A BILL FOR AN ACT

To amend Public Law No. 4-13 by amending section 2 to authorize the President of the Federated States of Micronesia to set an effective date for the Compact of Free Association subject to certain conditions; by adding a new section 3 requiring congressional authorization if the effective date is set for a date prior to termination of the Trusteeship Agreement; by adding a new section 4 relating to implementation conditions; to renumber section 3; and for other purposes.

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

1. Section 2 of Public Law No. 4-13 is hereby amended to read as follows:

"Section 2. Effective date of the Compact. The President of the Federated States of Micronesia shall not may agree to an effective date for the Compact of Free Association pursuant to section 411 of the Compact without

II) Prior consultation with the Congress of the Federated States of Micronesia and approval by the Congress by resolution and

II) Prior consultation with the State legislatures of the Federated States of Micronesia and approval by at least three of the ten State legislatures by resolution and thereafter implement the Compact, subject to the conditions contained in this act. The President, in establishing and agreeing to an effective date for the Compact, shall consult with the Congress and State governments of the Federated States of Micronesia to ensure that adequate transitional arrangements have been undertaken."

2. Public Law No. 4-13 is hereby amended by the addition of a new section 3 to read as follows:

"Section 3. Timing of effective date.

(1) The President of the Federated States of Micronesia may agree to an effective date for the Compact of Free Association which shall occur subsequent to, or concurrent with, termination of the Trusteeship Agreement for the Former
Japanese Mandated Islands without further authorization from Congress.

(2) The President of the Federated States of Micronesia may agree to an effective date for the Compact of Free Association to occur prior to the termination of the Trusteeship Agreement for the Former Japanese Mandated Islands only if Congress authorizes him to do so by resolution. Once such authorization has been given, no further authorization is needed for a specific date."

Section 3. Public Law No. 4-13 is hereby amended by the addition of a new section 4 to read as follows:

"Section 4. Compact implementation. Implementation of the Compact of Free Association shall be subject to the following conditions:

(1) Receipt of a notice of the United States Government's concurrence to the 'Federated States of Micronesia First National Development Plan, 1985-1989', pursuant to section 211(b) of the Compact.

(2) Conclusion of the agreements provided for in sections 102(a), 102(b) and 102(c) of U.S. Public Law 99-239, completion of the U.S. Congressional review period specified in section 101(f)(2) of U.S. Public Law 99-239 with respect to such agreements, and submission of such agreements to the Congress of the Federated States of Micronesia for ratification pursuant to sections 2(b) and 4
of article IX of the Constitution of the Federated States
of Micronesia and to the State legislatures for approval by
at least three of the four State legislatures;

(3) Conclusion of the agreement provided for in
section 111(c) of U.S. Public Law 99-239 and submission of
such agreement to the Congress of the Federated States of
Micronesia for ratification pursuant to sections 2(b) and 4
of article IX of the Constitution of the Federated States of
Micronesia and to the State legislatures for approval by at
least three of the four State legislatures; and

(4) Certification by the President of the Federated
States of Micronesia to the Congress of the Federated
States of Micronesia that adequate steps have been taken to
ensure full compliance by the Government of the United
States of America with the provisions of the 'Agreement
Concerning Procedures for Implementation of United States
Economic Assistance, Programs and Services Provided in the
Compact of Free Association'."

Section 4. Section 3 of Public Law No. 4-13 is hereby renumbered
as section 5.

Section 5. 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: 3-28-86

Introduced by: Isaic V. Figir

Claude N. Philip