in 1982. Due to the myriad changes in our Nation's laws since that time, the absence of a more recent publication of the Code has unduly hampered those who seek to know and to apply our laws.

C.B. No. 10-55 would provide for a new publication of our Nation's Code and would make various necessary technical changes in previous laws addressing this subject. Therefore, your Committee on Judiciary and Governmental Operations is in accord with the intent and purpose of C.B. No. 10-55, and recommends its passage on First Reading, and that it be placed on the Calendar for Second and Final Reading.

Respectfully submitted,

Wagner M. Lawrence, chairman

Claude H. Phillip, member

Jack Fritz, member

John R. Petewon, vice chairman

Joseph J. Urusemal, member

Nishima E. Yelezah, member
A BILL FOR AN ACT

To further amend title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31, and 9-062, by repealing subchapter 2 of chapter 2, as enacted by Public Law No. 9-062, and by enacting a new subchapter of chapter thereof; to further amend title 6 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-123, by amending section 1303; and to further amend title 55 of the Code of the Federated States of Micronesia, as amended, by amending sections 920, 922, and 923, all for the purpose of publishing the 1997 edition of the Code of the Federated States of Micronesia, and for other purposes.

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

Section 1. Subchapter 2 of chapter 2 of title 1 of the Code of the Federated States of Micronesia, as enacted by sections 1 and 2 of Public Law No. 9-062, is hereby repealed in its entirety.

Section 2. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31, and 9-062, is hereby further amended by enacting a new subchapter 2 of chapter 2, to begin with section 220, to read as follows:

"Section 220. Code of the Federated States of Micronesia. Statement of intent. This section is intended to effect a codification of the general and permanent National laws of the Federated States of Micronesia and is not intended to affect any substantive changes therein."

Section 3. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 221, to read as follows:

"Section 221. Designation of Code. The attached manuscript is incorporated by reference herein and is hereby designated as the 'Code of the Federated States of Micronesia'. This code contains the National laws of the Federated States of Micronesia and is prepared under the authority of the Congress..."
of the Federated States of Micronesia, by contract
between the National Government of the Federated
States of Micronesia and the Book Publishing Company
of Seattle, Washington."

Section 4. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-38, and 9-062, is hereby further amended by enacting a
new section 222, to read as follows:

"Section 222. Adoption as positive law.

(1) All enacted law of the Interim Congress of
the Federated States of Micronesia, except for
Public Law No. 8-28, and all enacted law of the
Congress of the Federated States of Micronesia which
are incorporated in part II of the attached
manuscript, are hereby adopted and reenacted as
positive law of the Federated States of Micronesia
in the form appearing in the manuscript.

(2) All enacted which is reenacted and
reenacted pursuant to subsection (1) of this section
is hereby repealed in its prior form."

Section 5. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-38, and 9-062, is hereby further amended by enacting a
new section 223, to read as follows:

"Section 223. Other documents not adopted. The
inclusion in part III of the attached manuscript of
the documents relating to the Government of the
Trust Territory of the Pacific Islands is not to be
construed as an adoption of those documents or as
recognition of their efficacy in the Federated
States of Micronesia."

Section 6. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 224, to read as follows:

"Section 224. Laws unaffected. Nothing herein shall
affect the validity of either appropriation
laws, other temporary National laws not included in
this code, or laws enacted after October 1, 1960, by
the Congress of the Federated States of Micronesia."

Section 7. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 225, to read as follows:

"Section 225. Rights and liabilities unaffected.

The repeal in subsection 3 of section 221 of this
chapter does not affect the status of any civil or
criminal actions, rights, or liabilities existing
before the repeal takes effect."

Section 8. Title 1 of the Code of the Federated States
1 of Micronesia, as amended by Public Law Nos. 6-56, 6-105, 
2 7-20, 7-31 and 9-062, is hereby further amended by enacting a 
3 new section 226, to read as follows:
4
5 "Section 226. Government authority unaffected. The
6 republication in this Code of Trust Territory laws
7 and the retention of references therein to the
8 authority of the Government of the Trust Territory
9 of the Pacific Islands are not intended to alter,
10 diminish, or in any way change or affect the
11 authority of the National Government or the
12 respective State governments of the Federated States
13 of Micronesia over the subject of legislation
14 included therein, as that authority has been
15 established by the Constitution of the Federated
16 States of Micronesia, the State charters or
17 constitutions, and other applicable law."

Section 9. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 
7-20, 7-31 and 9-062, is hereby further amended by enacting a 
new section 227, to read as follows:

1 "Section 227. State law reaffirmed. The authority
2 of the States of the Federated States of Micronesia
3 with regard to those provisions of the Trust
4 Territory Code within the jurisdiction of the State
5 is unaffected and hereby reaffirmed."
Section 10. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 228, to read as follows:

"Section 228. Technical amendment of prior law.

Technical amendments to laws included in part II of this code, whether or not those laws are adopted anew, reenacted pursuant to subsection (3) of this section, are hereby enacted regarding the following:

(1) Organization and numbering of titles, chapters, subchapters, sections, and other subparts;
(2) Changes in phraseology;
(3) Changes in introductory materials; and
(4) Correction of errors.

Section 11. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 229, to read as follows:

"Section 229. Future amendments; citations.

(1) Future amendments to laws included in part II of this code, whether or not those laws are adopted and reenacted pursuant to section 222 of this title shall be made with reference to such laws as they appear in this code.

(2) The preferred citation of laws included in
part II of this code is as follows: first, the
title number in Arabic numerals; second, "P.S.M.C."
and third, section number. Example: The citation
of section 201, "Qualifications of Senators," of
title 9, "National Elections," would appear as "9
P.S.M.C. 201."

Section 12. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-11 and 9-062, is hereby further amended by enacting a
new section 230, to read as follows:

"Section 230. Supplements as part of code.

(1) The laws contained in any current pocket
parts or supplements to this code, printed and
published under contract or otherwise as may be
authorized by law, constitute prima facie a part of
this code: the laws, as so contained, purport to
represent reproductions of statutory amendments to
this code, as stated in accompanying notes thereto.

