FIFTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SIXTH REGULAR SESSION, 2009   C.R. NO. 15-189

A RESOLUTION

Revoking the Presidential Emergency Declaration, and lifting the
State of Emergency established thereby, that was declared by the
President of the Federated States of Micronesia on December 29, 2008
to respond to a disaster situation caused by tidal surges.

 1   WHEREAS, in December 2008 all four States of the Federated

 2   States of Micronesia were affected by disasters resulting from

 3   tidal surges, causing all Governors to declare States of

 4   Emergency; and

 5   WHEREAS, on December 29, 2008, in response to the Governors'

 6   declarations, the President issued a "Presidential Emergency

 7   Declaration" under section 9, Article X of the FSM Constitution,

 8   41 FSMC Sec. 705 et seq., and 55 FSMC Sec. 610 et seq. whereby

 9   "the resources of the National Government are committed to

10   supplement the available resources and action plan of the Four

11   States." Declaration page 1, last paragraph; and

12   WHEREAS, with the powers granted by the Declaration the

13   President has sent emergency food assistance to numerous outer

14   islands; and

15   WHEREAS, the immediate needs for the emergency have abated,

16   with the remaining tasks being long-term mitigation, including

17   replanting and restoration of the crop system; and

18   WHEREAS, such long-term activities are best dealt with in the

19   framework of normal congressional appropriations and not through

20   emergency powers; and

1   WHEREAS, government operations including emergency operations

2 should be transparent; now, therefore

3   BE IT RESOLVED by the Fifteenth Congress of the Federated

4 States of Micronesia, Sixth Regular Session, 2009, that the

5 Presidential Emergency Declaration of December 29, 2008 is hereby

6 revoked, and the State of Emergency established thereby is hereby

7 lifted; and

8   BE IT FURTHER RESOLVED that certified copies of this

9 resolution be transmitted to the President of the Federated

10 States of Micronesia, and the Secretary of the Department of

11 Justice.

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13 Date: <u>1/28/09</u>   Introduced by: <u>/s/ Dohsis Halbert</u>
                                        Dohsis Halbert
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