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A BILL FOR AN ACT

To further amend title 55 of the Code of the Federated States of Micronesia, as amended, by amending section 402 to apply the competitive bidding and other provisions of chapter 4 of title 55 to all allottees of appropriations of the Congress 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. Section 402 of title 55 of the Code of the
2 Federated States of Micronesia is hereby amended to read as
3 follows:

4 "Section 402. Definitions. As used in this
5 chapter:

6 (1) 'Citizen bidder' means:

7 (a) until the termination of the
8 Trusteeship, any business in which at least fifty-
9 one percent of the interest therein is owned by a
10 citizen or citizens of the Trust Territory of the
11 Pacific Islands;

12 (b) upon termination of the Trusteeship,
13 any business in which at least fifty-one percent of
14 the interest therein is owned by a citizen or
15 citizens of the Federated States of Micronesia;

16 (c) until the termination of the
17 Trusteeship, a business which has been a resident of
18 the Trust Territory of the Pacific Islands for at
19 least one year immediately prior to the submission
20 of its bid;

21 (d) upon termination of the Trusteeship,
22 a business which has been a resident of the
23 Federated States of Micronesia for at least one year
24 immediately prior to the submission of its bid; and

25 (e) upon termination of the Trusteeship,

1 a business which has paid gross revenue taxes to the
2 Federated States of Micronesia for the one year
3 period immediately prior to the submission of its
4 bid.

5 (2) 'Contracting officer' means the official
6 in charge of letting a contract for a National
7 Government agency.

8 (3) 'Lowest responsible bidder' means the
9 lowest bidder whose offer adequately responds in
10 quality, fitness, and capacity to the particular
11 requirements of the proposed work called for by the
12 contract.

13 (4) 'National Government agency' means any
14 branch, department, office, division, board, bureau,
15 commission, committee, institution, or authority of
16 the National Government of the Federated States of
17 Micronesia, and includes an allottee of funds
18 appropriated by the Congress of the Federated States
19 of Micronesia, when acting in such capacity."

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

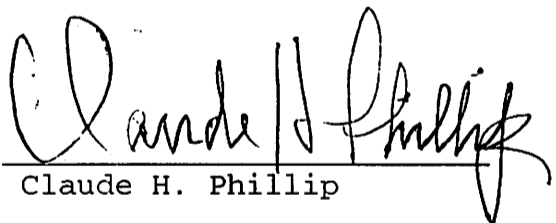
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Date: 5-02-97

Introduced by:


Claude H. Phillip