(2) If pocket parts or supplements are
published on a cumulative basis, then only the laws
in the latest publication thereof constitute prima
facie a part of this code.

(3) If any discrepancy arises between the text
of a provision set out in the current supplement and
that contained in the basic act, as separately
printed and published by the President of the Federated States of Micronesia or his designee pursuant to the authority granted by law, the latter shall constitute the positive law and shall control."

Section 13. Title I of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6–56, 6–105, 7–20, 7–31 and 9–062, is hereby further amended by enacting a new section 231, to read as follows:

"Section 231. Repealer. The Trust Territory Code to the extent it is not republished herein or reaffirmed as within the jurisdiction of the States by section 227 of this chapter is hereby repealed in its entirety."

Section 14. Title I of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6–56, 6–105, 7–20, 7–31 and 9–062, is hereby further amended by enacting a new section 232, to read as follows:


Section 15. Title I of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 237. to read as follows:

"Section 237. Contents of 1997 edition of P.S.M.C.

The 1997 edition of the Code of the Federated States of Micronesia shall contain in the general and permanent national law codified as positive law in the original 1982 edition of the Code of the Federated States of Micronesia pursuant to sections 220 through 231 of this chapter, supplemented and updated with any amendments or additions to the law requiring codification through the Ninth Congress of the Federated States of Micronesia."

Section 16. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 234. to read as follows:

"Section 234. Law unaffected by 1997 publication.

The supplementing and updating of the original 1982 P.S.M.C. in the First Supplement authorized by Public Law 8-43, and in this 1997 publication which includes subsequently enacted laws, shall not affect any substantive change to the law as enacted and as it became effective."

Section 17. Section 1303 of title 5 of the Code of the
Federated States of Micronesia, as amended by section 3 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 1303. Legal Status of Laws Included in the
P.L. 99-365 P.S.M.C. Enacted After the First Supplement.

(1) Pursuant to the authority provided in
d Section 11 of Public Law No. 2-46 and in the Federal
Act, the laws contained in the 1997 1997 edition of
the P.S.M.C. that are printed and published under
contract with the Congress of the Federated States
of Micronesia and as authorized by law, shall
constitute prima facie the laws of the Federated
States of Micronesia for those laws contained
therein, and as they purport to represent
reproductions of statutory amendments to the
P.S.M.C., as stated in accompanying notes or source
cites.

(2) Future supplements or updates published
pursuant to section 6 (§ 116) 223 of this Act shall
Title 1, Title 1 of the Code of the Federated
States of Micronesia shall constitute prima facie
the laws of the Federated States of Micronesia for
those laws set forth in the latest publication in
which they appear

(3) In the event of a conflict between the
text of a provision set out in the 1997 edition
of the F.S.M.C. or set out in any future supplement
or update thereto and the text contained in a Public
Law as originally enacted by Congress and as
approved or allowed to become law by the President
of the Federated States of Micronesia pursuant to
the constitutions and customs of the FSM,
the text of the law as it become effective shall
constitute the positive law and shall control.

(4) Excerpt text The official
authenticated texts of Public Laws are enacted by
Congress and as approved or allowed to become law by
the President of the Federated States of Micronesia
and the 1997 edition of the F.S.M.C. (as may be
later updated or supplemented) f the other,
publishing or certification of the laws of
this Nation shall constitute the evidence
published of the law of the Federated States of
Micronesia and shall not be evidenced in any
form of law.

Section 18. Section 920 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 4 of
Public Law No. 9-062, is hereby further amended to read as
follows:

'Section 920. Authorization for sale of 1997
(1) The 1997 sale of the 1997 edition of the Code of the Federated States of Micronesia to shall
be made available for sale to the Congress and
Assembly of the Federated States of Micronesia
and the Federal States of Micronesia, and the
public is hereby authorized.

(2) The sale price of the 1997 edition of the Code shall be determined by the Speaker presiding
officer of the Congress of the Federated States of Micronesia, who shall take into account the
anticipated public demand for the Code, as well as all of the costs associated with completing and
publishing it, the 1995 edition of the F.S.M.C.
and the ability to sell copies to the public.

(3) The sale price of the 1997 edition of the F.S.M.C. shall be set as much above as to
be adequate to cover the costs of
and published, and to reflect with the intent:
(a) to recover the costs of
(b) to allow for appropriately timed supplements or updates
of 1997 to be completed and published.
Section 19. Section 922 of title 55 of the Code of the Federated States of Micronesia, as amended by section 6 of Public Law No. 9-062, is hereby further amended to read as follows:

"Section 922. Purpose. The purpose of the Fund is to establish an ongoing fund to allow for the receipt of revenues from the sale of the 1997 Edition of the Code of the Federated States of Micronesia and any supplement, update, pocket part, or other addition of the F.S.M.C. and any future appropriations to be used for the preparation and publication of additional supplements, updates, pocket parts, or other additions to the F.S.M.C."

Section 20. Section 923 of title 55 of the Code of the Federated States of Micronesia, as amended by section 7 of Public Law No. 9-062, is hereby further amended to read as follows:

"Section 923. Deposits. All future appropriations from the General Fund for the cost of producing supplements, updates, pocket parts, or other additions to the 1997 Edition of the F.S.M.C., and all revenues received from the sale of the 1997 Edition of the F.S.M.C. and further supplements, updates, pocket parts, or other additions to the F.S.M.C. shall be deposited into
the Fund. Any unexpended monies in this Fund shall not revert to the General Fund unless Congress dissolves the Fund."

Section 21. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

Date: 6/2/97
Introduced by: /s/ Jack Fritz

Jack Fritz
AN ACT

To further amend title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31, and 9-062, by repealing subchapter 2 of chapter 2, as enacted by Public Law No. 9-062, and by enacting a new subchapter 2 of chapter 2 thereof; to further amend title 6 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-123, by amending section 1303; and to further amend title 55 of the Code of the Federated States of Micronesia, as amended, by amending sections 920, 922, and 923, all for the purpose of publishing the 1997 edition of the Code of the Federated States of Micronesia, and for other purposes.

