

**SIXTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
PALIKIR, POHNPEI STATE, FSM 96941**

**THIRD REGULAR SESSION
JANUARY 25, 2010 TO FEBRUARY 13, 2010**

DAY 1

**MONDAY
JANUARY 25, 2010
10:00 A.M.**

ORDER OF BUSINESS

1. **CALL TO ORDER:** by Hon. Isaac V. Figir, Speaker, 16th FSM Congress

"Pursuant to article IX, section 16, of the Constitution of the Federated States of Micronesia and title 3, section 201, of the Code of the Federated States of Micronesia, and as set forth in the Official Rules of Procedure of the Congress of the Federated States of Micronesia, I hereby call the Sixteenth Congress of the Federated States of Micronesia, Third Regular Session, to order."

2. **INVOCATION:** Observe a Moment of Silent Prayer

3. **ROLL CALL**

4. **APPOINTMENT OF COMMITTEE TO WAIT ON THE PRESIDENT**

_____, Chairman; _____, Member
_____, Member; _____, Member.

5. **PRESIDENTIAL COMMUNICATIONS:**

-No. 16-129 – (dated 12/8/09 & received 12/9/09) – Transmitted an agreement on foreign financial assistance between the Government of the United States and the Government of the Federated States of Micronesia, in the amount of \$48,200 – to be used for planned conservation activities to benefit the various communities in the State of Pohnpei.

-No. 16-130 - (dated 12/10/09 & received 12/11/09) – Extended an invitation to join the group visit (by FSM, RMI and Nauru) to Israel.

-No. 16-131 - (dated 12/11/09 & received 12/14/09) – Designated Congressional Act No. 16-18 (To amend title 29 of the Code of the Federated States of Micronesia by changing section 613 in order to increase the limit that a bank may loan to its

PRESIDENTIAL COMMUNICATIONS continued:

officer, director, agent, employee and/or related person; and for other purposes.) into Public Law No. 16-16.

- No. 16-132 -(dated 12/11/09 & received 12/14/09) – Designated Congressional Act No. 16-17 (To further amend title 37 of the Code of the Federated States of Micronesia by including a definition of a new class 3 multiple corporate captive insurance companies and providing for the issuance of captive insurance managing licenses, and for other purposes.) into Public Law No. 16-17.
- No. 16-133 – (dated & received 12/16/09) – Informing about the FSM's human rights situation review by the United Nations Human Rights Council during the 9th Session of the Universal Periodic Review in late 2010.
- No. 16-134 -(dated 12/31/09 & received 01/04/10) – Wrote to inform that Mr. Peter Philipson, Forum Fisheries Agency's (FFA) Economic Development Adviser and principal fisheries project financial analyst, arrived January 8, 2010.
- No. 16-135 -(dated 12/28/09 & received 01/4/10) – Designated Congressional Act No. 16-21 (To amend section 313 of title 54 of the code of the Federated States of Micronesia to make all captive insurance companies subject to the Federated States of Micronesia Corporate Income Tax regardless of capitalization, and for other purposes.) into Public Law No. 16-19.
- No. 16-136 –(dated 12/28/09 & received 01/04/10) – designating C.A. No. 16-16 (TO AMEND PUBLIC LAW NO. 16-07 TO APPROPRIATE THE "FSM EDUCATION SECTOR GRANT - FISCAL YEAR 2010 - AMENDMENT 1" GRANT) as PL. No. 16-20.
- No. 16-137 -(dated 12/31/09 & received 01/06/10) – sharing a copy of a business proposal to the Executive Branch by a Singapore based shipping and flagging company, Island Registry PTE, Ltd, which is requesting to have exclusive authority to operate the registry on the FSM Government's behalf for the registration of vessels internationally under the FSM flag for a period of ten years; and requesting nominations for the Island Registry PTE Task Force to review the attached proposal.

