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.

WHEREAS, in December 2008 all four States of the Federated States of Micronesia were affected by disasters resulting from tidal surges, causing all Governors to declare States of Emergency; and

WHEREAS, on December 29, 2008, in response to the Governors’ declarations, the President issued a “Presidential Emergency Declaration” under section 9, Article X of the FSM Constitution, 41 FSMC Sec. 705 et seq., and 55 FSMC Sec. 610 et seq. whereby “the resources of the National Government are committed to supplement the available resources and action plan of the Four States.” Declaration page 1, last paragraph; and

WHEREAS, with the powers granted by the Declaration the President has sent emergency food assistance to numerous outer islands; and

WHEREAS, the immediate needs for the emergency have abated, with the remaining tasks being long-term mitigation, including replanting and restoration of the crop system; and

WHEREAS, such long-term activities are best dealt with in the framework of normal congressional appropriations and not through emergency powers; and
WHEREAS, government operations including emergency operations should be transparent; now, therefore

BE IT RESOLVED by the Fifteenth Congress of the Federated States of Micronesia, Sixth Regular Session, 2009, that the Presidential Emergency Declaration of December 29, 2008 is hereby revoked, and the State of Emergency established thereby is hereby lifted; and

BE IT FURTHER RESOLVED that certified copies of this resolution be transmitted to the President of the Federated States of Micronesia, and the Secretary of the Department of Justice.

Date: 1/28/09

Introduced by: /s/ Dohsis Halbert

Dohsis Halbert