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

1 Section 1. Subchapter 2 of chapter 2 of title 1 of the Code of the Federated States of Micronesia, as enacted by sections 1 and 2 of Public Law No. 9-062, is hereby repealed in its entirety.

2 Section 2. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new subchapter 2 of chapter 2, to begin with section 220, to read as follows:

"Section 220. Code of the Federated States of Micronesia: Statement of intent. This section is intended to effect a codification of the general and permanent National laws of the Federated States of Micronesia and is not intended to effect any substantive changes therein."

3 Section 3. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 221, to read as follows:

"Section 221. Designation of Code. The attached manuscript is incorporated by reference herein and is hereby designated as the 'Code of the Federated
States of Micronesia'. This code contains the National laws of the Federated States of Micronesia and is prepared under the authority of the Congress of the Federated States of Micronesia, by contract between the National Government of the Federated States of Micronesia and the Book Publishing Company of Seattle, Washington."

Section 4. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 222, to read as follows:

"Section 222. Adoption as positive law.

(1) All enacted law of the Interim Congress of the Federated States of Micronesia, except for Public Law No. IC-28, and all enacted law of the Congress of the Federated States of Micronesia which are incorporated in part II of the attached manuscript are hereby readopted and reenacted as positive law of the Federated States of Micronesia in the form appearing in the manuscript.

(2) All enacted law which is readopted and reenacted pursuant to subsection (1) of this section is hereby repealed in its prior form."

Section 5. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
1 7-20, 7-31 and 9-062, is hereby further amended by enacting a
2 new section 223, to read as follows:
3 "Section 223. Other documents not adopted. The
4 inclusion in part III of the attached manuscript of
5 the documents relating to the Government of the
6 Trust Territory of the Pacific Islands is not to be
7 construed as an adoption of those documents or as
8 recognition of their efficacy in the Federated
9 States of Micronesia."
10 Section 6. Title 1 of the Code of the Federated States
11 of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
12 7-20, 7-31 and 9-062, is hereby further amended by enacting a
13 new section 224, to read as follows:
15 220 through 223 of this chapter
16 affects the validity of either appropriation
17 laws, other temporary National laws not included in
18 this code, or laws enacted after October 1, 1981, by
19 the Congress of the Federated States of Micronesia."
20 Section 7. Title 1 of the Code of the Federated States
21 of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
22 7-20, 7-31 and 9-062, is hereby further amended by enacting a
23 new section 225, to read as follows:
24 "Section 225. Rights and liabilities unaffected.
25 The repeal in subsection 2 of section 222 of this
26 chapter does not affect the status of any civil or
criminal actions, rights, or liabilities existing before the repeal takes effect."

Section 8. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 226, to read as follows:

"Section 226. Government authority unaffected. The republication in this Code of Trust Territory laws and the retention of references therein to the authority of the Government of the Trust Territory of the Pacific Islands are not intended to alter, diminish, or in any way change or affect the authority of the National Government or the respective State governments of the Federated States of Micronesia over the subject of legislation included therein, as that authority has been established by the Constitution of the Federated States of Micronesia, the State charters or constitutions, and other applicable law."

Section 9. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 227, to read as follows:

"Section 227. State law reaffirmed. The authority of the States of the Federated States of Micronesia
with regard to those provisions of the Trust Territory Code within the jurisdiction of the States is unaffected and hereby reaffirmed."

Section 10. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 228, to read as follows:

"Section 228. Technical amendment of prior law.

Technical amendments to laws included in part II of this code, whether or not those laws are readopted and reenacted pursuant to subsection (3) of this section, are hereby enacted regarding the following:

(1) Organization and numbering of titles, chapters, subchapters, sections, and other subparts;

(2) Changes in phraseology;

(3) Changes in introductory materials; and

(4) Correction of errors."

Section 11. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 229, to read as follows:

"Section 229. Future amendments; citations.

(1) Future amendments to laws included in part II of this code, whether or not those laws are readopted and reenacted pursuant to section 222 of
this title shall be made with reference to such laws as they appear in this code.

(2) The preferred citation of laws included in part II of this code is as follows: first, the title number in Arabic numerals; second, "F.S.M.C."; and third, section number. Example: The citation of section 201, "Qualifications of Senators," of title 9, "National Elections," would appear as "9 F.S.M.C. 201."

Section 12. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 230, to read as follows:

"Section 230. Supplements as part of code.

(1) The laws contained in any current pocket parts or supplements to this code, printed and published under contract or otherwise as may be authorized by law, constitute prima facie a part of this code if the laws, as so contained, purport to represent reproductions of statutory amendments to this code, as stated in accompanying notes thereto.

(2) If pocket parts or supplements are published on a cumulative basis, then only the laws in the latest publication thereof constitute prima facie a part of this code."
(3) If any discrepancy arises between the text of a provision set out in the current supplement and that contained in the basic act as separately printed and published by the President of the Federated States of Micronesia or his designee pursuant to the authority granted by law, the latter shall constitute the positive law and shall control."

Section 13. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 231, to read as follows:

"Section 231. **Repealer.** The Trust Territory Code to the extent it is not republished herein or reaffirmed as within the jurisdiction of the States by section 227 of this chapter is hereby repealed in its entirety."

Section 14. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 232, to read as follows:

Congress of the Federated States of Micronesia, is hereby authorized."

Section 15. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 233, to read as follows:


Section 16. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 234, to read as follows:

"Section 234. Laws unaffected by 1997 publication. The supplementing and updating of the original 1982 F.S.M.C. in the First Supplement authorized by Public Law No. 4-33, and in this 1997 publication which includes subsequently enacted laws, shall not
effect any substantive change to the law as enacted
and as it became effective."

Section 17. Section 1303 of title 6 of the Code of the
Federated States of Micronesia, as amended by section 3 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 1303. Legal status of laws included in the
F.S.M.C. enacted after the First Supplement.

(1) Pursuant to the authority provided in
section 11 of Public Law No. 2-48 and in this Act,
the laws contained in the 1997 edition of the
F.S.M.C. that are printed and published under
contract with the Congress of the Federated States
of Micronesia and as authorized by law, shall
constitute prima facie the laws of the Federated
States of Micronesia for those laws contained
therein, and as they purport to represent
reproductions of statutory amendments to the
F.S.M.C., as stated in accompanying notes or source
cites.

