



*The President*  
*Palikir, Pohnpei*  
*Federated States of Micronesia*

November 26, 2014

The Honorable Dohsis Halbert  
Speaker  
18<sup>th</sup> FSM Congress  
Palikir, Pohnpei FM 96941



PRESIDENTIAL COMM. NO. 18-411  
FSM CONGRESS

Dear Speaker Halbert:

I transmit the following Congressional Act, which became Public Law No. 18-97 due to Congressional override of my veto:

Congressional Act No. 18-98, entitled: "AN ACT TO AMEND SECTION 213 OF TITLE 1 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, TO REQUIRE THE PRESIDENT, WHERE CONGRESS HAS OVERRIDDEN A PRESIDENTIAL VETO, TO SIGN AND DATE ALL CONGRESSIONAL ACTS AND ASSIGN A PUBLIC LAW NUMBER THERETO WITHIN TWO WORKING DAYS FROM RECEIPT OF THE TRANSMITTAL OF THE CONGRESSIONAL ACT FROM CONGRESS; TO REQUIRE THE PRESIDENT, IN THE INSTANCE OF A LINE-ITEM VETO, TO ASSIGN A DIFFERENT NUMBER FROM THE PREVIOUS PUBLIC LAW, AND OTHER PURPOSES."

Congress misconstrues the rationale for my veto. While the committee report acknowledged that the present public law affects purely administrative procedure, at the same time, it overlooked the unavoidable effect, which is to micromanage the Executive to a point of requiring the President to take action upon overridden acts from Congress in a short period of time. This act negates the separation of power. It does not demonstrate healthy coordination and cooperation between co-equal branches of government. On the contrary, it legitimizes constitutionally questionable intrusion by Congress in the execution of public law.

In view of the foregoing, I reiterate the concerns I raised before regarding this matter.

Sincerely,

Manny Mori  
President

Enclosure

xc: Acting Chief Justice, FSM Supreme Court  
Secretary, Department of Justice  
Director, Office of SBOC  
Legislative Counsel, CFSM  
Public Library, CFSM  
PIO, FSM



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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Office of the Chief Clerk

November 24, 2014



His Excellency Manny Mori  
President  
Federated States of Micronesia  
Palikir, Pohnpei FM 96941

Dear President Mori:

I have the honor to transmit herewith Congressional Act No. 18-98, "AN ACT TO AMEND SECTION 213 OF TITLE 1 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, TO REQUIRE THE PRESIDENT, WHERE CONGRESS HAS OVERRIDDEN A PRESIDENTIAL VETO, TO SIGN AND DATE ALL CONGRESSIONAL ACTS AND ASSIGN A PUBLIC LAW NUMBER THERETO WITHIN TWO WORKING DAYS FROM RECEIPT OF THE TRANSMITTAL OF THE CONGRESSIONAL ACT FROM CONGRESS; TO REQUIRE THE PRESIDENT, IN THE INSTANCE OF A LINE-ITEM VETO, TO ASSIGN A DIFFERENT NUMBER FROM THE PREVIOUS PUBLIC LAW, AND FOR OTHER PURPOSES.", which was repassed on November 18, by the Eighteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2014, by a three-fourths vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in black ink, which appears to read "Liwiana Ramon Ioanis", is written over the signature line.

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

Enclosures





PRESIDENTIAL COMM. NO. 18-411  
FSM CONGRESS

EIGHTEENTH CONGRESS OF THE  
FEDERATED STATES OF MICRONESIA  
FIFTH SPECIAL SESSION  
NOVEMBER 17 - 26, 2014

PUBLIC LAW No. 18- 97

## An Act

TO AMEND SECTION 213 OF TITLE 1 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, TO REQUIRE THE PRESIDENT, WHERE CONGRESS HAS OVERRIDDEN A PRESIDENTIAL VETO, TO SIGN AND DATE ALL CONGRESSIONAL ACTS AND ASSIGN A PUBLIC LAW NUMBER THERETO WITHIN TWO WORKING DAYS FROM RECEIPT OF THE TRANSMITTAL OF THE CONGRESSIONAL ACT FROM CONGRESS; TO REQUIRE THE PRESIDENT, IN THE INSTANCE OF A LINE-ITEM VETO, TO ASSIGN A DIFFERENT NUMBER FROM THE PREVIOUS PUBLIC LAW, AND FOR OTHER PURPOSES.

INTRODUCED BY: SENATOR DOHSIS HALBERT

DATE: JULY 11, 2014

REPASSED: NOVEMBER 18, 2014

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis", is written over a horizontal line.

