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 402 of title 55 of the Code of the
2 Federated States of Micronesia is hereby amended to read as
3 follows:
4
5 "Section 402. Definitions. As used in this
6 chapter:
7
8 (1) 'Citizen bidder' means:
9 (a) until the termination of the
10 Trusteeship, any business in which at least fifty-
11 one percent of the interest therein is owned by a
12 citizen or citizens of the Trust Territory of the
13 Pacific Islands;
14 (b) upon termination of the Trusteeship,
15 any business in which at least fifty-one percent of
16 the interest therein is owned by a citizen or
17 citizens of the Federated States of Micronesia;
18 (c) until the termination of the
19 Trusteeship, a business which has been a resident of
20 the Trust Territory of the Pacific Islands for at
21 least one year immediately prior to the submission
22 of its bid;
23 (d) upon termination of the Trusteeship,
24 a business which has been a resident of the
25 Federated States of Micronesia for at least one year
26 immediately prior to the submission of its bid; and
27 (e) upon termination of the Trusteeship,
a business which has paid gross revenue taxes to the
Federated States of Micronesia for the one year
period immediately prior to the submission of its
bid.

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

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

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

Section 7. 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: 5-02-97 Introduced by: Claude H. Phillip