(2) Future supplements or updates published
pursuant to section 223 of title 1 of the Code of
the Federated States of Micronesia shall constitute
prima facie the laws of the Federated States of
Micronesia for those laws set forth in the latest
publication in which they appear.

(3) In the event of a conflict between the
text of a provision set out in the 1997 edition of
the F.S.M.C. or set out in any future supplement or
update thereto and the text contained in a Public
Law as originally enacted by Congress and as
approved or allowed to become law by the President
of the Federated States of Micronesia pursuant to
the laws and customs of the FSM, the text of the law
as it became effective shall constitute the positive
law and shall control.

(4) The official authenticated texts of Public
Laws as enacted by Congress and as approved or
allowed to become law by the President of the
Federated States of Micronesia and the 1997 edition
of the F.S.M.C. (as may be later updated or
supplemented) shall constitute evidence of the law
of the Federated States of Micronesia."

Section 18. Section 920 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 4 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 920. Authorization for sale of 1997
dition of F.S.M.C.

(1) The sale of the 1997 edition of the Code
of the Federated States of Micronesia to the public
is hereby authorized.

(2) The sale price of the 1997 edition of the
Code shall be determined by the presiding officer of
the Congress of the Federated States of Micronesia,
who shall take into account the anticipated public
demand for the Code, as well as the costs associated
with completing and publishing it.

(3) The sale price of the 1997 edition of the
F.S.M.C. shall be set with the intent:
(a) to recover the costs of publishing,

and

(b) to allow for appropriately timed
supplements or updates to be completed and
published."

Section 19. Section 922 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 6 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 922. Purpose. The purpose of the Fund is
to establish an ongoing fund to allow for the
receipt of revenues from the sale of the 1997
edition of the Code of the Federated States of
Micronesia and any supplement, update, pocket part,
or other addition of the F.S.M.C. and any future
Section 20. Section 923 of title 55 of the Code of the Federated States of Micronesia, as amended by section 7 of Public Law No. 9-062, is hereby further amended to read as follows:

"Section 923. Deposits. All future appropriations from the General Fund for the cost of producing supplements, updates, pocket parts, or other additions to the 1997 edition of the F.S.M.C., and all revenues received from the sale of the 1997 edition of the F.S.M.C. and further supplements, updates, pocket parts or other additions to the F.S.M.C. shall be deposited into the Fund. Any unexpended monies in this Fund shall not revert to the General Fund unless Congress dissolves the Fund."

Section 21. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

_________ 1997

Jacob Nena
President
Federated States of Micronesia
The Honorable Jacob Nena  
President  
Federated States of Micronesia  
Palikir, Pohnpei  FM  96941  

Dear Mr. President:

I have the honor to transmit herewith, Congressional Act No. 10-11, "AN ACT TO FURTHER AMEND TITLE 1 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED BY PUBLIC LAWS NOS. 6-56, 6-105, 7-20, 7-31, AND 9-062, BY REPEALING SUBCHAPTER 2 OF CHAPTER 2, AS ENACTED BY PUBLIC LAW NO. 9-062, AND BY ENACTING A NEW SUBCHAPTER 2 OF CHAPTER 2 THEREOF; TO FURTHER AMEND TITLE 6 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED BY PUBLIC LAW NO. 5-123, BY AMENDING SECTION 1303; AND TO FURTHER AMEND TITLE 55 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTIONS 920, 922, AND 923, ALL FOR THE PURPOSE OF PUBLISHING THE 1997 EDITION OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AND FOR OTHER PURPOSES.", which was passed on June 9 by the Tenth Congress of the Federated States of Micronesia, First Regular Session, 1997, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

Henry C. Asugar  
Chief Clerk, Congress of the  
Federated States of Micronesia  

Enclosures
AN ACT

To further amend title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31, and 9-062, by repealing subchapter 2 of chapter 2, as enacted by Public Law No. 9-062, and by enacting a new subchapter 2 of chapter 2 thereof; to further amend title 6 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-123, by amending section 1303; and to further amend title 55 of the Code of the Federated States of Micronesia, as amended, by amending sections 920, 922, and 923, all for the purpose of publishing the 1997 edition of the Code of the Federated States of Micronesia, and for other purposes.

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

1. Section 1. Subchapter 2 of chapter 2 of title 1 of the Code of the Federated States of Micronesia, as enacted by sections 1 and 2 of Public Law No. 9-062, is hereby repealed in its entirety.

2. Section 2. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new subchapter 2 of chapter 2, to begin with section 220, to read as follows:

"Section 220. Code of the Federated States of Micronesia; Statement of intent. This section is intended to effect a codification of the general and permanent National laws of the Federated States of Micronesia and is not intended to effect any substantive changes therein."

3. Section 3. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 221, to read as follows:

"Section 221. Designation of Code. The attached manuscript is incorporated by reference herein and is hereby designated as the 'Code of the Federated
States of Micronesia'. This code contains the
National laws of the Federated States of Micronesia
and is prepared under the authority of the Congress
of the Federated States of Micronesia, by contract
between the National Government of the Federated
States of Micronesia and the Book Publishing Company
of Seattle, Washington."

Section 4. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 222, to read as follows:

"Section 222. Adoption as positive law.

(1) All enacted law of the Interim Congress of
the Federated States of Micronesia, except for
Public Law No. IC-28, and all enacted law of the
Congress of the Federated States of Micronesia which
are incorporated in part II of the attached
manuscript are hereby readopted and reenacted as
positive law of the Federated States of Micronesia
in the form appearing in the manuscript.

(2) All enacted law which is readopted and
reenacted pursuant to subsection (1) of this section
is hereby repealed in its prior form."

