A BILL FOR AN ACT

To propose an amendment to section 2(d) of article IX of the Constitution of the Federated States of Micronesia to provide that a state may add a surtax on imports that are subject to taxes, duties, and tariffs imposed by the National Government, and for other purposes.

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

Section 1. Proposed amendment. It is hereby proposed that section 2 of article IX of the Constitution of the Federated States of Micronesia be amended to read as follows:

"Section 2. The following powers are expressly delegated to Congress:

(a) to provide for the national defense;

(b) to ratify treaties;

(c) to regulate immigration, emigration, naturalization, and citizenship;

(d) to impose taxes, duties, and tariffs based on imports; provided that a state may add a surtax thereon, which shall not exceed the rate imposed, or apply to imports not taxed, under the national law;

(e) to impose taxes on income;

(f) to issue and regulate currency;

(g) to regulate banking, foreign and interstate commerce, insurance, the issuance and use of commercial paper and securities, bankruptcy and insolvency, and patents and copyrights;

(h) to regulate navigation and shipping except within lagoons, lakes, and rivers;

(i) to establish usury limits on major loans;

(j) to provide for a national postal system;

(k) to acquire and govern new territory;"
(l) to govern the area set aside as the national capital;
(m) to regulate the ownership, exploration, and exploitation of natural resources within the marine space of the Federated States of Micronesia beyond 12 miles from island baselines;
(n) to establish and regulate a national public service system;
(o) to impeach and remove the President, Vice-President, and justices of the Supreme Court;
(p) to define national crimes and prescribe penalties, having due regard for local custom and tradition;
(q) to override a Presidential veto by not less than a 3/4 vote of all the state delegations, each delegation casting one vote; and
(r) to promote education and health by setting minimum standards, coordinating state activities relating to foreign assistance, providing training and assistance to the states and providing support for post-secondary educational programs and projects."

Section 2. Procedure. This act shall become effective upon its passage by Congress as an act of the Congress of the Federated States of Micronesia, and it shall be transmitted to the President for action in
accordance with chapter 7 of title 1 of the Code of the Federated States of Micronesia. This proposed amendment shall become part of the Constitution following completion of the procedures, including its ratification by the people, as required by the Constitution and law.

Section 3. Effective date. 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: 02/10/95

Introduced by: Yosiwo P. George