A BILL FOR AN ACT

To establish a Weapons Control Act for the Federated States of Micronesia, and for other purposes.

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

1. Section 1. Short title. This act is known and may be cited as the Federated States of Micronesia Weapons Control Act.

2. Section 2. Firearms and dangerous devices prohibited. No person shall manufacture, purchase, sell, possess or carry any firearm, dangerous device, or ammunition other than as hereinafter provided.

3. Section 3. Act not applicable. This act shall not apply to:

   (1) Law enforcement officers while engaged on official duty except to the extent that particular provisions of this act and regulations pursuant thereto are expressly made applicable to them;

   (2) Firearms which are in unserviceable condition and which are incapable of being fired or discharged and which are kept as curios, ornaments, or for their historical significance or value;

   (3) Weapons or other dangerous devices which are not firearms and which are kept as ornaments, curios, or objects of historical or archaeological interest; PROVIDED, that the article or articles referred to herein are kept or displayed only in private homes, museums, or in connection with public exhibitions; and

   (4) Persons in the armed forces of the United States, whenever such persons are engaged on official duty except to the extent that particular provisions of this act and regulations pursuant thereto are expressly made applicable to them.


   (1) "Firearm" means any device, by whatever name known, which is designed or may be converted to expel or hurl a projectile or projectiles by the action of an explosion, a release, or an expansion of gas, including
but not limited to guns, except a device designed or redesigned for use
solely as a signaling, linethrowing, spearfishing, or industrial device, or
a device which hurls a projectile by means of the release or expansion
of carbon dioxide or air.

(2) "Dangerous device" means:
(a) Any explosive, including but not limited to dynamite,
incendiary or poison gas bomb, grenade, mine, or similar device; or
(b) Switch or gravity blade knife, blackjack, sandbag,
metal, wooden or shark's tooth knuckles, dagger, any instrument designed
or redesigned for use as a weapon, or any other instrument which can be
used for the purpose of inflicting bodily harm and which under the
circumstances of its possession serves no lawful purpose; PROVIDED that,
california devices defined under this subparagraph (b) shall be subject to
the provisions of this act and regulations pursuant thereto only until such
time as the respective states establish state law regulating such
dangerous devices.

(3) "Handgun" means a pistol or revolver with an overall length
of less than 26 inches.

(4) "Long gun" means a rifle with one or more barrels more than
18 inches in length.

(5) "Gun" means a handgun or long gun.

(6) "Transfer" means sale, gift, purchase, or any other means by
which ownership or temporary rights of use and control are conveyed or
shifted from one person to another.

(7) "Carry" means having on one's person or in a motor vehicle
or other conveyance.

(8) "Automatic weapon" means a weapon of any description, irrespective of size, by whatever name designated or known, loaded or unloaded, from which may be repeatedly or automatically discharged a number of bullets contained in a magazine, ribbon or other receptacle, by one continued movement of the trigger or firing mechanism.

(9) "Semi-automatic weapon" means a weapon of any description, irrespective of size, by whatever name designated or known, loaded or unloaded, from which may be repeatedly or automatically discharged a number of bullets contained in a magazine, ribbon, or other receptacle by a like number of movements of the trigger or firing mechanism without recocking or resetting the trigger of firing mechanism.

(10) "Person" means any natural person, corporation, partnership, or other business entity.


Section 5. Identification cards.

(1) No person shall acquire or possess any firearm, dangerous device, or ammunition unless he holds an identification card issued pursuant to this act. The identification card is evidence of the holder's eligibility to possess and use or carry firearms, dangerous devices, or ammunition.

(2) Identification cards shall be issued only by the Office of the Attorney General pursuant to regulations made by the Office of the
Attorney General in the manner which is or may be provided by law. The identification card shall have on its face all of the following:

(a) The name and address of the holder;

(b) The sex, height, and weight of the holder;

(c) The birth date of the holder;

(d) The date of expiration for the card which shall be two years from the date of issue;

(e) A photograph of the holder taken within 10 days prior to issuance;

(f) An endorsement setting forth the extent of the holder's eligibility to possess, use, and carry firearms, dangerous devices, or ammunition; and

(g) The number of the identification card.

