June 01, 2017

The Honorable Wesley W. Simina
Speaker
Twentieth Congress of the Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear Speaker Simina:

I am transmitting the following Congressional Act, which I have signed to become Public Law No. 20-13:

Congressional Act No. 20-17: AN ACT TO FURTHER AMEND SECTION 203 OF TITLE 21 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC LAW NO. 18-52, TO REQUIRE THE TELECOMMUNICATIONS CORPORATION OF THE FEDERATED STATES OF MICRONESIA TO PROVIDE SERVICES AND SYSTEM ACCESS ON THE HANTRU1 CABLE SYSTEM TO THE OPEN ACCESS ENTITY FREE OF CHARGE, AND FOR OTHER PURPOSES.

I wish to express our appreciation to the 20th Congress for its efforts in deliberating on this subject matter and for the passage of this act as an alternative way forward to progress on the fiber optic project. Thank you.

Sincerely,

[Signature]

President

Enclosures:

xc: Chief Justice, FSM Supreme Court
May 30, 2017

His Excellency Peter M. Christian
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear President Christian:

I have the honor to transmit herewith Congressional Act No. 20-17, "AN ACT TO FURTHER AMEND SECTION 203 OF TITLE 21 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC LAW NO. 18-52, TO REQUIRE THE TELECOMMUNICATIONS CORPORATION OF THE FEDERATED STATES OF MICRONESIA TO PROVIDE SERVICES AND SYSTEM ACCESS ON THE HANTRU1 CABLE SYSTEM TO THE OPEN ACCESS ENTITY FREE OF CHARGE, AND FOR OTHER PURPOSES.", which was passed by the Twentieth Congress of the Federated States of Micronesia, First Regular Session, 2017, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

Liviana Ramon Ioanis
Chief Clerk, Congress of the Federated States of Micronesia

Enclosures
We hereby certify that on May 30 the foregoing act passed Second and Final Reading of the Twentieth Congress of the Federated States of Micronesia, First Regular Session, 2017, by a two-thirds vote of all the State delegations as required under article IX, section 20, of the Constitution of the Federated States of Micronesia.

Wesley W. Simina
Speaker
Congress of the Federated States of Micronesia

Liwiana Ramon Ioanis
Chief Clerk
Congress of the Federated States of Micronesia
AN ACT

To further amend section 203 of title 21 of the Code of the Federated States of Micronesia (Annotated), as amended by Public Law No. 18-52, to require the Telecommunications Corporation of the Federated States of Micronesia to provide services and system access on the HANTRUL Cable System to the Open Access Entity free of charge, and for other purposes.

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

1. Section 1. Section 203 of Title 21 of the Code of the
2. Federated States of Micronesia, as amended by Public Law No.
3. 18-52, is hereby further amended as follows:

   "Section 203. Powers and responsibilities of the

   Corporation. The Corporation has the following powers

   and responsibilities:

   (1) to operate as a provider of all

   telecommunications within the Federated States of

   Micronesia and between points in the Federated States

   of Micronesia and points outside thereof;

   (2) to operate and manage such services on the basis

   of commercially accepted practices, treating all users

   of telecommunications services on equitable terms in

   accordance with its published tariffs, and requiring

   all users to pay for the services provided;

   (3) to plan for the expansion and improvement of

   telecommunications facilities and services;

   (4) to the extent practicable, to expand
telecommunications services to areas and communities in the Federated States of Micronesia that are presently unserved or poorly served and to improve the quality, reliability, and variety of services available to all users in a manner consistent with commercial reasonableness and with promoting economic development, the advancement of education and health care, and the preservation of the cultural identity of the people of the Federated States of Micronesia;

(5) to improve the telecommunications skills and promote the telecommunications training of Micronesian citizens who are employees of the Corporation;

(6) to establish, publish, and implement a structure of tariffs and rates for telecommunications services calculated to ensure that, to the extent practicable, adequate and equitable charges are imposed for services and that the tariff structure promotes the increased use of telecommunications services;

(7) to invest all surplus revenues of the Corporation in the expansion and improvement of telecommunications facilities and services;

(8) to incur indebtedness for the purpose of expanding and improving telecommunications facilities, to the extent and on such terms as are deemed commercially reasonable by the Corporation; and
(9) to provide on a reimbursable basis emergency telecommunications services to governments, individuals, and entities in the Federated States of Micronesia; and

(10) where the Corporation owns or controls capacity rights on HANTRU1 Cable System between Pohnpei and Guam, it shall supply such services to the FSM Open Access Entity free of charge, including system access, on terms as may be demanded by the FSM Open Access Entity in order to link Chuuk to Pohnpei and Chuuk to Guam.

Section 2. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

June 1st, 2017

[Signature]

Peter M. Christian
President
Federated States of Micronesia