Liwiana Ramon Ioanis  
Chief Clerk, FSM Congress





CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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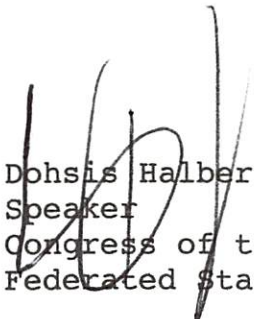
*Office of the Speaker*

PRESIDENTIAL COMM. NO. 18-411  
FSM CONGRESS

ACT NO. 18-98

(CONGRESSIONAL BILL NO. 18-202)

I hereby certify that on November 18 the foregoing act was repassed by the Eighteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2014, by a three-fourths vote of all the State delegations as required under article IX, section 2(q), of the Constitution of the Federated States of Micronesia.

  
Dohsis Halbert  
Speaker  
Congress of the  
Federated States of Micronesia

EIGHTTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FOURTH SPECIAL SESSION, 2014

CONGRESSIONAL BILL NO. 18-202

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**PUBLIC LAW No. 18-97**

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AN ACT

To amend section 213 of title 1 of the Code of the Federated States of Micronesia, as amended, to require the President, where Congress has overridden a presidential veto, to sign and date all Congressional Acts and assign a public law number thereto within two working days from receipt of the transmittal of the Congressional Act from Congress; to require the President, in the instance of a line-item veto, to assign a different number from the previous public law, and for other purposes.

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

1       Section 1. Policy and Purpose. The purpose of this bill is to  
2 ensure the effective implementation of Congressional Acts by veto  
3 override, by requiring the President of the Federated States of  
4 Micronesia to sign and date all Congressional Acts and assign a  
5 public law number thereto within two working days from the receipt  
6 of the transmittal of the Congressional Act from the Congress of the  
7 Federated States of Micronesia. Additionally to prevent confusion  
8 and misunderstanding, the bill will require all Congressional Acts,  
9 which have overridden a presidential line-item veto, to be assigned  
10 a different number from the public law containing the line-item  
11 veto. It is common understanding that once Congress has exercised  
12 its veto override powers pursuant to article IX, Section 2(q) of the  
13 Constitution of the Federated States of Micronesia that the Bill  
14 becomes law. The President has purely a ministerial task of issuing  
15 the public law number for the Congressional Act. There is no  
16 dispute as to the substance of the veto override. By amending title  
17 1, section 213, Congress will ensure efficient and effective

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PUBLIC LAW No. 18-97

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1 implementation of Congressional Acts, which are enacted by a  
2 Congressional veto override, as well as prevent misunderstanding.

3 Section 2. Section 213 of title 1 of the Federated States of  
4 Micronesia, as amended, is hereby amended by to read as follows:

5 "Section 213. Numbering of laws.

6 (1) Public laws shall be assigned a number by the High  
7 Commissioner as they become law, with or without his  
8 signature, in the order which they become law. Numbers of  
9 public laws enacted by the First Regular Session, 1965,  
10 Congress of Micronesia, shall be preceded by the  
11 figure "1-"; numbers of public laws enacted by the Second  
12 Regular Session, 1966, Congress of Micronesia, shall be  
13 preceded by the figure "2-"; numbers of public laws  
14 enacted by the Third Regular Session, 1967, Congress of  
15 Micronesia, shall be preceded by the figure "3-"; numbers  
16 of laws enacted by the Fourth Regular Session, 1968,  
17 Congress of Micronesia, shall be preceded by the  
18 figure "4-"; numbers of public laws enacted by the Third  
19 Congress of Micronesia shall be preceded by the  
20 figure "3C-"; numbers of public laws enacted by the Fourth  
21 Congress of Micronesia shall be preceded by the  
22 figure "4C-F"; numbers of public laws enacted by the Fifth  
23 and succeeding Congresses shall be preceded by an Arabic  
24 numeral representing the number of the Congress, followed  
25 by a hyphen, such as "5-".

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**PUBLIC LAW No. 18- 97**

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1           (2) Private laws enacted by the Congress of the  
2           Federated States of Micronesia shall be numbered in the  
3           same manner as public laws, as set forth in subsection (3)  
4           of this section, except that such laws shall be known as  
5           private laws and not as public laws.

6           (3) Bills enacted by the Congress of the Federated  
7           States of Micronesia shall be assigned a number by the  
8           President of the Federated States of Micronesia as they  
9           become law, with or without his approval, in the order  
10          in which they become law. Public laws enacted by the  
11          First Congress of the Federated States of Micronesia  
12          shall be preceded by the figure "1" followed by a  
13          hyphen. Public laws enacted by subsequent Congresses  
14          shall be preceded by an Arabic numeral representing the  
15          number of the appropriate Congress, followed by a  
16          hyphen, such as "2-".

17          (4) For a Congressional Act whereby the Congress of  
18          the Federated States of Micronesia has overridden a  
19          presidential veto, the President of the Federated States  
20          of Micronesia, shall sign and date the Congressional Act  
21          and assign a public law number thereto within two  
22          working days from receipt of the transmittal of the  
23          Congressional Act. In the instance of a veto override  
24          of a Presidential line-item veto, the public law number  
25          assigned shall not be the same number as assigned to the

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