

A BILL FOR AN ACT

To amend sections 304, 305 and 308 of title 50 of the Code of the Federated States of Micronesia (Annotated), as amended by P.L. No. 22-134, is hereby further amended to remove the COVID-19 Vaccination mandate for all persons entering the FSM, authorize the Department of Health and Social Affairs to reinstate COVID-19 vaccination entry requirements by regulation, technical changes, and for other purposes.

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

1 Section 1. Section 304 of title 50 of the Code of the  
2 Federated States of Micronesia (Annotated), as amended, is  
3 hereby amended to read as follows:

4 "Section 304. Scope of COVID-19 Vaccine [Mandate]  
5 Requirements.

6 (1) [~~The COVID-19 vaccine mandate under this Act applies to~~]  
7 The Secretary of the Department of Health and Social  
8 Affairs shall have the authority to mandate by  
9 regulation COVID-19 Vaccination requirements for all  
10 persons entering the FSM, including FSM citizens and  
11 nationals, non-citizens, nonresident workers, diplomats  
12 and ambassadors, crew on vessels or aircraft, and  
13 contractual personnel of foreign governments and non-  
14 governmental regional or international organizations.

15 (2) [~~The~~] COVID-19 vaccine [~~mandate~~] requirements shall  
16 [~~does~~] not apply to transient passengers that remain at

1 a FSM port of entry.”

2 Section 2. Section 305 of title 50 of the Code of the  
3 Federated States of Micronesia (Annotated), as amended, is  
4 hereby amended to read as follows:

5 “Section 305. COVID-19 Vaccination and Booster  
6 Requirements for Entry.

7 (1) [~~All persons entering the FSM shall be fully~~  
8 ~~vaccinated against the COVID-19 novel coronavirus~~  
9 ~~(SARS-CoV-2).]~~ The Secretary of Justice, or his  
10 designee, shall enforce all COVID-19 vaccination and  
11 booster requirements, established through regulation by  
12 the Secretary of Health pursuant to his authority under  
13 Title 41 of the Code of the FSM, at all ports of entry,  
14 including but not limited to:

15 (a) Type of COVID-19 vaccine and booster shots  
16 acceptable for entry into the FSM; and

17 (b) Waiting period requirements after receiving  
18 the COVID-19 novel coronavirus (SARS-CoV-2) vaccine  
19 and booster entry shots to be considered fully  
20 vaccinated prior to entry.”

21 [~~(2) The Secretary of Justice shall only permit the~~  
22 ~~entry of persons into the country who are fully~~  
23 ~~vaccinated against COVID-19 in accordance with section~~  
24 ~~305 and section 307, unless the person is exempt under~~  
25 ~~section 306 of this Chapter.”]~~

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1           Section 3. Section 308 of title 50 of the Code of the  
2 Federated States of Micronesia (Annotated), as amended, is hereby  
3 amended to read as follows:

4           "Section 308. Regulation Authority.  
5           The Secretary of Justice, or his designee, shall  
6           promulgate and publish such rules and regulations as  
7           necessary to enforce the COVID-19 vaccine [~~mandate~~]  
8           requirements under sections 305, 306 and 307 at all  
9           ports of entry into the FSM in accordance with Chapter 1  
10          of Title 17 of the Code of the FSM. The Secretary of  
11          Justice shall coordinate with the Secretary of Health  
12          and the relevant departments or agencies to implement  
13          regulations under this Act prior to any agency action.  
14          The Department of Health and Department of Justice shall  
15          notify all state government health authorities 30  
16          business days in advance of any proposed regulations  
17          under this Act. The Secretary of Health shall have the  
18          authority to enact regulations to implement this Act  
19          pursuant to his authority under Title 41 of the Code of  
20          the FSM."

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1           Section 4. This act shall become law upon approval by the  
2 President of the Federated States of Micronesia or upon it  
3 becoming law without such approval.

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5 Date: 4/4/23

Introduced by: /s/ Ferny S. Perman  
  Ferny S. Perman

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