Section 5. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
1 7-20, 7-31 and 9-062, is hereby further amended by enacting a
2 new section 223, to read as follows:
3
4 "Section 223. Other documents not adopted. The
5 inclusion in part III of the attached manuscript of
6 the documents relating to the Government of the
7 Trust Territory of the Pacific Islands is not to be
8 construed as an adoption of those documents or as
9 recognition of their efficacy in the Federated
10 States of Micronesia."
11
12 Section 6. Title 1 of the Code of the Federated States
13 of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
14 7-20, 7-31 and 9-062, is hereby further amended by enacting a
15 new section 224, to read as follows:
16
17 "Section 224. Laws unaffected. Nothing in this
18 section affects the validity of either appropriation
19 laws, other temporary National laws not included in
20 this code, or laws enacted after October 1, 1981, by
21 the Congress of the Federated States of Micronesia."
22
23 Section 7. Title 1 of the Code of the Federated States
24 of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
25 7-20, 7-31 and 9-062, is hereby further amended by enacting a
26 new section 225, to read as follows:
27
28 "Section 225. Rights and liabilities unaffected.
29 The repeal in subsection 2 of section 221 of this
30 chapter does not affect the status of any civil or
criminal actions, rights, or liabilities existing
before the repeal takes effect."

Section 8. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 226, to read as follows:

"Section 226. Government authority unaffected. The
republication in this Code of Trust Territory laws
and the retention of references therein to the
authority of the Government of the Trust Territory
of the Pacific Islands are not intended to alter,
diminish, or in any way change or affect the
authority of the National Government or the
respective State governments of the Federated States
of Micronesia over the subject of legislation
included therein, as that authority has been
established by the Constitution of the Federated
States of Micronesia, the State charters or
constitutions, and other applicable law."

Section 9. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 227, to read as follows:

"Section 227. State law reaffirmed. The authority
of the States of the Federated States of Micronesia
with regard to those provisions of the Trust
Territory Code within the jurisdiction of the States
is unaffected and hereby reaffirmed."

Section 10. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 228, to read as follows:

"Section 228. Technical amendment of prior law.
Technical amendments to laws included in part II of
this code, whether or not those laws are readopted
and reenacted pursuant to subsection (3) of this
section, are hereby enacted regarding the following:

(1) Organization and numbering of titles,
chapters, subchapters, sections, and other subparts;
(2) Changes in phraseology;
(3) Changes in introductory materials; and
(4) Correction of errors."

Section 11. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 229, to read as follows:

"Section 229. Future amendments; citations.
(1) Future amendments to laws included in part
II of this code, whether or not those laws are
reenacted and reenacted pursuant to section 222 of
this title shall be made with reference to such laws as they appear in this code.

(2) The preferred citation of laws included in part II of this code is as follows: first, the title number in Arabic numerals; second, "F.S.M.C."; and third, section number. Example: The citation of section 201, "Qualifications of Senators," of title 9, "National Elections," would appear as "9 F.S.M.C. 201."

Section 12. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 230, to read as follows:

"Section 230. Supplements as part of code.

(1) The laws contained in any current pocket parts or supplements to this code, printed and published under contract or otherwise as may be authorized by law, constitute prima facie a part of this code if the laws, as so contained, purport to represent reproductions of statutory amendments to this code, as stated in accompanying notes thereto.

(2) If pocket parts or supplements are published on a cumulative basis, then only the laws in the latest publication thereof constitute prima facie a part of this code.
(3) If any discrepancy arises between the text of a provision set out in the current supplement and that contained in the basic act as separately printed and published by the President of the Federated States of Micronesia or his designee pursuant to the authority granted by law, the latter shall constitute the positive law and shall control."

Section 13. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 231, to read as follows:

"Section 231. **Repealer.** The Trust Territory Code to the extent it is not republished herein or reaffirmed as within the jurisdiction of the States by section 227 of this chapter is hereby repealed in its entirety."

Section 14. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 232, to read as follows:

Congress of the Federated States of Micronesia, is hereby authorized."

Section 15. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 233, to read as follows:


Section 16. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 234, to read as follows:

"Section 234. Laws unaffected by 1997 publication. The supplementing and updating of the original 1982 F.S.M.C. in the First Supplement authorized by Public Law No. 4-33, and in this 1997 publication which includes subsequently enacted laws, shall not
effect any substantive change to the law as enacted
and as it became effective."

Section 17. Section 1303 of title 6 of the Code of the
Federated States of Micronesia, as amended by section 3 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 1303. Legal status of laws included in the
F.S.M.C. enacted after the First Supplement.

(1) Pursuant to the authority provided in
section 11 of Public Law No. 2-48 and in this Act,
the laws contained in the 1997 edition of the
F.S.M.C. that are printed and published under
contract with the Congress of the Federated States
of Micronesia and as authorized by law, shall
constitute prima facie the laws of the Federated
States of Micronesia for those laws contained
therein, and as they purport to represent
reproductions of statutory amendments to the
F.S.M.C., as stated in accompanying notes or source
cites.

(2) Future supplements or updates published
pursuant to section 223 of title 1 of the Code of
the Federated States of Micronesia shall constitute
prima facie the laws of the Federated States of
Micronesia for those laws set forth in the latest
publication in which they appear.

(3) In the event of a conflict between the
text of a provision set out in the 1997 edition of
the F.S.M.C. or set out in any future supplement or
update thereto and the text contained in a Public
Law as originally enacted by Congress and as
approved or allowed to become law by the President
of the Federated States of Micronesia pursuant to
the laws and customs of the FSM, the text of the law
as it became effective shall constitute the positive
law and shall control.

(4) The official authenticated texts of Public
Laws as enacted by Congress and as approved or
allowed to become law by the President of the
Federated States of Micronesia and the 1997 edition
of the F.S.M.C. (as may be later updated or
supplemented) shall constitute evidence of the law
of the Federated States of Micronesia."

Section 18. Section 920 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 4 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 920. Authorization for sale of 1997
edition of F.S.M.C.

(1) The sale of the 1997 edition of the Code
of the Federated States of Micronesia to the public

is hereby authorized.

(2) The sale price of the 1997 edition of the
Code shall be determined by the presiding officer of
the Congress of the Federated States of Micronesia,
who shall take into account the anticipated public
demand for the Code, as well as the costs associated
with completing and publishing it.

