A BILL FOR AN ACT

To further amend title 53 of the Code of the Federated States of Micronesia, as amended, by amending section 802 to allow payment of Surviving Spouse Benefits under the Federated States of Micronesia Social Security Act to continue after the surviving spouse has remarried, and for other purposes.

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

Section 1. Section 802 of title 53 of the Code of the Federated States of Micronesia, as amended by Public Law No. 12-76, is hereby further amended to read as follows:

"Section 802. Surviving spouse benefits.

(1) Every surviving spouse who:

(a) was married to an individual who died fully insured; and

(b) files an application;

shall be entitled to a surviving spouse insurance benefit, subject to the earnings test as defined in this subtitle.

(2) Surviving spouse benefit payments shall be paid for each month commencing with the month of death of the fully insured spouse and ending with the month preceding the month in which the surviving spouse dies [or remarries].

(3) Notwithstanding the provisions of subsections (1) and (2) above, retroactive payments shall be limited to
the twelve (12) months immediately preceding the month in which the surviving spouse [satisfies all requirements of subsection (1) of this section] has submitted an application."

Section 2. 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: 10/28/03

Introduced by: /s/ Dohsis Halbert

Dohsis Halbert