

EX Off.

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

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

7 (1) ~~Prior consultation with the Congress of the~~
8 ~~Federated States of Micronesia, and approval by the Congress~~
9 ~~by resolution, and~~

10 (2) ~~Prior consultation with the State legislatures of~~
11 ~~the Federated States of Micronesia, and approval by at least~~
12 ~~three of the four State legislatures by resolution and~~
13 ~~thereafter implement the Compact, subject to the conditions~~
14 ~~contained in this act. The President, in establishing and~~
15 ~~agreeing to an effective date for the Compact, shall~~
16 ~~consult with the Congress and State governments of the~~
17 ~~Federated States of Micronesia to ensure that adequate~~
18 ~~transitional arrangements have been undertaken."~~

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

21 "Section 3. Timing of effective date.

22 (1) The President of the Federated States of Micronesia
23 may agree to an effective date for the Compact of Free
24 Association which shall occur subsequent to, or concurrent
25 with, termination of the Trusteeship Agreement for the Former

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1 Japanese Mandated Islands without further authorization from
2 Congress.

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

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

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

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

19 (2) Conclusion of the agreements provided for in
20 sections 102(a), 102(b) and 102(c) of U.S. Public Law
21 99-239, completion of the U.S. Congressional review period
22 specified in section 101(f)(2) of U.S. Public Law 99-239
23 with respect to such agreements, and submission of such
24 agreements to the Congress of the Federated States of
25 Micronesia for ratification pursuant to sections 2(b) and 4

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1 of article IX of the Constitution of the Federated States
2 of Micronesia and to the State legislatures for approval by
3 at least three of the four State legislatures;

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

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

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

21 Section 5. This act shall become law upon approval by the
22 President of the Federated States of Micronesia or upon its becoming
23 law without such approval.

24
25 Date: 3-23-86

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