PRESIDENTIAL COMMUNICATIONS continued:

- No. 16-138 – (dated 01/04/10 & received 01/07/10) returning C.A. No. 16-20 (3.5 mil for social and public projects) as PL. No. 16-18; however with some item vetoes.
- No. 16-139 – (dated & received 01/11/10) - Designated (w/out signature) Congressional Act No. 16-19 (To amend PL. No. 15-31, as amended, by amending section 1 thereof, to change the use of certain funds previously appropriated therein for the State of Pohnpei.) as Public Law No. 16-21.
- No. 16-140- (dated & received 01/11/10) – Transmitted for reference an approved schedule of the M/V Caroline Voyager.
- No. 16-141 – (dated 01/8/10 & received 01/13/10) – regarding Chief Justice Amaraich’s medical expenses in HNL..
- No. 16-142 -(dated & received 01/14/10) – Informing that the Tax Reform Executive Steering Committee, consisting of Vice President Alik and the four Governors, has completed its task of putting together a set of draft enabling legislations to effectuate the recommendations of the Tax Reform Tax Force (TRTF) at both the National and State levels.
- No. 16-143 -(dated & received 01/18/10) – Transmitted a bill for consideration to authorize a guaranty by the FSM National Government to secure a proposed line of credit from the European Investment Bank to FSM Development Bank in the amount of US\$5 million.
- No. 16-144 – (dated 01/20/10 & received 01/21/10) – Transmitted an agreement on the receipt of foreign financial assistance between the Government of China and the Government of the Federated States of Micronesia in the amount of RMB 14-5 million to be utilized for the repair of the cargo-passenger ship Chief Mailo.
- No. 16-145 – (dated 01/20/10 & received 01/21/10) – Informing of the arrival of the U.S. Ambassador-designate to the FSM, Mr. Peter Allen Prahar, on January 28, 2010.

PRESIDENTIAL COMMUNICATIONS continued:

- No. 16-146 -(dated 01/20/10 & received 01/21/10) – Wrote in reference to a request conveyed through C.R. No. 16-60, which requested President to call for a State-National Leadership Conference.
- No. 16-147 -(dated 01/21/10 & received 01/22/10) – attaching a copy of Governor Simina’s support for the nomination of Mr. Ihlen Joseph for the second FSM’s representative on the JEMCO.
- No. 16-148 -(dated 01/21/10 & received 01/22/10) – submitting a proposed bill to amend section 205 of title 22 of the FSM Code, concerning the number of board meetings that the FSM Coconut Development Authority is required to hold.

6. FSM SUPREME COURT COMMUNICATIONS:

- No. 16-4 – (dated 12/29/09 & received 01/04/10) – from Mr. Kapilly Capelle, Director, FSM Supreme Court, conveyed the passing of Chuuk State Associate Justice Honorable Machime O’Sonis on December 27, 2009 on Weno, Chuuk.
- No. 16-5 - (dated & received 01/12/10) - from Mr. Kapilly Capelle, Director, FSM Supreme Court, regarding Chief Justice Amaraich’s medical condition.

7. MEMBER COMMUNICATIONS - NONE

8. DEPARTMENTAL COMMUNICATIONS:

- No. 16-22 – (dated 11/30/09 & received 12/2/09) – from Mr. Lorin S. Robert, Secretary, Department of Foreign Affairs, informing that a signing ceremony would take place for the project “Project for Introduction of Clean Energy by Solar Photovoltaic for the National Government compound.’
- No. 16-23 - (dated 12/14/09 & received 12/16/09) – from Mr. John Uwas, Assistant Secretary, Customs and Tax Administration, responding to a request for the exemption of import duties with regards to the shipment of computers and office equipment.