(3) The sale price of the 1997 edition of the
F.S.M.C. shall be set with the intent:

(a) to recover the costs of publishing
and

(b) to allow for appropriately timed
supplements or updates to be completed and
published."

Section 19. Section 922 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 6 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 922. **Purpose.** The purpose of the Fund is
to establish an ongoing fund to allow for the
receipt of revenues from the sale of the 1997
edition of the Code of the Federated States of
Micronesia and any supplement, update, pocket part,
or other addition of the F.S.M.C. and any future
appropriations to be used for the preparation and
publication of additional supplements, updates,
pocket parts, or other additions to the F.S.M.C."

Section 20. Section 923 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 7 of
Public Law No. 9-062, is hereby further amended to read as
follows:

"Section 923. Deposits. All future appropriations
from the General Fund for the cost of producing
supplements, updates, pocket parts, or other
additions to the 1997 edition of the F.S.M.C., and
all revenues received from the sale of the 1997
dition of the F.S.M.C. and further supplements,
updates, pocket parts or other additions to the
F.S.M.C. shall be deposited into the Fund. Any
unexpended monies in this Fund shall not revert to
the General Fund unless Congress dissolves the
Fund."

Section 21. This act shall become law upon approval by
the President of the Federated States of Micronesia or upon its
becoming law without such approval.

, 1997

Jacob Nena
President
Federated States of Micronesia
criminal actions, rights, or liabilities existing
before the repeal takes effect."

Section 8. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 226, to read as follows:

"Section 226. Government authority unaffected. The
republication in this Code of Trust Territory laws
and the retention of references therein to the
authority of the Government of the Trust Territory
of the Pacific Islands are not intended to alter,
diminish, or in any way change or affect the
authority of the National Government or the
respective State governments of the Federated States
of Micronesia over the subject of legislation
included therein, as that authority has been
established by the Constitution of the Federated
States of Micronesia, the State charters or
constitutions, and other applicable law."

Section 9. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 227, to read as follows:

"Section 227. State law reaffirmed. The authority
of the States of the Federated States of Micronesia
this title shall be made with reference to such laws
as they appear in this code.

(2) The preferred citation of laws included in
part II of this code is as follows: first, the
title number in Arabic numerals; second, "P.S.M.C.";
and third, section number. Example: The citation
of section 201, "Qualifications of Senators," of
title 9, "National Elections," would appear as "9
F.S.M.C. 201."

Section 12. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 230, to read as follows:

"Section 230. Supplements as part of code.

(1) The laws contained in any current pocket
parts or supplements to this code, printed and
published under contract or otherwise as may be
authorized by law, constitute prima facie a part of
this code if the laws, as so contained, purport to
represent reproductions of statutory amendments to
this code, as stated in accompanying notes thereto.

(2) If pocket parts or supplements are
published on a cumulative basis, then only the laws
in the latest publication thereof constitute prima
facie a part of this code.
(3) If any discrepancy arises between the text of a provision set out in the current supplement and that contained in the basic act as separately printed and published by the President of the Federated States of Micronesia or his designee pursuant to the authority granted by law, the latter shall constitute the positive law and shall control."

Section 13. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 231, to read as follows:

"Section 231. Repealer. The Trust Territory Code to the extent it is not republished herein or reaffirmed as within the jurisdiction of the States by section 227 of this chapter is hereby repealed in its entirety."

Section 14. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 232, to read as follows:

Congress of the Federated States of Micronesia, is hereby authorized."

Section 15. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 233, to read as follows:


The 1997 edition of the Code of the Federated States of Micronesia shall contain the general and permanent National laws codified as positive law in the original 1982 edition of the Code of the Federated States of Micronesia pursuant to sections 220 through 231 of this chapter, supplemented and updated with any amendments or additions to the law requiring codification through the Ninth Congress of the Federated States of Micronesia."

Section 16. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 234, to read as follows:

"Section 234. Laws unaffected by 1997 publication.

The supplementing and updating of the original 1982 F.S.M.C. in the First Supplement authorized by Public Law No. 4-33, and in this 1997 publication which includes subsequently enacted laws, shall not
publication in which they appear.

(3) In the event of a conflict between the
text of a provision set out in the 1997 edition of
the F.S.M.C. or set out in any future supplement or
update thereto and the text contained in a Public
Law as originally enacted by Congress and as
approved or allowed to become law by the President
of the Federated States of Micronesia pursuant to
the laws and customs of the FSM, the text of the law
as it became effective shall constitute the positive
law and shall control.

(4) The official authenticated texts of Public
Laws as enacted by Congress and as approved or
allowed to become law by the President of the
Federated States of Micronesia and the 1997 edition
of the F.S.M.C. (as may be later updated or
supplemented) shall constitute evidence of the law
of the Federated States of Micronesia."

Section 18. Section 920 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 4 of
Public Law No. 9-062, is hereby further amended to read as
follows:

*Section 920. Authorization for sale of 1997
edition of F.S.M.C.*

(1) The sale of the 1997 edition of the Code
appropriations to be used for the preparation and
publication of additional supplements, updates,
pocket parts, or other additions to the F.S.M.C."
Section 20. Section 923 of title 55 of the Code of the
Federated States of Micronesia, as amended by section 7 of
Public Law No. 9-062, is hereby further amended to read as
follows:
"Section 923. Deposits. All future appropriations
from the General Fund for the cost of producing
supplements, updates, pocket parts, or other
additions to the 1997 edition of the F.S.M.C., and
all revenues received from the sale of the 1997
edition of the F.S.M.C. and further supplements,
updates, pocket parts or other additions to the
F.S.M.C. shall be deposited into the Fund. Any
unexpended monies in this Fund shall not revert to
the General Fund unless Congress dissolves the
Fund."
Section 21. This act shall become law upon approval by
the President of the Federated States of Micronesia or upon its
becoming law without such approval.

__________________________  1997
Jacob Nena
President
Federated States of Micronesia
350

from Dennis: + the old place a long way ago...