(3) An applicant for an identification card shall make application therefor on a form approved by the Office of the Attorney General and shall supply such information as may be necessary to afford the issuing agency reasonable opportunity to ascertain the facts required to appear on the face of the identification card, and to determine whether the applicant complies with all requirements of this act to possess and use, or carry, firearms, dangerous devices, or ammunition, as the case may be.

(4) No identification card shall be issued until 15 days after application therefor, and unless the issuing agency is satisfied that the applicant may lawfully possess and use, or carry firearms, dangerous devices, or ammunition of the type or types enumerated on the identification card. Unless the application for use and possession is denied, the
identification card shall be issued within 60 days from the date of
application.

(5) No person shall be issued an identification card if he has
been:
   (a) Acquitted of any criminal charge by reason of insanity;
   (b) Adjudicated mentally incompetent;
   (c) Treated in a hospital for mental illness, drug
addiction, or alcoholism;
   (d) Convicted of a crime of which actual or attempted
personal injury or death is an element;
   (e) Convicted of a crime in connection with which firearms
or dangerous devices were used or found in his possession; and
   (f) Convicted of a crime of which the use, possession, or
sale of narcotics or dangerous drugs is an element.

(6) No person shall be issued an identification card if he has
a physical condition or impairment which makes him unable to use a firearm
or dangerous device with proper control.

(7) Any person suffering from a physical or mental defect,
condition, illness, or impairment which would make him ineligible for an
identification card pursuant to this section may submit the certificate of
a physician licensed to practice in the Federated States of Micronesia to
the issuing agency or officer. If the certificate states that it is the
subscribing physician's best opinion that the defect, condition, illness,
or impairment does not make the applicant incapable of possessing and using
a firearm or dangerous device without danger to the public safety, the
identification card may be issued. But no such card shall be valid for a period longer than six months.

(8) Any person who is ineligible for an identification card by reason of conviction of a crime may be issued such a card if his most recent discharge from probation or parole or the termination of his most recent sentence, whichever is later, is more than 10 years prior to the time of application for the identification card and if the issuing agency finds that his record, taken as a whole, does not indicate that his possessing and using, or carrying, a firearm or dangerous device as the case may be, is likely to constitute a special danger to the public safety.

(9) The holder of an identification card shall have it on or about his person at all times when he is carrying or using a firearm or dangerous device and shall display the card upon the request of any law enforcement official.

(10) A duplicate identification card may be issued to the holder of a lost, destroyed, or defaced identification card upon proof of such loss, destruction, or defacement as the Office of the Attorney General may require, upon payment of the fee required by section 28 of this act and upon surrender of any remaining portion of the original card. Notice shall be given the Office of the Attorney General by the holder within 48 hours of his discovery of such loss, defacement, or destruction. The holder shall notify the Office of the Attorney General of any change of name or address from those appearing upon the identification card within 48 hours of such change.

(11) A person who is neither a citizen, nor resident of the
Federated States of Micronesia shall not be eligible for an identification card, except upon receiving special permission from the Attorney General.

Section 6. Purchase, possession, and use of firearms, dangerous devices, and ammunition.

1. No person shall purchase, possess, or use a firearm, dangerous device, or ammunition unless he is the holder of an identification card issued pursuant to this act evidencing the eligibility of such person to purchase, possess, and use a firearm, dangerous device, or ammunition. Such person shall be at least 21 years of age.

2. Where a firearm, dangerous device, or ammunition is found in a vehicle or vessel, it shall be prima facie evidence that such firearm, dangerous device, or ammunition is in the possession of the occupant if there is but one. If there is more than one occupant, it shall be prima facie evidence that it is in the possession of all, except under the following circumstances:

(a) Where it is found upon the person of one of the occupants;

(b) Where the vehicle or vessel is not a stolen one and the firearm, dangerous device, or ammunition is out of view in a glove compartment, automobile trunk, or other enclosed customary depository, in which case it is prima facie evidence that such firearm, dangerous device, or ammunition is in the possession of the occupant or occupants who own or have authority to operate the vehicle or vessel;

(c) Where, in the case of a taxicab, the firearm, dangerous device, or ammunition is found in the passengers' portion of the vehicle, it
shall be prima facie evidence that it is in the possession of all the passengers, if there are any, and, if not, that it is in the possession of the driver.

