AN ACT

To further amend title 41 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-21, 6-9 and 6-38, by adding a new chapter 9 to establish a National Board of Nursing to regulate the practice of and educational requirements for nursing; to establish the National Board of Nursing Fund; by further amending sections 202 and 204 of title 41 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-21, to change the definition of "practice of medical health care"; to appropriate the sum of $28,200 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 1994 to fund the initial capitalization of the National Board of Nursing Fund; and for other purposes.

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

Section 1. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 901 of chapter 9 to read as follows:

"Section 901. Title. This act shall be known and cited as the "Federated States of Micronesia Nursing Practice Act."

Section 2. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 902 of chapter 9 to read as follows:

"Section 902. Purpose. The purpose of this chapter is to promote, preserve and protect the public’s health, safety and welfare by regulating the practice of and educational preparation and title use for the nursing profession."

Section 3. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 903 of chapter 9 to read as follows:

"Section 903. Definitions. In this chapter, unless the context otherwise requires, the following words and phrases shall have the following meanings:

(1) ‘Board’ or ‘Board of Nursing’ means the National Board of Nursing established under this chapter.

(2) ‘Board Administrator’ means a person employed by the National Nursing Board to perform administrative
responsibilities of the Board.

(3) 'Fund' means the National Board of Nursing
Fund established pursuant to section 924 of this title.

(4) 'General Fund' means the General Fund of the
Federated States of Micronesia.

(5) 'Institution' means, unless otherwise specified
in the chapter, any health agency, organization, hospital,
or clinical facility, private or public, employing nurses or
providing a site for clinical training of nursing students.

(6) 'Licensee' means a Licensed Practical Nurse,
Registered Nurse or Advanced Practice Nurse, such as a nurse
practitioner, nurse midwife or nurse anesthetist, who is
duly licensed by the Board of Nursing under the chapter and
regulations promulgated pursuant to this chapter.

(7) 'Petitioner' means a licensee, a potential
licensee or a person representing an institution who is
petitioning the Board of Nursing for a hearing or who is
participating in a hearing before the Board in accordance
with procedures established under this chapter and in
chapter 1 of title 17 of the Code of the Federated States
of Micronesia.

(8) 'Practice of nursing' means assisting an
individual, family or community to maintain or attain
optimal health by the actions, behaviors and attitudes of
nurses as delineated in the regulations promulgated pursuant
to this chapter. The practice of nursing shall include
meeting basic needs of direct care such as safety,
nutrition, comfort, confidentiality, personal hygiene and
by implementing a strategy of care that is based on the
established nursing process. The practice of nursing
includes promoting health and preventing illness through
health education, counseling and primary care measures as
well as practicing advanced clinical skills in caring for
those in ill health. The practice of nursing includes a
professional commitment towards providing care in a
systematic and caring manner, acting as an advocate for the
patient/client, family, or community, collaborating with
other health professionals and agencies, as well as engaging
in self-evaluation, self-initiated and self-directed actions
for growth and development.

(9) 'President' means the President of the Federated
States of Micronesia.

(10) 'Secretary' means the Secretary of the Federated
States of Micronesia National Government Department of
Health Services."

Section 4. Title 41 of the Code of the Federated States of
Micronesia is hereby further amended by adding a new section 904 of
chapter 9 to read as follows:

"Section 904. National Board of Nursing established;
Membership.
(1) The President shall establish a National Board of Nursing, within the Federated States of Micronesia National Government Department of Health Services, consisting of five members:

(a) Four members, one from each State, shall be appointed by the President after consultation with the Governor of each State, based upon recommendations of each respective State Nursing Association. Appointments to the National Board of Nursing require the advice and consent of the Congress of the Federated States of Micronesia, in the manner set forth in title 3, section 501 of the Code of the Federated States of Micronesia. Each Board member shall be a citizen of the Federated States of Micronesia with five years of experience as a Licensed Graduate Nurse, or Registered Nurse.

(b) The President shall appoint one additional Board member, with the advice and consent of the Congress, who is a nurse representing the nursing profession in the National Government and a citizen of the Federated States of Micronesia.

