



The President
Palikir, Pohnpei
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 15-271
FSM CONGRESS

September 30, 2008

The Honorable Isaac V. Figir
Speaker
15th FSM Congress
Palikir, Pohnpei, FM 96941

RE: C. A. No. 15-53

Dear Speaker Figir:

I am pleased to inform you that I have designated the following Congressional Act as Public Law No. 15-52:

Congressional Act No. 15-53, "AN ACT TO FURTHER AMEND TITLE 52 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTION 403 TO MAKE ENROLLMENT IN MICARE MANDATORY FOR EMPLOYEES OF THE NATIONAL GOVERNMENT AND TO REQUIRE THAT POST SECONDARY INSTITUTIONS ENROLL IN MICARE BEFORE STUDENTS ARE PERMITTED TO ENROLL, AND BY AMENDING SECTION 406 TO DELETE THE REQUIREMENT THAT THE FUND MAINTAIN SEPARATE ACCOUNTS FOR EACH STATE, AND FOR OTHER PURPOSES."

Sincerely,

Manny Mori
President

Enclosure:

XC: Chief Justice, FSM Supreme Court
Secretary, Department of Justice
Legislative Counsel, CFSM
Library, CFSM
Director, SBOC
PIO, FSM





CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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September 21, 2008



His Excellency Manny Mori
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941

PRESIDENTIAL COMM. NO. 15-271
FSM CONGRESS

Dear President Mori:

I have the honor to transmit herewith Congressional Act No. 15-53, "AN ACT TO FURTHER AMEND TITLE 52 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTION 403 TO MAKE ENROLLMENT IN MICARE MANDATORY FOR EMPLOYEES OF THE NATIONAL GOVERNMENT AND TO REQUIRE THAT POST SECONDARY INSTITUTIONS ENROLL IN MICARE BEFORE STUDENTS ARE PERMITTED TO ENROLL, AND BY AMENDING SECTION 406 TO DELETE THE REQUIREMENT THAT THE FUND MAINTAIN SEPARATE ACCOUNTS FOR EACH STATE, AND FOR OTHER PURPOSES.", which was passed by the Fifteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2008, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

Liwiana K. Ramon
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures



Office of the Speaker

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PRESIDENTIAL COMM. NO. 15-271
FSM CONGRESS

ACT NO. 15-53

(CONGRESSIONAL BILL NO. 15-65, C.D.1, C.D.2)

We hereby certify that on September 13 the foregoing act passed Second and Final Reading of the Fifteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2008, by a two-thirds vote of all the State delegations as required under article IX, section 20, of the Constitution of the Federated States of Micronesia.

Isaac V. Figir
Speaker
Congress of the
Federated States of Micronesia

Liwiana K. Ramon
Chief Clerk
Congress of the
Federated States of Micronesia



PRESIDENTIAL COMM. NO. 15271
FSM CONGRESS

FITEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH REGULAR SESSION
SEPTEMBER 12 – OCTOBER 1, 2008

PUBLIC LAW No. 15-52

An Act

TO FURTHER AMEND TITLE 52 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTION 403 TO MAKE ENROLLMENT IN MICARE MANDATORY FOR EMPLOYEES OF THE NATIONAL GOVERNMENT AND TO REQUIRE THAT POST SECONDARY INSTITUTIONS ENROLL IN MICARE BEFORE STUDENTS ARE PERMITTED TO ENROLL, AND BY AMENDING SECTION 406 TO DELETE THE REQUIREMENT THAT THE FUND MAINTAIN SEPARATE ACCOUNTS FOR EACH STATE, AND FOR OTHER PURPOSES.

INTRODUCED BY: SENATOR JOE N. SUKA (BY REQUEST)

DATE: SEPTEMBER 19, 2007

REFERRED TO: HEALTH, EDUCATION AND SOCIAL AFFAIRS COMMITTEE
S.C.R NO. 15-129 – MAY 29, 2008

FIRST READING: MAY 30, 2008

SECOND READING: SEPTEMBER 13, 2008

Liwiana K. Ramon
Chief Clerk, FSM Congress

FIFTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SECOND REGULAR SESSION, 2007

CONGRESSIONAL BILL NO. 15-65, C.D.1,
C.D.2

PUBLIC LAW No. 15-52

AN ACT

To further amend title 52 of the Code of the Federated States of Micronesia, as amended, by amending section 403 to make enrollment in MiCare mandatory for employees of the National Government and to require that post secondary institutions enroll in MiCare before students are permitted to enroll, and by amending section 406 to delete the requirement that the Fund maintain separate accounts for each State, and for other purposes.

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

1 Section 1. Section 403 of the title 52 of the Code of the
2 Federated States of Micronesia, as amended by Public Laws Nos. 8-
3 53, 8-133 and 14-49, is hereby further amended to read as follows:

4 "Section 403. Eligibility.

5 (1) All full-time employees of the National Government
6 of the Federated States of Micronesia shall participate
7 in the plan.

8 (2) Other persons who may participate in the plan
9 are:

10 (a) The full-time employees of each participating
11 agency and business which has entered into a contract
12 with the Director, as administrator of the plan, whereby
13 such agencies or businesses have agreed to participate
14 in the plan.

15 (b) The dependents of fulltime employees of the
16 National Government, participating agencies and
17 participating businesses;

PUBLIC LAW No. 15-52

1 (c) Members of an employee's household who are
2 dependent upon the employee, but are not otherwise
3 defined as "dependents" under the provisions of this
4 act, if the employee pays 100 percent of the premiums
5 for such persons to the plan;

6 (d) Government employees whose State or agency
7 does not participate in the plan, and their dependents,
8 if they pay 100 percent of the premiums for themselves
9 and the dependents to the plan; and

10 (e) Former enrollees in the plan, and their
11 dependents, if they pay 100 percent of the premiums for
12 themselves and their dependents to the plan; and

13 (f) Full time students enrolled at any post
14 secondary institution in the FSM, if the post secondary
15 institution has entered into a contract of participation
16 with the plan and the students pay 100 percent of the
17 premiums for themselves to the plan."

18 Section 2. Section 406 of the title 52 of the Code of the
19 Federated States of Micronesia, as amended by Public Laws Nos. 6-
20 114 and 8-53 is hereby further amended to read as follows:

21 "Section 406. Disposition of fund.

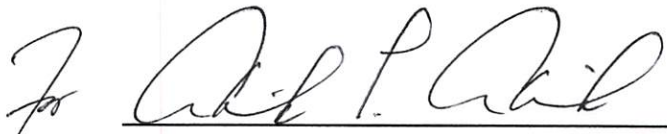
22 (1) All money deposited in the Employees' Health
23 Insurance Fund shall be used to pay claims, except that
24 a sum representing not more than ten percent of the
25 estimated income for that year from contributions and

PUBLIC LAW No. 15-52

1 income on investments may be expended for costs of
2 administration."

3 Section 3. This act shall become law upon approval by the
4 President of the Federated States of Micronesia or upon its
5 becoming law without such approval, with the exception that
6 subsection 403(1) of this act shall become effective October 1,
7 2009.

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11 September 29, 2008
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18 Manny Mori
19 President
20 Federated States of Micronesia
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