Section 7. **Carrying firearms.** No person shall carry a firearm unless he has in his immediate possession a valid identification card, and is carrying the firearm unloaded in a closed case or other securely wrapped or closed package or container, or locked in the truck of his vehicle while enroute to or from a target range, or area where he hunts, or takes part in other sports involving firearms, or carries the firearm in plain sight on his person while actively engaged in hunting or sports involving the use of firearms.

Section 8. **New residents and visitors—Temporary residents of the Federated States of Micronesia.** Visitors, new residents, and temporary residents in the Federated States of Micronesia shall not import, transport, purchase, use, or possess any firearm, dangerous device, or ammunition in the Federated States of Micronesia without an identification card issued pursuant to this act. Any person who possesses any firearms, dangerous devices, or ammunition shall, before or immediately upon his entrance into the Federated States of Micronesia, turn it in to the Attorney General's Office or the chief of police of any State of the Federated States of Micronesia. Such firearm, dangerous device, or ammunition shall be returned to such person upon his being issued an identification card pursuant to the provisions of this act or upon his departure from the Federated States of Micronesia.

Section 9. **Law enforcement officers.**

8 of 24
(1) Law enforcement officers shall be eligible to
possess, use, and carry firearms, ammunition, or dangerous devices
while on duty without the issuance of identification cards or
compliance with the general provisions of this act, unless and except,
to the extent that specific provisions of this act or regulations issued
pursuant thereto are expressly made applicable to them. The Office
of the Attorney General may issue regulations defining law enforcement
officers for the purposes of this act.

(2) Transfer of any firearm from or to a law enforcement officer
or agency shall, except as provided in subsection (1) of this section, be
subject to the provisions of this act and regulations made pursuant thereto.

(3) The head of any law enforcement agency within the Federated
States of Micronesia shall furnish to the Office of the Attorney General
the names, addresses, ranks, and badge numbers or similar identification
of each person on his force who is authorized to possess, use, and carry
firearms in the course of his official duty. Upon the occurrence of any
changes in personnel to whom this subsection applies, the head of the
law enforcement agency shall inform the Office of the Attorney General
promptly of the change.

(4) Whenever a law enforcement officer is not engaged in
official duties, this act shall be applicable to him in the same manner
and to the same extent as to any other person.

Section 10. Transfer of firearms and dangerous weapons.

(1) No dealer, manufacturer, or wholesaler shall transfer
firearms, dangerous devices, or ammunition except pursuant to a license
therefor as provided in this section.

(2) Any person, firm, corporation, association, or other entity proposing to engage in the business of selling firearms, ammunition, and dangerous devices at retail shall apply for a dealer's license. The application shall be on a form approved by the Office of the Attorney General and shall contain the following information:

(a) The name and address of the applicant, including the address of each separate location within the Federated States of Micronesia at which the applicant proposes to do business pursuant to the license; and

(b) If the applicant is a partnership or association, the names and addresses of the partners or associates, or

(c) If the applicant is a corporation, the names and addresses of the officers and directors; and

(d) Such other information bearing on the applicant's ability to operate the business in a manner consonant with the public safety as the Office of the Attorney General may require.

Section 11. Issuance and renewal of dealer's license.

(1) Upon receipt of a proper application and payment of the prescribed fee, the Office of the Attorney General shall within 60 days issue a dealer's license to an applicant, if he is found to be eligible therefor pursuant to this act and any applicable regulations of the Attorney General. Such regulations shall place a reasonable limit on the number of dealers. The license shall list the types of firearms, ammunition, and dangerous devices which the dealer has been authorized to offer for sale.
(2) A license issued pursuant to this section shall be valid for one year from the date of its issuance, unless cancelled sooner, suspended, or revoked. A license shall bear the expiration date thereof on its face.

