



The President
Palikir, Pohnpei
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 20-38
FSM CONGRESS

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 HANTRUI 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,


Peter M. Christian
President



Enclosures:

xc: Chief Justice, FSM Supreme Court



Office of the Chief Clerk

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3

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PRESIDENTIAL COMM. NO. 20-38
FSM CONGRESS

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 HANTRUI 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,

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

Enclosures



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 20-38
FSM CONGRESS

ACT NO. 20-17

(CONGRESSIONAL BILL NO. 20-26)

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.

Handwritten signature of Wesley W. Simina in black ink.

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

Handwritten signature of Liwiana Ramon Ioanis in black ink.

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 HANTRUI 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:

4 "Section 203. Powers and responsibilities of the
5 Corporation. The Corporation has the following powers
6 and responsibilities:

7 (1) to operate as a provider of all
8 telecommunications within the Federated States of
9 Micronesia and between points in the Federated States
10 of Micronesia and points outside thereof;

11 (2) to operate and manage such services on the basis
12 of commercially accepted practices, treating all users
13 of telecommunications services on equitable terms in
14 accordance with its published tariffs, and requiring
15 all users to pay for the services provided;

16 (3) to plan for the expansion and improvement of
17 telecommunications facilities and services;

18 (4) to the extent practicable, to expand

1 telecommunications services to areas and communities in
2 the Federated States of Micronesia that are presently
3 unserved or poorly served and to improve the quality,
4 reliability, and variety of services available to all
5 users in a manner consistent with commercial
6 reasonableness and with promoting economic development,
7 the advancement of education and health care, and the
8 preservation of the cultural identity of the people of
9 the Federated States of Micronesia;

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

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

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

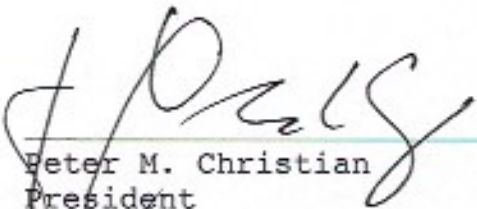
22 (8) to incur indebtedness for the purpose of
23 expanding and improving telecommunications facilities,
24 to the extent and on such terms as are deemed
25 commercially reasonable by the Corporation; and

1 (9) to provide on a reimbursable basis emergency
2 telecommunications services to governments,
3 individuals, and entities in the Federated States of
4 Micronesia; and

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

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

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17
18 June 1st, 2017

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23 Peter M. Christian
24 President
25 Federated States of Micronesia