DEPARTMENTAL COMMUNICATIONS continued:

- No. 16-24 – (dated & received 01/5/10) – from Mr. Pius S. Chotailug, Chief, National Police, requesting for inclusion in the distribution of the donated computers, laptops and printers.
- No. 16-25 –(dated 01/15/10 & received 01/18/10) – from Mr. Finley S. Perman, Secretary, Department of Finance and Administration, Transmitting the revised and updated revenue projections for the year 2010.
- No. 16-26 - (dated 01/18/10 & received 01/19/10) - from Mr. Finley S. Perman, Secretary, Department of Finance and Administration, sharing the FY 2010 1st quarter report for Chuuk DAS (Chuuk Department of Administrative Services).

9. STATE COMMUNICATIONS:

- No. 16-36 –(dated 11/26/09 & received 12/9/09) – from Ms. Dee N. Libian, Chief Clerk, 7th Legislature of the State of Yap, transmitting a copy of certified Yap State Resolution No. 7-160, expressing sorrow and conveying deep sincere condolences to the parents, family members and friends of the late Kirsten Elizabeth Wolcott, a SDA teacher in Yap.
- No. 16-37 –(dated 01/6/10 & received 01/21/10) – from Mr. Tosie K. Elley, Chief Clerk, 9th Kosrae State Legislature, transmitting a copy of L.R. No. 9-230, LD1, requesting Congress to naturalize certain individuals from Kosrae State.

10. STATE SUPREME COURT COMMUNICATIONS - NONE

11. MUNICIPAL OR TOWN COMMUNICATIONS – NONE

12. FOREIGN GOVERNMENT COMMUNICATIONS:

- No. 16-30 – (dated 11/24/09 & received 12/9/09) – from Kimberly Elmore, Assistant Inspector General for Audits, Inspections, and Evaluations, United States Department of the Interior, providing a copy of the Office of Inspector General's Semi-annual Report covering the 6-month period April 1, 2009 through September 30, 2009.

FOREIGN GOVERNMENT COMMUNICATIONS continued:

- No. 16-31 - (dated 11/3/09 & received 01/6/09) – from Mr. Noel A. Kinsella, Speaker of the Senate, and Mr. Peter Milliken, Speaker of the House of Commons, of the Parliament of Canada, conveying best wishes during the celebration of the FSM Independence Day in November.
- No. 16-32 - (dated 01/6/10 & received 01/12/10) – from Susan Cox, Ambassador of Australia to the FSM, and Genichi Terasawa, Charg'e d'affier a.i. of Japan to the FSM, presenting a report published by the International Commission on Nuclear Non-proliferation and Disarmament, a joint initiative by the Governments of Australia and Japan.

ORDER OF THE DAY

13. STANDING COMMITTEE REPORTS - NONE

14. SPECIAL COMMITTEE REPORTS – NONE

15. ASSIGNMENT OF MEASURES AND COMMUNICATIONS: See
REFERRAL SHEET No. 16-42 for Committee Assignments.

16. UNFINISHED BUSINESS – NONE

17. BILL CALENDAR – NONE

18. RESOLUTION CALENDAR - NONE

19. INTRODUCTION OF BILLS AND RESOLUTIONS

20. MISCELLANEOUS COMMUNICATIONS:

- No. 16-54 - (dated 12/21/09 & 12/23/09) – from Mr. Resty R. Shotaro, expressing thanks for his confirmation as the National Government's representative on the FSM Telecommunication Corporation Board of Directors.
- No. 16-55 - (dated 01/4/10 & received 01/11/10) – from Mr. Graceful Enlet, Chairman of the Board, College of Micronesia – FSM, providing the official minutes from its special meeting of August 25-26, 2009 in Kosrae, and the Actions and

MISCELLANEOUS COMMUNICATIONS continued:

Directives from its December 9-11, 2009 regular meeting in Yap.

-No. 16-56 - (dated 01/11/10 & received 01/13/10) – from Mr. Haser H. Hainrick, National Public Auditor, enclosing a copy of the audit report for Caroline Islands Air, Inc.

21. MISCELLANEOUS BUSINESS

22. ANNOUNCEMENTS

23. RECESS