(3) A license issued pursuant to this section may be renewed annually upon application by the holder made on a form approved by the Office of the Attorney General. Eligibility for renewal shall be on the same terms and conditions as for an original license, except that renewal also may be denied on account of violation of this act or regulations of the Office of the Attorney General made pursuant thereto or for any conduct in the operation of the applicant's business which gives the Office of the Attorney General grounds to believe that the applicant will no longer operate in a manner consonant with the public safety.

Section 12. Conduct of dealer's business. The holder of a dealer's license shall:

(1) Display his license in a conspicuous place at all times at the establishment described in the license. If a dealer has more than one place of business at which he sells firearms, dangerous devices, and ammunition or any of the above, he shall display in the same manner a certified copy of his license at each such additional place of business.

(2) Keep the records and file the reports required by this act and regulations made pursuant thereto.

(3) Display no firearms, dangerous devices, or ammunition in any place where they can be seen from outside the premises.

(4) Keep all firearms, dangerous devices, and ammunition in a
securely locked place at all times except when they are actually being
shown to a customer or prospective customer or when actually being
repaired or otherwise worked on.

(5) Permit only employees who are holders of identification
cards, making them eligible to purchase, possess, and use firearms,
ammunition or dangerous devices, to have access to firearms, dangerous
devices, or ammunition.

Section 13. Records.

(1) Every licensed dealer shall maintain records containing an
inventory of firearms, dangerous devices, and ammunition or any of the above;
together with the name and address of the person from whom they were
received, and the manufacturer, type, and serial number of each firearm and
dangerous device; the name and address of the person to whom transferred,
the identification card number of such person, the manufacturer, type, and
serial number of the gun or dangerous device transferred, and the date of
transfer. Such records shall be available for inspection at all reasonable
times by the Office of the Attorney General and his duly designated
representatives. Such records shall be retained at least five years.

(2) Every dealer, at the time of any transfer of any firearm
or dangerous device to any person other than a licensed dealer shall,
within 24 hours of the transfer, supply the following information
to the Office of the Attorney General on a form approved by it:

(a) The name, address, and license number of the dealer;

(b) The manufacturer, type, and serial number of the firearm
or dangerous device transferred. No firearm shall be transferred which
27. Transfer, the transferee shall record the quantity, type, and caliber of
26. and use a firearm of the type for which the ammunition is suited. Upon
25. the holder of an identification card evidencing eligibility to possess
24. shall not be made until the transferee has ascertainment that the transferee
23. other than to another manufacturer, wholesaler, or dealer, the transferee
22. or to another manufacturer, wholesaler, or dealer, unless he is a manufacturer,
21. person may transfer ammunition unless he is a manufacturer,
19. Repairs or maintenance of a firearm by the owner thereof.
18. (3) Nothing in this section shall be construed to prohibit the
17. at least one year.
16. pursuant to section 13 of this act, and shall maintain such record for
15. Keep a record identical with that required for the purchase of a firearm
14. to returning any such firearm, the manufacturer or dealer shall make and
13. to possess and use a firearm of the type offered for repair. Prior
12. is shown an identification card evidencing eligibility of the holder
11. no person shall accept any firearms for repair, unless he
10. pursuant to this act, shall report firearms or accept the same for repair.
8. (2) The name, address and identification card number of
7. other than a dealer or manufacturer licensed
6. (1) No person, other than a dealer or manufacturer licensed
5. The transferee.
4. removed, destroyed, or altered; and
3. does not have a serial number or from which the serial number has been
2. C. B. No.
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(2) No transferee of ammunition shall transfer it to any person other than a dealer licensed pursuant to this act. Upon receipt of ammunition, the dealer shall make and keep all records with respect to the ammunition in the manner required by this section for ammunition sold by him.

Section 16. Private sale or transfer. No person other than a manufacturer, wholesaler, or dealer licensed pursuant to this act shall transfer a firearm or dangerous device to any person other than a manufacturer, wholesaler, or dealer without first ascertaining that the transferee is the holder of an identification card issued pursuant to this act. Prior to any such transfer, the transferor shall furnish to the Office of the Attorney General in person or by registered or certified mail, return receipt requested, a properly completed form approved by the Office of the Attorney General providing information equivalent to that required to be furnished by a dealer upon the transfer by him of a firearm or dangerous device.