(2) All Board members shall be voting members with equal voting power."

Section 5. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 905 of chapter 9 to read as follows:
"Section 905. Initial terms of office. At the creation of the Board, the initial terms of office shall be decided by each member drawing lots. Two Board members shall serve an initial 2-year term; two Board members shall serve an initial 3-year term; and one Board member shall serve an initial 4-year term. After the initial terms have been completed, the regular terms of office shall be as provided in section 906."

Section 6. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 906 of chapter 9 to read as follows:

"Section 906. Terms of office. The regular term of office for all Board members shall be 3 years. No Board member, including members of the initial Board, shall serve more than two consecutive terms, except that members of the Board may serve beyond the expiration date of their terms until their successors have been appointed."

Section 7. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 907 of chapter 9 to read as follows:

"Section 907. Notification of expiration of terms. The Board, through its chairperson, shall provide written notification to the President, the Congress and each State Nursing Association, of the upcoming expiration of any Board member's term. Written notice shall be given
within 90 days of any term expiring."

Section 8. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 908 of chapter 9 to read as follows:

"Section 908. Vacancies. Any vacancy on the Board shall be filled pursuant to section 904 and notice shall be given by the Board to the President, the Congress, and each State Nursing Association, pursuant to section 907 of this chapter."

Section 9. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 909 of chapter 9 to read as follows:

"Section 909. Quorum. A quorum of the Board shall consist of a majority of all members. All official business of the Board shall be conducted by a majority of those voting once a quorum is established."

Section 10. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 910 of chapter 9 to read as follows:

"Section 910. Officers and employees.

(1) The Board shall appoint annually three officers: a chairperson to preside at meetings and represent the Board in its official capacity, which shall include performing the functions of a hearing officer as specified in chapter 1 of title 17 of the Code of the Federated States of Micronesia; a vice chairperson to undertake activities of the chair-
person in the chairperson's absence; and a secretary-
treasurer who shall oversee the Board's financial and
recordkeeping obligations.

(2) The Secretary may employ a full-time Board
Administrator, as recommended by the Board, to perform
administrative responsibilities of the Board and undertake
other activities as the Board requests. The Secretary may
employ other personnel as requested by the Board to assist in
performing the Board's duties and responsibilities."

Section 11. Title 41 of the Code of the Federated States of
Micronesia is hereby further amended by adding a new section 911 of
chapter 9 to read as follows:

"Section 911. Meetings. The Board shall hold meetings
within the Federated States of Micronesia, rotating meetings
among the States, on a regular basis at least twice annually
and more often, if necessary, to conduct its business. The
meetings shall be open to the public unless the Board is
conducting a hearing regarding a disciplinary matter. When
the Board is conducting a hearing regarding a disciplinary
matter, the hearing will be closed to the public unless the
petitioner requests in writing that the hearing be open."

Section 12. Title 41 of the Code of the Federated States of
Micronesia is hereby further amended by adding a new section 912 of
chapter 9 to read as follows:

"Section 912. Expenses - Compensation. The members of the
Board shall receive airfare, per diem and car rental, where justified and necessary, at standard National Government rates while on Board-approved business. Those members who are employees of the National Government shall be granted administrative leave and receive their regular salaries while on business of the Board. Other members who are not otherwise being compensated shall receive compensation on a daily basis while on Board-approved business. The rate of compensation shall be established by the Board, but shall not exceed $50 per day."

Section 13. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 913 of chapter 9 to read as follows:

"Section 913. Indemnification of members. Every member of the Board shall be indemnified by the Board against all expenses and liabilities reasonably incurred or imposed upon such member of the Board in connection with any threatened, pending, or completed action, suit or proceeding to which the member may become involved by reason of being or having been a member of the Board. Indemnity applies whether or not such member of the Board is a member of the Board at the time such expenses are incurred. Indemnity applies only to actions performed within the duties of office. The right of indemnity shall be in addition to, and not exclusive of, all other rights to which such members of the Board may be
entitled."

Section 14. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 914 of chapter 9 to read as follows:

"Section 914. Powers and duties. The Board shall be responsible for enforcing the provisions of this chapter and the regulations promulgated pursuant to this chapter.