So is married. Some done a few days later

— Dennis "Kennett"
is hereby designated as the code of the Federated States of Micronesia. The attached (highlighted) section 211, is incorporated by reference herein and read as follows:

New section 211, to read as follows:

18-720, 7-211, and 9-602. is hereby further amended by enacting a
17 of Micronesia, as amended by Public Laws Nos. 6-95, 6-105,
16 section 3, title 1 of the code of the Federated States of
15 substantial changes thereon.
14
13 intended to effect a coordinated reorganization of the
12 Federated States of Micronesia. This section is
11Micronesia; a statement of intent. This section
10 read as follows:
9 new subchapter 2 of chapter 2, to begin with section 220, to
8 section 2, title 1 of the code of the Federated States of
7-201, 7-31 and 9-602, is hereby further amended by enacting a
6 of Micronesia, as amended by Public Laws Nos. 6-95, 6-105,
5 section 2, title 2 of the code of the Federated States of
4 the Act.
3 section 1 and 2 of public law No. 9-602, is hereby repealed in
2 of the code of the Federated States of Micronesia, as enacted by
1 section 1, subchapter 2 of chapter 2, title 2 of title 1 of the

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

purposes.

the code of the Federated States of Micronesia, and for other
222, and 9-23, all for the purpose of publishing section 990, the code of the Federated States of Micronesia, as amended, by enacting section 20, section 105, and enacting an amendment to section 5 of the code of the
section 102, and enacting an amendment to section 5 of the code of the
section 100; and enacting an amendment to section 5 of the code of the
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section 100; and enacting an amendment to section 5 of the code of the
section 100; and enacting an amendment to section 5 of the code of the

AN ACT
States of Micronesia. This code contains the National laws of the Federated States of Micronesia and is prepared under the authority of the Congress of the Federated States of Micronesia, by contract between the National Government of the Federated States of Micronesia and the Book Publishing Company of Seattle, Washington.

Section 4. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-31, and 9-065, is hereby further amended by enacting a new section 222, to read as follows:

"Section 222. Adoption as positive law:

(1) All enacted laws of the Interim Congress of the Federated States of Micronesia, except for Public Law No. 1C-28, and all enacted laws of the Congress of the Federated States of Micronesia which are incorporated in part II of the attached manuscript, are hereby readopted and reenacted as positive law of the Federated States of Micronesia in the form appearing in the manuscript.

(2) All enacted laws which is readopted and reenacted pursuant to subsection (1) of this section is hereby repealed in its prior form."
A BILL FOR AN ACT

To further amend title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31, and 9-062, by repealing subchapter 2 of chapter 2, as enacted by Public Law No. 9-062, and by enacting a new subchapter 2 of chapter 2 thereof; to further amend title 6 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-123, by amending section 1303; and to further amend title 55 of the Code of the Federated States of Micronesia, as amended, by amending sections 920, 922, and 923, all for the purpose of publishing the 1997 edition of the Code of the Federated States of Micronesia, and for other purposes.

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

Section 1. Subchapter 2 of chapter 2 of title 1 of the Code of the Federated States of Micronesia, as enacted by sections 1 and 2 of Public Law No. 9-062, is hereby repealed in its entirety.

Section 2. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new subchapter 2 of chapter 2, to begin with section 220, to read as follows:

"Section 220. Code of the Federated States of Micronesia; Statement of Intent. This section is intended to effect a codification of the general and permanent National laws of the Federated States of Micronesia and is not intended to effect any substantive changes therein."

Section 3. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 221, to read as follows:

"Section 221. Designation of Code. The attached manuscript is incorporated by reference herein and is hereby designated as the 'Code of the Federated States of Micronesia'. This code contains the National laws of the Federated States of Micronesia and is prepared under the authority of the Congress."

CBL 10-50
of the Federated States of Micronesia, by contract
between the National Government of the Federated
States of Micronesia and the Book Publishing Company
of Seattle, Washington.*

Section 4. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 222, to read as follows:

"Section 222. Adoption as positive law.

(1) All enacted law of the Interim Congress of
the Federated States of Micronesia, except for
Public Law No. 1C-28, and all enacted law of the
Congress of the Federated States of Micronesia which
are incorporated in part II of the attached
manuscript are hereby readopted and reenacted as
positive law of the Federated States of Micronesia
in the form appearing in the manuscript.

(2) All enacted law which is readopted and
reenacted pursuant to subsection (1) of this section
is hereby repealed in its prior form.*

Section 5. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 223, to read as follows:

"Section 223. Other documents not adopted. The
inclusion in part III of the attached manuscript of
the documents relating to the Government of the
Trust Territory of the Pacific Islands is not to be
construed as an adoption of those documents or as
recognition of their efficacy in the Federated
States of Micronesia."

Section 6. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 224, to read as follows:

"Section 224. Laws unaffected. Nothing in this
section affects the validity of either appropriation
laws, other temporary National laws not included in
this code, or laws enacted after October 1, 1981, by
the Congress of the Federated States of Micronesia."

Section 7. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 225, to read as follows:

"Section 225. Rights and liabilities unaffected.
The repeal in subsection 2 of section 221 of this
chapter does not affect the status of any civil or
criminal actions, rights, or liabilities existing
before the repeal takes effect."

Section 8. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 226, to read as follows:

"Section 226. Government authority unaffected. The republication in this Code of Trust Territory laws and the retention of references therein to the authority of the Government of the Trust Territory of the Pacific Islands are not intended to alter, diminish, or in any way change or affect the authority of the National Government or the respective State governments of the Federated States of Micronesia over the subject of legislation included therein, as that authority has been established by the Constitution of the Federated States of Micronesia, the State charters or constitutions, and other applicable law."

Section 9. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 227, to read as follows:

"Section 227. State law reaffirmed. The authority of the States of the Federated States of Micronesia with regard to those provisions of the Trust Territory Code within the jurisdiction of the States is unaffected and hereby reaffirmed."
Section 10. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 228, to read as follows:

"Section 228. Technical amendment of prior law.

Technical amendments to laws included in part II of this code, whether or not those laws are readopted and reenacted pursuant to subsection (3) of this section, are hereby enacted regarding the following:

(1) Organization and numbering of titles, chapters, subchapters, sections, and other subparts;
(2) Changes in phraseology;
(3) Changes in introductory materials; and
(4) Correction of errors."