Section 17. Security transactions.

(1) No person, other than a licensed dealer, shall receive a firearm as a pledge or pawn, or in any other manner as security.

(2) A dealer receiving a firearm as a pledge, pawn, or otherwise, as security, shall record promptly the date of receipt; the full description of the item or items received, including the manufacturer, type, and serial number or numbers, if any; the name and address of the person making the pledge, pawn, or other deposit as security; and the number of said person's identification card. No dealer shall accept the pledge, pawn, or other deposit as security unless the person making the same exhibits an
identification card evidencing his entitlement to possess and use a

gun of the type involved.

(3) Upon the return or other disposition of the firearm in his

possession pursuant to this section, the dealer shall make a record

of the return or other disposition, including the date thereof and

the name and address of the person to whom the firearm was returned

or disposed. No firearm shall be returned or disposed of to any person

who, at the time of such return or disposition, does not exhibit a

valid identification card issued in his own name and entitling him to

possess and use the firearm involved.

Section 18. Manufacturers and wholesalers.

(1) No person shall manufacture or deal in firearms, dangerous

devices, or ammunition at wholesale unless:

(a) He is the holder of a dealer's license issued pursuant

to section 11 of this act; or

(b) He is the holder of a license issued pursuant to this

section.

(2) Any person proposing to manufacture or deal at wholesale

in firearms, dangerous devices, or ammunition, and not the holder of a

dealer's license, shall make application for a manufacturer's or

wholesaler's license. Such application shall contain the same information

required for a dealer's license, and any additional information required

by the Attorney General as may be appropriate to administer this act.

No manufacturer's license or wholesaler's license shall authorize transfer

or delivery within the Federated States of Micronesia except to a licensed
dealer, manufacturer, or wholesaler or to a political subdivision within
the Federated States of Micronesia or, subject to applicable laws of the
Federated States of Micronesia, for export.

(3) The Office of the Attorney General shall issue, renew,
cancel, deny, suspend, or revoke manufacturers' and wholesalers' licenses
on the same terms and subject to the same conditions as provided for
dealers' licenses.

(4) Every manufacturer shall assign a unique serial number
to each firearm manufactured by him and shall inscribe such number in
or on the firearm in such manner as will resist removal, alteration,
defacement, or obliteration. The Office of the Attorney General may make
regulations for the style of such serial numbers and for the manner of
their inscription.

Section 19. Registry of firearms and ammunition.

(1) The Office of the Attorney General shall maintain a
registry of firearms. The records in the registry shall be kept permanently
unless there is a record of the destruction of the gun.

(2) Records kept in the registry shall include all records
required to be filed with the Office of the Attorney General pursuant to
this act, copies of all records filed with an agency or officer of local
government pursuant to this act, and any records deposited with the Office
of the Attorney General pursuant to subsection (3) of this section.

(3) Any dealer, manufacturer, or wholesaler licensed pursuant
to this act, upon his discontinuance of the licensed business or activity,
shall transmit all records kept by him pursuant to this act to the Office
of the Attorney General.

(4) Records relating to the repair of firearms shall be kept by the Office of the Attorney General for a period of at least five years after transmittal.

(5) Records in the registry shall not be public records. They shall be made available only to law enforcement officers within the Federated States of Micronesia, or at the discretion of the Office of the Attorney General, to law enforcement officers and agencies of foreign governments.

Section 20. Cancellation, denial, suspension, and revocation of licenses.

(1) Any license issued pursuant to this act shall be surrendered for cancellation immediately on the discontinuance or termination of business or upon the holder's discontinuing the manufacturing, selling, acquisition for sale, or repair of firearms and the sale of ammunition.

(2) The issuing officer or agency may deny, suspend, or revoke an identification card or a license issued pursuant to this act for failure of the applicant or holder to meet or continue to meet any of the requirements for eligibility therefor, or for any violation of this act or regulations in force pursuant thereto.