(1) In carrying out its activities, the Board shall have the following powers:

(a) To make, adopt, amend, repeal and enforce regulations and issue guidelines consistent with this chapter;

(b) To develop and enforce minimum qualifications for licensure of nurses and define categories of nurses to be authorized by the Board to practice nursing in the Federated States of Micronesia;

(c) To grant an advanced practice nurse prescriptive authority, subject to applicable law and as defined and regulated by the regulations promulgated pursuant to this chapter;

(d) To develop and enforce reasonable and uniform minimum standards throughout the Federated States of Micronesia for nursing practice and education, including the power to inspect and certify institutions providing nursing education and clinical training within
the Federated States of Micronesia;

(e) To examine, license and renew the licenses of duly qualified individuals based upon nondiscriminatory, written criteria;

(f) To develop and enforce minimum standards for continued competency of licensees continuing or returning to practice;

(g) To restrict the practice or limit the license of individuals determined by the Board to constitute a risk to the public's health, safety or welfare;

(h) To impose and collect reasonable fees and receive and expend funds in addition to any appropriations from the Federated States of Micronesia, provided the funds are received and expended for the pursuit of authorized objectives of the Board. Such funds shall be kept in a separate account, and financial reports shall be filed no later than October 1 of each year with the President and the Congress;

(i) To seek injunctions and court orders to ensure compliance of individuals or institutions with provisions of this chapter when the Board determines that the public's health, safety and welfare is threatened;

(j) To assemble and remunerate ad hoc committees and individuals to advise the Board in carrying out its functions under this chapter;
(k) To join organizations that develop and regulate the national nursing licensure examinations and promote improved standards of nursing practice;

(l) To develop and institute bylaws to govern the functioning of the Board;

(m) To adopt and use a seal in official activities of the Board;

(n) To institute studies and collect data on nursing practice and education;

(o) To provide consultation on nursing and conduct conferences on nursing; and

(p) To carry out other activities which are necessary for the Board to perform its functions according to the purpose of this chapter and that are not in conflict with other laws.

(2) In addition to the powers listed above, the Board has the following duties:

(a) To provide adequate notice to all licensees about changes in the nursing law and regulations;

(b) To implement a disciplinary process;

(c) To provide confidentiality to individuals and institutions under investigation by the Board for any possible violation of this chapter or regulations promulgated pursuant to this chapter;

(d) To reasonably manage funds the Board receives
from collection of fees and from government appropriations
and other sources;

(e) To maintain a current register of nurses
licensed to practice nursing in the Federated States of
Micronesia. The register shall reflect any disciplinary
action taken against a licensee and shall be made available
upon request only to employers or potential employers of
nurses, to an individual licensee who wishes to confirm his
or her license status, and to nursing boards outside the
Federated States of Micronesia. The Board may charge a
reasonable administrative fee for releasing a copy of the
license; and

(f) To take such other actions and assume such
other responsibilities as may be necessary or appropriate to
carry out the powers and duties granted to or imposed upon
it by this chapter."

Section 15. Title 41 of the Code of the Federated States of
Micronesia is hereby further amended by adding a new section 915 of
chapter 9 to read as follows:

"Section 915. Application of administrative procedures.
The procedures set forth in title 17 of the Code of the
Federated States of Micronesia, including any amendments to
it, are expressly adopted and incorporated herein as if all
of the provisions of that title were included in this
chapter, except that the 'highest administration official of

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the department' shall be the Board; the 'hearing officer' shall be the chairperson of the Board; disciplinary hearings shall be closed to the public unless the petitioner requests in writing that the hearing be open to the public; and the Board has the express authority to promulgate regulations."

Section 16. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 916 of chapter 9 to read as follows:

"Section 916. License requirements. The Board, in accordance with its powers established pursuant to section 914 of this chapter, shall develop regulations stating the requirements for obtaining a license to practice nursing and use the title of Licensed Practical Nurse, Registered Nurse or Advanced Practice Nurse in the Federated States of Micronesia."

