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A BILL FOR AN ACT

To create a Disaster Relief Fund, and for other purposes,

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

1 Section 1. Creation of Disaster Relief Fund.

2 (1) There is hereby created a Disaster Relief Fund to be
3 used for natural disaster and emergency relief throughout the Federated
4 States of Micronesia.

5 (2) Monies for the Disaster Relief Fund shall be derived
6 from appropriations by the Congress of the Federated States of Micro-
7 nesia and the State legislatures, United States grants, funds designated
8 for such purposes from international organizations, and from any and
9 all other appropriate sources.

10 (3) The Disaster Relief Fund shall be administered in
11 accordance with the provisions of this act.

12 Section 2. Definitions.

13 (1) "Disaster" means any hurricane, typhoon, cyclone,
14 tornado, storm, flood, high water, wind-driven water, tidal wave,
15 tsunami, earthquake, volcanic eruption, landslide, mudslide, drought,
16 fire, explosion, civil disturbance, or other catastrophe in any part
17 of the Federated States of Micronesia which, in the determination of
18 the President, causes damage of sufficient severity and magnitude to
19 warrant disaster assistance under this act, above and beyond emergency
20 services by the National Government, to supplement the efforts and
21 available resources of States, local governments, and disaster relief
22 organizations in alleviating the damage, loss, hardship, or suffering
23 caused thereby.

24 (2) "Emergency" means any hurricane, typhoon, cyclone,
25 tornado, storm, flood, high water, wind-driven water, tidal wave,

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1 tsunami, earthquake, volcanic eruption, landslide, mudslide, drought,
2 fire, explosion, civil disturbance, or other catastrophe in any part
3 of the Federated States of Micronesia which requires National emergency
4 assistance to supplement State and local efforts to save lives and
5 protect property, provide for public health and safety, or to avert
6 or lessen the threat of disaster.

7 Section 3. Procedures. All requests for a determination by the
8 President that an emergency or disaster exists shall be made by the
9 Governor of the affected State. Such request shall be based upon the
10 Governor's finding that the situation is of such severity and magnitude
11 that effective response is beyond the capabilities of the State and
12 the affected local governments and that National assistance is necessary.
13 The Governor's request will furnish information describing State and
14 local efforts and resources which have been or will be used to alleviate
15 the emergency or disaster, and will define the type and extent of
16 National aid required. As a prerequisite to emergency or disaster
17 assistance under this act, the Governor shall take appropriate action
18 under State law and direct execution of any State emergency or disaster
19 plan. Based upon such Governor's request, the President may find and
20 declare that a disaster or an emergency exists.

21 Section 4. Use of Disaster Relief Fund.

22 (1) Upon declaring that a disaster or emergency exists, the
23 President may authorize such expenditure of monies from the Disaster
24 Relief Fund as in his opinion are necessary to carry out the purposes
25 of this act, providing that they are consistent with the type and

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1 extent of aid requested by the Governor of the affected State.

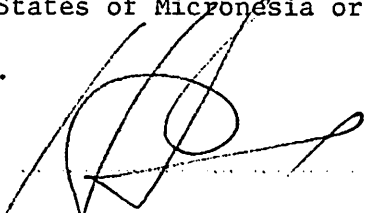
2 (2) Expenditures from the Disaster Relief Fund may be used
3 for necessary food, clothing, shelter, medical supplies, compensation
4 for crop damage, transportation, debris clearance, reconstruction and
5 repair of seawalls and other damaged property, building materials, and
6 such other matters as the President determines to be necessary and
7 occasioned by the emergency or disaster.

8 Section 5. Use of local firms and individuals. In the expendi-
9 ture of National funds for debris clearance, distribution of supplies,
10 reconstruction, and other emergency or disaster assistance activities
11 which may be carried out by contract or agreement with private organi-
12 zations, firms, or individuals, preference shall be given, to the
13 extent feasible and practicable, to those organizations, firms, and
14 individuals residing or doing business primarily in the area affected
15 by such emergency or disaster.

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

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20 Date: Nov. 4, 1985 ✓ Introduced by:


Hirosi Ismael

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