(3) The Office of the Attorney General by regulation may make classifications of offenses and other violations of this act or regulations in force thereunder. Regulations made pursuant to this subsection shall set forth those offenses and violations for which identification cards and licenses may be suspended or revoked, and those for which the penalty must be revocation. Such regulations shall be of general application.
(4) Any person who, by reason of the suspension or revocation of his identification card is no longer eligible to continue in possession of a firearm, dangerous device, or ammunition shall surrender any and all firearms, dangerous devices, and ammunition to a State Chief of Police, or shall dispose of the firearms, dangerous devices, and ammunition forthwith under the direction and supervision of a State Chief of Police. In the case of suspension of an identification card, the owner of the firearm, dangerous device, or ammunition may request that the constabulary keep same during the period of suspension and, except as herein provided, the firearm, dangerous device, or ammunition shall be restored to the owner when he again becomes eligible to possess same and requests return. Any firearm, dangerous device, or ammunition in the possession of a State Chief of police pursuant to this subsection may be disposed of, without compensation to the owner, upon revocation of the suspended identification card or at the end of 60 days after receipt or the date of termination of the suspension, whichever is later. However, if proceedings in connection with the suspension or revocation are not yet finally determined, disposal shall not be until such final determination has been made.

(5) Any denial, suspension, or revocation of an identification card or a license shall be subject to review by the President of the Federated States of Micronesia upon request by an aggrieved person, and thereafter to a court of competent jurisdiction.

Section 21. Shipment and delivery of firearms, dangerous devices, and ammunition.

(1) No person shall ship, transport, or deliver any firearm,
dangerous device, or ammunition to anyone other than a licensed manufacturer, wholesaler, dealer, or person who possesses a valid identification card.

(2) Any person who ships, transports, or delivers firearms, or dangerous devices to a manufacturer, wholesaler, dealer, or person possessing an identification card in the Federated States of Micronesia shall, before delivery, furnish to the Office of the Attorney General an invoice listing his name and address, the name and address of the manufacturer, wholesaler, dealer, or person possessing the identification card to whom such firearms or dangerous devices are to be delivered, the place of origin of the shipment, the number of firearms and dangerous devices of each type, and the manufacturer and serial number of each firearm and dangerous device in the shipment.

(3) Any person who ships, transports, or delivers ammunition to a manufacturer, wholesaler, dealer, or person possessing an identification card in the Federated States of Micronesia shall, before delivery, furnish to the Office of the Attorney General an invoice listing his name and address, the name and address of the manufacturer, wholesaler, dealer, or person possessing an identification card to whom the ammunition is to be delivered, the place of origin of the shipment, and the quantity of ammunition of each type in the shipment.

(4) If shipment is by common carrier, a copy of the invoice required by subsections (2) and (3) of this section shall also be delivered to the common carrier. The common carrier shall deliver the invoice and any said shipment to the State chief of police who will
21 manufacturer's license pursuant to this act.

20 firearms simultaneously with the exception of a dealer, wholesaler, or
19 (1) acquire possession, carry, transfer, or use more than two
18 manufacturer's serial number of any firearm;
17 knowingly remove, alter, or deface; or
16 knowingly deface, alter, or deface on identification card,
15 knowingly remove, alter, or deface or alter the importer's or
14 dealer's markings on the firearm, or
13 dangerous device, or ammunition.
12 Section 22. Loss, destruction, or theft of firearm or dangerous
11 device. Whoever knowingly possesses, transports, or delivers a firearm or dangerous device,
10 dangerous device, or ammunition, who
9 (9) No person shall ship, transport, or deliver a firearm or
8 firearms simultaneously with the exception of a dealer, wholesaler, or
7 the invoice shall be furnished to the manufacturer, wholesaler, dealer, or
6 (5) If shipment is by other than common carrier, a copy of
5 at the time of delivery.
4 manufacturer, dealer, or person possessing the identification card,
3 identification card, a copy of the invoice shall be with the
2 delivery to the manufacturer, wholesaler, dealer, or person possessing the
1 verify the accuracy of the shipment and compliance with this act, before

(4) acquire, possess for use any firearm simultaneously with the exception of a dealer, wholesaler, or
(5) Carry any gun or dangerous device while under the influence of alcohol or narcotic or other disabling drug;

(6) Import, sell, transfer, give away, purchase, possess, or use any handgun, automatic weapon, rifle larger than .22 caliber, shotgun larger than .410 gauge, or any other firearm;