Section 17. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 917 of chapter 9 to read as follows:

"Section 917. License required. No person shall practice nursing as defined in this chapter, or use the title of Licensed Practical Nurse, Registered Nurse or Advanced Practice Nurse, or in any way hold herself or himself out to the public or to any person or institution as entitled to practice nursing in the Federated States of Micronesia, without a valid license issued by the Board of
Nursing."

Section 18. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 918 of chapter 9 to read as follows:

"Section 918. Discipline. Every licensee and applicant for a license may be disciplined as provided in this section. The proceedings under this section shall be conducted in accordance with title 17 of the Code of the Federated States of Micronesia and section 915 of this chapter.

(1) The Board may take action against a licensee or an applicant for a license upon reasonable proof that such a person:

(a) Has been convicted by a court or another board of nursing or has entered a plea of nolo contendere made to a charge substantially related to the qualifications, functions and duties of a nurse;

(b) Has been disciplined by a board of nursing in another jurisdiction, including having a nursing license in another jurisdiction revoked, denied, suspended or otherwise restricted for reasons other than failure to renew a license or failure to maintain continuing education standards;

(c) Has engaged in any act that is inconsistent with the standards of nursing practice as defined by regulations promulgated pursuant to this chapter;

(d) Has practiced fraud or deceit in procuring or
attempting to procure a license to practice nursing;

(e) Has practiced nursing in another jurisdiction or within the Federated States of Micronesia without a valid current nursing license;

(f) Has violated, attempted to violate, directly or indirectly, or assisted in the violation of any provision of this chapter or the regulations promulgated pursuant to this chapter;

(g) Is addicted to or dependent on alcohol or other habit-forming drugs or is a habitual user of narcotics, barbiturates, amphetamines, hallucinogens, or other drugs having similar effects;

(h) Has a physical or mental disability that renders the licensee unable to perform nursing services or duties with reasonable skill or safety to the patient;

(i) Has engaged in any act in the course of routine practice which exceeds the nurse’s education and training; or

(j) Has engaged in any act in the course of routine practice that the Board may find constitutes unprofessional conduct as defined in the regulations promulgated pursuant to this chapter.

(2) When the Board finds a person unqualified based on any of the grounds set forth in subsection (1) above, it may impose one or more of the following sanctions:
(a) Deny his or her application for a license;
(b) Administer a public or private reprimand;
(c) Suspend, limit, or restrict his or her license;
(d) Revoke his or her license;
(e) Require him or her to submit to care, counseling or treatment by persons approved or designated by the Board, as a condition for initial, continued, or renewed licensure;
(f) Require him or her to practice under the supervision of a registered nurse designated by the Board for a specified period of time;
(g) Impose a fine of up to $1,000 per violation;
or
(h) Take such other action in relation to discipline as the Board in its discretion may deem proper.

(3) The Board may take action against an institution employing nurses, institutions certified to provide education and training for nurses and institutions applying or which should apply for certification upon reasonable proof that such an institution:

(a) Employs or has employed a person as a nurse and knows or should have known that the individual is not or was not in compliance with this chapter or the rules and regulations promulgated under this chapter;
(b) Failed to report to the Board any violation of this chapter or of regulations promulgated pursuant to this chapter;

(c) Has compelled a nurse to practice beyond the nurse’s education and training;

(d) Provides or has provided nursing education, including clinical training, without the Board’s certification;

(e) Provides nursing education, including clinical training, after receiving notice from the Board regarding deficiencies in the institution’s operations, without correcting those deficiencies.

(4) When the Board finds that an institution has committed any act or omission detailed in section 918(3) above, it may impose one or more of the following sanctions:

(a) Deny the institution’s application for certification as a training and educational facility for nurses;

(b) Suspend, limit or restrict the institution’s certification as a training and educational facility for nurses;

(c) Revoke the institution’s certification as a training and educational facility for nurses;

(d) Place the institution, insofar as it operates as a training and educational facility for nurses, on
probation;

(e) Impose a fine of up to $1,000 per violation;

or

(f) Take such other action as the Board in its
discretion may deem proper.

(5) All money collected by the Board as the result of
fines imposed by the Board shall be deposited in the General
Fund of the Federated States of Micronesia."

