A BILL FOR AN ACT

To amend title 3 of the Code of the Federated States of Micronesia (Annotated), by creating a new chapter 8 to establish the procedures for a member of Congress’ voluntary relinquishment of a congressional seat, declaration of congressional seat vacancy following voluntary relinquishment of congressional seat, and for other purposes.

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

Section 1. Title 3 of the Code of the Federated States of Micronesia (Annotated) is hereby amended by creating a new chapter 8 entitled: “Voluntary Relinquishment of Congressional Seat Mandate”.

Section 2. Chapter 8 of title 3 of the Code of the Federated States of Micronesia (Annotated) is hereby amended by inserting a new section 801 to read as follows:

“Section 801. Voluntary Relinquishment.
A member of Congress is considered to have voluntary relinquished their congressional seat upon failure to attend two consecutive regular sessions of Congress.”

Section 3. Chapter 8 of title 3 of the Code of the Federated States of Micronesia (Annotated) is hereby amended by creating a new section 802 to read as follows:

“Section 802. Eligibility for Congress After Voluntary Relinquishment.
(1) A member of Congress that has voluntarily

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relinquished his congressional seat under section 801 is not qualified to be seated to fill a vacancy during the same congressional term that they voluntarily relinquished their congressional seat.”

Section 4. Chapter 8 of title 3 of the Code of the Federated States of Micronesia (Annotated) is hereby amended by inserting a new section 803(2) to read as follows:

“Section 803. Notification.

(1) The Speaker shall notify a congress member whom has failed to attend one regular session of Congress that failure to attend two consecutive regular sessions of Congress will result in voluntary relinquishment of their congressional seat. The notification shall be done in writing.

(2) The Speaker shall notify a congress member whom has failed to attend two consecutive regular sessions of Congress they have voluntarily relinquished their congressional seat. The notification shall be done in writing.”

Section 5. Chapter 8 of title 3 of the Code of the Federated States of Micronesia (Annotated) is hereby amended by inserting a new section 804 to read as follows:

“Section 804. Declaration of Congressional Seat Vacancy.

(1) The Speaker shall declare a congressional seat
vacant where a member of Congress has voluntary
relinquished their congressional seat under section
801. The Speaker shall declare the congressional seat
vacant within 15 days of notification to the Congress
member under section 803(2).

(2) Upon the declaration of a congressional seat
vacancy under this chapter, the Speaker shall transmit
the declaration in compliance with subsection 3(b) of
Section 106 of title 9 of the Code of the Federated
States of Micronesia. Upon receipt of the declaration,
the President shall call for a special election in
compliance with Section 106 of title 9 of the Code of
the Federated States of Micronesia.”

Section 6. This act shall become law upon approval by the
President of the Federated States of Micronesia or upon its
becoming law without such approval.

Data: 9/25/23
Introduced by: /s/ Isaac V. Figir
Isaac V. Figir