(7) Board or attempt to board any commercial aircraft while carrying any firearm, dangerous device, or ammunition, either on his person or in his luggage. Such firearm, dangerous device, or ammunition shall be turned in prior to departure to an appropriate official or to the pilot of the airline or aircraft concerned, who shall keep a record of the name of the person turning in such firearm, dangerous device, or ammunition, and the type and quantity turned in. Upon completion of such person’s travel, the official of the airline or pilot of the aircraft shall personally deliver the article or articles turned in to the police chief of the State in which such completion took place, or to his delegate. Such person may reobtain the article or articles turned in upon either:

(a) Presentation of a valid identification card or license for such article or articles to the police officer having custody thereof, or

(b) Departure from the Federated States of Micronesia.

(8) Use or attempt to use any firearm, dangerous device, or ammunition in connection with or in aid of the commission of any crime against the laws of the Federated States of Micronesia, except those set forth under other provisions of this act.

Section 24. Forfeiture. All firearms, dangerous devices, or ammunition unlawfully possessed, carried or used, or shipped, transported or delivered
into the Federated States of Micronesia are declared to be inimical to
the public safety and are forfeited to the Federated States of Micronesia.
When such forfeited articles are taken from any person, they shall be
surrendered to the Office of the Attorney General.
Section 25. Emergencies. In case of an emergency concerning the
public safety declared by the President of the Federated States of Micro-
nesia or the Governor of a State, with respect to his State, all
establishments dealing in guns, dangerous devices, or ammunition may be
ordered closed by such official and required to remain closed during the
continuance of the emergency. During any such closure, any and all guns,
dangerous devices, and ammunition belonging to or in the keeping of a closed
establishment may be impounded.
Section 26. Other laws. Nothing in this act shall be deemed to
prevent any State or municipality from further restricting, by State law
or ordinance, the transfer, possession, use, or carriage of firearms,
ammunition, or dangerous devices. This act shall supersede all State laws
and municipal ordinances in conflict with this act.
Section 27. Regulations. The Attorney General, with the approval of
the President of the Federated States of Micronesia, shall have the authority
to issue, amend, and repeal regulations implementing the provisions of this
act. Such regulations shall have the force and effect of law.
Section 28. Fees. The fees for issuance and renewal of licenses and
identification cards as required by this act shall be as follows:
(1) For an identification card, $20;
(2) For a dealer's license, $150;
(3) For a manufacturer's license, $500;
(4) For a wholesaler's license, $500;
(5) For replacement of lost, destroyed, or defaced
identification card, $5.

Fees collected pursuant to the provisions of this act shall be paid to
the Treasurer of the Federated States of Micronesia and become part
of the General Fund of the Federated States of Micronesia as local
revenue realization available for appropriation by the Congress of the
Federated States of Micronesia.

Section 29. Penalties. Any person who violates any provision of
this act or any regulations issued pursuant thereto shall be guilty of
a major crime, and upon conviction thereof, shall be fined not more than
$2,000 or imprisoned not more than five years, or both, and shall be
subject to confiscation of any firearm, dangerous device, or ammunition
without compensation, involved in a violation of this act. The holder
of any dealer's license or the manager or supervisor of employees of any
establishment so licensed, or both, shall be liable for any violation
of this act by his employee or agent committed in the course of the
dealer's business, to the same extent as such employee or agent.

Section 30. Severability. If any provision of this act or
amendments or additions thereto, or the application thereof to any person,
thing, or circumstances is held invalid, the invalidity does not affect the
provisions or application of this act or the amendments or additions that
can be given effect without the invalid provisions or application, and to
this end the provisions of this act and the amendments or additions
thereeto are severable.

Section 31. Repealer. Sections 551 through 581 of Title 63 of
the Trust Territory Code, as amended by Public Law No. 6-100, insofar as they
apply to the Federated States of Micronesia, are hereby repealed.

Section 32. Effective date. This act shall become law upon approval
by the President of the Federated States of Micronesia or upon its
becoming law without such approval.

Date: June 8, 1981

Introduced by: Luke M. Tuman
(By Request)