Section 19. Title 41 of the Code of the Federated States of
Micronesia is hereby further amended by adding a new section 919 of
chapter 9 to read as follows:

"Section 919. Criminal prosecution. Nothing in this
chapter shall be construed as a bar to criminal prosecution
for seeking injunctive relief for violating any provision of
this chapter."

Section 20. Title 41 of the Code of the Federated States of
Micronesia is hereby further amended by adding a new section 920 of
chapter 9 to read as follows:

"Section 920. Grounds for reporting to the Board.
Institutions shall report in writing to the Board under the
following circumstances:

(1) Hospitals and other employers of nurses shall
report in writing when a nurse has been terminated
voluntarily or involuntarily for any reason that would
constitute a violation of this chapter or regulations
promulgated pursuant to this chapter. The employer shall
provide to the Board the name of the nurse and the reasons
for termination of employment;

(2) Nursing associations shall report in writing when,
after investigation and using written, objective criteria,
the association determines that a nurse is a threat to the
public's health, safety and welfare. The association shall
provide to the Board the name of the nurse and the reasons
for its determination;

(3) Insurance companies shall report in writing when
they are involved in any malpractice settlement, verdict or
court award based on a claim of negligence or willful
misconduct on the part of a nurse. The insurance company
shall provide to the Board the name of the nurse and a
description of the legal action; and

(4) Other circumstances that may be reasonably
required under regulations."

Section 21. Title 41 of the Code of the Federated States of
Micronesia is hereby further amended by adding a new section 921
of chapter 9 to read as follows:

"Section 921. Confidentiality. The information provided to
the Board pursuant to section 920 of this chapter shall be
provided in a confidential manner and maintained, to the
extent practicable, by the Board in a confidential manner."

Section 22. Title 41 of the Code of the Federated States of
Micronesia is hereby further amended by adding a new section 922 of chapter 9 to read as follows:

"Section 922. Immunity of Board members and individuals and institutions complying with this chapter. Any member of the Board or any individual or institution reporting to the Board in good faith shall be immune from any civil action for damages to the extent provided by law as a result of reporting or otherwise complying with this chapter. The immunity provided in this section shall apply to any members of a professional review committee and witnesses appearing before the Board in fulfilling the requirements of this chapter."

Section 23. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 923 of chapter 9 to read as follows:

"Section 923. Practices affected. No provision in this chapter shall be construed to prohibit:

(1) The practice of nursing that is an integral part of a nursing education program, provided that nursing students are supervised;

(2) The rendering of assistance by anyone in the case of an emergency or disaster;

(3) The incidental care of the sick by members of the family, friends, domestic helpers or persons primarily employed as housekeepers, provided that such care does not
constitute the practice of nursing within the meaning of this chapter;

(4) The practice of spiritual healing in accordance with religious beliefs;

(5) The practice of any other occupation or profession licensed under the laws of the Federated States of Micronesia, provided that the practice does not constitute the practice of nursing within the meaning of this chapter;

(6) The practice of traditional healing arts as customarily employed by citizens of the Federated States of Micronesia; and

(7) Nurses employed outside of the Federated States of Micronesia who enter the Federated States of Micronesia to provide temporary nursing care to a patient during transport into or out of the Federated States of Micronesia."

Section 24. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 924 of chapter 9 to read as follows:

"Section 924. Establishment. This chapter hereby establishes a National Board of Nursing Fund (‘Fund’) which shall be separate from the General Fund of the Federated States of Micronesia (‘General Fund’)."

Section 25. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 925 of chapter 9 to read as follows:
Section 925. **Purpose.** The purpose of the Fund is to provide an ongoing fund to allow the Board, in its discretion, to expend funds consistent with the goals of the Board and the purposes of this chapter.

Section 26. **Title 41 of the Code of the Federated States of Micronesia** is hereby further amended by adding a new section 926 of chapter 9 to read as follows:

"Section 926. **Deposits.** All future appropriations for the Board, as well as revenues received from any source other than fines imposed by the Board, shall be deposited in the Fund. Any unexpended monies in this Fund shall remain in the Fund and shall not lapse. Fines imposed by the Board shall be deposited into the General Fund only."

