A BILL FOR AN ACT

To further amend chapter 8 of title 54 of the Code of the Federated States of Micronesia (Annotated), as amended by Public Laws No. 18-107, 21-152, 22-57, 22-139, and 22-158, by adding new sections 806 and 807, for the purpose of allowing the issuance, use and cancellation of Taxpayer Identification Numbers (TIN), the establishment of an Electronic Notice System for certain taxpayers for the electronic service of notice and filing of tax returns, and the regulation thereof by the Secretary of the Department of Finance and Administration, and for other purposes.

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

Section 1. Chapter 8 of title 54 of the Code of the
Federated States of Micronesia (Annotated), as amended by Public
Laws No. 18-107, 21-152, 22-57, 22-139, and 22-158, is hereby
further amended by adding a new section 806 to read as follows:

"Section 806. Issuance of Taxpayer Identification Numbers
(TIN).

(1) A Taxpayer Identification Number, herein referred
to as “TIN”, is a unique identifier assigned to a
taxpayer by the Department of Finance.

(2) The Secretary may, for the purpose of
identification and crosschecking, require a taxpayer to
apply for a TIN, or issue a TIN without an application to
any person liable for tax, after verification of the
applicant’s identity, as prescribed in regulations. The
Secretary shall notify the taxpayer in writing of his or
her assigned TIN."
(3) The Secretary may require a taxpayer to indicate the assigned TIN in specific communications with the Department, including for tax returns.

(4) The Secretary may cancel a TIN for any reasons he or she considers appropriate, including in case of double TIN issuance to the same person or when a person ceases to be a taxpayer, as prescribed in regulations.

(5) The Secretary shall adopt such regulations as may be necessary for the implementation of this Section, in accordance with Section 803 of this Title and Title 17 of the FSM Code.

Section 2. Chapter 8 title 54 of the Code of the Federated States of Micronesia (Annotated), as amended by Public Laws No. 18-107, 21-152, 22-57, 22-139, and 22-158, is hereby further amended by adding a new section 807 to read as follows:

“Section 807. Electronic Notice System.

(1) The Electronic Notice System is a system developed by the Department of Finance for the electronic service of notices and other documents by the Secretary and for the filing by electronic means of tax documents, including tax returns, with the Secretary, hereinafter referred to as “electronic filing”.

(2) The Secretary may establish an Electronic Notice System and conditions for its implementation, to allow for electronic service of notice on taxpayers and
electronic filing of tax returns or other documents of taxpayers, provided that a taxpayer with no access to equipment permitting electronic filing or electronic receipt of notices may file a physical copy of tax returns and be served with non-electronic notices.

(3) When allowed under Section 807(1) of this Title, a document filed electronically and a notice served electronically according to the provisions of this Chapter replace filing of such document and service of notice in paper form.

(4) The Secretary shall adopt such regulations as may be necessary for the implementation of this Section, in accordance with Section 803 of this Title and Title 17 of the FSM Code."

Section 3. This act shall become law upon the approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

Date: 3/20/23 Introduced by: /s/ Isaac V. Figir

Isaac V. Figir