Section 11. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 229, to read as follows:

"Section 229. Future amendments; citations.

(1) Future amendments to laws included in part II of this code, whether or not those laws are readopted and reenacted pursuant to section 222 of this title shall be made with reference to such laws as they appear in this code.

(2) The preferred citation of laws included in
part II of this code is as follows: first, the
title number in Arabic numerals: second, "F.S.M.C.");
and third, section number. Example: The citation
of section 201, "Qualifications of Senators," of
title 9, "National Elections," would appear as "9
F.S.M.C. 201."

Section 12. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105,
7-20, 7-31 and 9-062, is hereby further amended by enacting a
new section 230, to read as follows:

"Section 230. Supplements as part of code.

(1) The law contained in any current pocket
parts or supplements to this code, printed and
published under contract or otherwise as may be
authorized by law, constitute prima facie a part of
this code if the laws, as so contained, purport to
represent reproductions of statutory amendments to
this code, as stated in accompanying notes thereto.

(2) If pocket parts or supplements are
published on a cumulative basis, then only the laws
in the latest publication thereof constitute prima
facie a part of this code.

(3) If any discrepancy arises between the text
of a provision set out in the current supplement and
that contained in the basic act as separately
Section 13. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 231, to read as follows:

"Section 231. Repealer. The Trust Territory Code to the extent it is not republished herein or reaffirmed as within the jurisdiction of the States by section 227 of this chapter is hereby repealed in its entirety."

Section 14. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 232, to read as follows:


Section 15. Title 1 of the Code of the Federated States
of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 233, to read as follows:

"Section 233. Contents of 1997 edition of P.S.M.C. The 1997 edition of the Code of the Federated States of Micronesia shall contain the general and permanent National laws codified as positive law in the original 1982 edition of the Code of the Federated States of Micronesia pursuant to sections 220 through 231 of this chapter, supplemented and updated with any amendments or additions to the law requiring codification through the Ninth Congress of the Federated States of Micronesia."

Section 16. Title 1 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 6-56, 6-105, 7-20, 7-31 and 9-062, is hereby further amended by enacting a new section 234, to read as follows:

"Section 234. Laws unaffected by 1997 publication. The supplementing and updating of the original 1982 P.S.M.C. in the First Supplement authorized by Public Law No. 4-33, and in this 1997 publication which includes subsequently enacted laws, shall not effect any substantive change to the law as enacted and as it became effective."

Section 17. Section 1303 of title 6 of the Code of the
Federated States of Micronesia, as amended by section 3 of Public Law No. 9-062, is hereby further amended to read as follows:

"Section 1303. Legal status of laws included in the F.S.M.C. enacted after the First Supplement.

(1) Pursuant to the authority provided in section 11 of Public Law No. 2-48 and in this Act, the laws contained in the 1997 edition of the F.S.M.C. that are printed and published under contract with the Congress of the Federated States of Micronesia and as authorized by law, shall constitute prima facie the laws of the Federated States of Micronesia for those laws contained therein, and as they purport to represent reproductions of statutory amendments to the F.S.M.C., as stated in accompanying notes or source cites.

(2) Future supplements or updates published pursuant to section 4 (§ 210b/223 of title 4 of the Code of the Federated States of Micronesia shall constitute prima facie the laws of the Federated States of Micronesia for those laws set forth in the latest publication in which they appear.

(3) In the event of a conflict between the
text of a provision set out in the 1897 edition of the F.S.M.C. or set out in any future supplement or update thereto and the text contained in a Public Law as originally enacted by Congress and as approved or allowed to become law by the President of the Federated States of Micronesia pursuant to the Constitution and laws and customs of the FSM, the text of the law as it become effective shall constitute the positive law and shall control.

(4) Except as the The official authenticated texts of Public Laws as enacted by Congress and as approved or allowed to become law by the President of the Federated States of Micronesia and the 1997 edition of the F.S.M.C. (as may be later updated or supplemented) the official publication of the Constitution of the Federated States of Micronesia shall constitute evidence of the law of the Federated States of Micronesia and may not be introduced in any court of law.

Section 18. Section 920 of title 55 of the Code of the Federated States of Micronesia, as amended by section 4 of Public Law No. 9-062, is hereby further amended to read as follows:

'Section 920. Authorization for sale of 1897 1997

(2) The sale price of the 1997 edition of the Code shall be determined by the Specialist presiding officer of the Congress of the Federated States of Micronesia, who shall take into account the anticipated public demand for the Code, as well as all of the costs associated with completing and publishing it. The 1995 edition of the F.S.M.C. and the ability to sell edition to the public.

(3) The sale price of the 1995 1997 edition of the F.S.M.C. shall be set in such a manner as to enable the Code to be completed and published.

(a) to recover the costs of completing and publishing the F.S.M.C. and

(b) to allow for appropriately timed supplements or updates.
Section 19. Section 922 of title 55 of the Code of the Federated States of Micronesia, as amended by section 6 of Public Law No. 9-062, is hereby further amended to read as follows:

"Section 922. Purpose. The purpose of the Fund is to establish an ongoing fund to allow for the receipt of revenues from the sale of the 1997 edition of the Code of the Federated States of Micronesia and any supplement, update, pocket part, or other addition of the F.S.M.C. and any future appropriations to be used for the preparation and publication of additional supplements, updates, pocket parts, or other additions to the F.S.M.C."

Section 20. Section 923 of title 55 of the Code of the Federated States of Micronesia, as amended by section 7 of Public Law No. 9-062, is hereby further amended to read as follows:

"Section 923. Deposits. All future appropriations from the General Fund for the cost of producing supplements, updates, pocket parts, or other additions to the 1997 edition of the F.S.M.C., and all revenues received from the sale of the 1997 edition of the F.S.M.C. and further supplements, updates, pocket parts or other additions to the F.S.M.C. shall be deposited into
the Fund. Any unexpended monies in this Fund shall not revert to the General Fund unless Congress dissolves the Fund."

Section 21. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

Date: 6/2/97   Introduced by: /s/ Jack Fritz

Jack Fritz