A BILL FOR AN ACT

To form and admit a new State to the Federated States of Micronesia, to be known as the State of "Mortlocks", and for other purposes.

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

Section 1. The formation of the State of Mortlocks. Subject to this act, there is hereby created within the Federated States of Micronesia a new State, which shall be known as the State of Mortlocks.

Section 2. Admission of Mortlocks as a State. Mortlocks shall be admitted as a member State of the Federated States of Micronesia on January 1, 2002, subject to section 5 herein.

Section 3. Territory. The State of Mortlocks shall comprise the islands, reefs and internal waters of Nema, Losap, Piis-Emmwar, Namoluk, Ettal, Moch, Kuttu, Ta, Satowan, Lukunoch and Oneop, such islands being presently within the boundaries of the State of Chuuk and subject to the provisions of the Constitution of the Federated States of Micronesia (hereinafter referred to as the 'FSM Constitution') and section 4 below; a marine space of two hundred nautical miles measured outward from the appropriate baselines; the sea bed, subsoil, water column, insular and continental shelves; and any other territory and water belonging to any island within the State of Mortlocks by historical right, custom, or legal title.

Section 4. State boundaries. For the purpose of establishing marine boundaries between the State of Chuuk and the State of Mortlocks, the principles of equidistance shall apply. For the purpose of determining marine boundaries between the State of Mortlocks and any other State, the boundaries of Chuuk State which were in existence prior to the formation of the State of Mortlocks, shall not be exceeded by the formation of the new State.
Section 5. Consent a condition precedent. It shall be a condition precedent to the effective formation and admission of Mortlocks as a State of the Federated States of Micronesia that the legislature of the State of Chuuk consents to the change to its boundaries, as determined pursuant to section 4 above, in accordance with section 2 of article I of the FSM Constitution, provided that should such consent not be given by December 31, 2001, this act shall cease to be of any effect.

Section 6. Duties and responsibilities of Mortlocks. Upon admission as a member State of the Federated States of Micronesia, Mortlocks shall:

(1) adopt a democratic constitution in accordance with section 2 of article VII of the FSM Constitution;

(2) organize and operate its State and local governments in accordance with transition provisions referred to in section 7 below; and

(3) be subject to the same duties and obligations, and be accorded the same rights and privileges, as other member States of the Federated States of Micronesia, in accordance with section 4 of article I, of the FSM Constitution.

Section 7. Transition provisions. Upon receipt of written notice from the legislature of the State of Chuuk that consent is given to the change in State boundaries as a consequence of the formation of the State of Mortlocks, the Congress will consider an appropriation at the following regular or special session, for the
1 purpose of providing funds for:
2 (1) special elections for the election of a transitional
government in Mortlocks;
3 (2) a constitutional convention so that a constitution for
the State of Mortlocks may be created; and
4 (3) other related purposes.
5 Section 8. This act shall become law upon approval by the
6 President of the Federated States of Micronesia or upon its becoming
7 law without such approval.

11 Date: May 16, 1997 Introduced by: Nishima E. Yleizah