Section 27. **Title 41 of the Code of the Federated States of Micronesia** is hereby further amended by adding a new section 927 of chapter 9 to read as follows:

"Section 927. **Administration.** The Fund shall be administered by the President of the Federated States of Micronesia or the President's designee, who shall establish regulations and procedures necessary to implement the provisions of this chapter."

Section 28. **Title 41 of the Code of the Federated States of Micronesia** is hereby further amended by adding a new section 928 of chapter 9 to read as follows:

"Section 928. **Budget report.** The Board shall submit to
the Congress and the President a written report of the Board's budget and expenditure of funds. The Board shall submit the report no later than October 1 of each year or whenever Congress or the President requests it.

Section 29. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 929 of chapter 9 to read as follows:

"Section 929. Persons licensed under previous law. Any person holding a valid nursing license issued from the Government of the Federated States of Micronesia that is valid on the effective date of this chapter shall be deemed licensed under the provisions of this chapter and shall be subject to the conditions and standards prescribed by the regulations promulgated pursuant to this chapter."

Section 30. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 930 of chapter 9 to read as follows:

"Section 930. Persons seeking renewal or reinstatement of nursing license. Persons seeking a renewal or reinstatement of a nursing license at the effective time of this chapter shall follow the procedures established by the Board of Nursing through regulations promulgated pursuant to this chapter. Any Board member seeking renewal or reinstatement of his or her license may not be part of any Board discussions pertaining to the application, or vote on
the renewal or reinstatement."

Section 31. Title 41 of the Code of the Federated States of Micronesia is hereby further amended by adding a new section 931 of chapter 9 to read as follows:

"Section 931. Severability. The provisions of this chapter are severable. If any provision of this chapter is declared unconstitutional, illegal or invalid, the remaining portions of the chapter shall be unaffected and remain in full force and effect."

Section 32. Section 202 of title 41 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-21, is hereby further amended to read as follows:

"Section 202. Definitions. As used herein unless otherwise indicated by the context:

(1) 'Board' means the Secretary of Health Services.

(2) 'Practice of medical health care' includes activities as a doctor, optometrist, dentist or pharmacist, as those activities may be described by the President or the Board pursuant to this act or amendments hereto.

(3) 'President' means the President of the Federated States of Micronesia."

Section 33. Section 204 of title 41 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-21, is hereby further amended to read as follows:

"Section 204. Regulations; Fees."
(1) The President is authorized to promulgate regulations, pursuant to chapter 1 of title 17 of this Code, to carry into effect this subchapter. He may delegate this authority to the Board.

(2) Any regulations under this subchapter shall include a definition of the term 'practice of medical health care' which shall include activities as a doctor, optometrist, dentist or pharmacist. Such definition shall:

(a) be a reasonable approximation of the ordinary understanding of the activities of doctors, optometrists, dentists and pharmacists;

(b) exempt students participating in a directly controlled program of medical study; and

(c) exempt licensed doctors, optometrists, dentists and pharmacists from such other jurisdictions as may be prescribed by regulation who are in the FSM on consultations and registered with and approved by the Board.

(3) The Board may by regulation require that a fee be paid by applicants for licenses or renewals of licenses. The fees may be different for different types of licenses. In no event shall any fee be greater than $400."

Section 34. The sum of $28,200, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 1994, for the purpose of funding the initial capitalization
Section 35. All funds appropriated by this act shall be
allotted, managed, administered, and accounted for in accordance with
applicable law, including, but not limited to, the Financial
Management Act of 1979. The allottee shall be the President of the
Federated States of Micronesia, or the President’s designee. The
allottee shall be responsible for ensuring that these funds, or so much
thereof as may be necessary, are used solely for the purpose specified
in this act, and that no obligations are incurred in excess of the sum
appropriated. The authority of the allottee to obligate funds
appropriated by this act shall not lapse.

Section 36. This act shall become law upon approval by the
President of the Federated States of Micronesia or upon its becoming
law without such approval.

December 32, 1993

Bailey Olter
President
Federated States of Micronesia

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