



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

PRESIDENTIAL COMM. NO. 20-427  
FSM CONGRESS

March 26, 2019

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

Dear Speaker Simina:

I am pleased to transmit the following Congressional Act, which I have signed into Public Law  
NO. 20-169 :

Congressional Act No. 20-171, entitled: "AN ACT TO FURTHER AMEND  
SECTION 611 OF TITLE 24 OF THE CODE OF THE FEDERATED STATES  
OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC LAW NO.  
19-169, TO CORRECT A TECHNICAL ERROR, AND FOR OTHER  
PURPOSES."

I thank Congress for the passage of this Act.

Sincerely,

  
Peter M. Christian

Enclosure:

Xc: Chief Justice, FSM Supreme Court





Office of the Chief Clerk

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3

Palikir, Sokehs Pohnpei State, FM 96941

Tel: (691) 320-2324 / 2338 Fax: (691) 320-5122

PRESIDENTIAL COMM. NO. 20-427  
FSM CONGRESS

March 18, 2019

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. 20-171, "AN ACT TO FURTHER AMEND SECTION 611 OF TITLE 24 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC LAW NO. 19-169, TO CORRECT A TECHNICAL ERROR, AND FOR OTHER PURPOSES.", which was passed by the Twentieth Congress of the Federated States of Micronesia, Seventh Special Session, 2019, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "Liwiana Ramon Ioanis".

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

Enclosures

RECEIVED  
MAR 18 2019  
Office of the  
President FSM





PRESIDENTIAL COMM. NO. 20-427  
FSM CONGRESS

TWENTIETH CONGRESS OF THE  
FEDERATED STATES OF MICRONESIA  
SEVENTH SPECIAL SESSION  
MARCH 8 - 17, 2019

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## An Act

TO FURTHER AMEND SECTION 611 OF TITLE 24 OF THE CODE OF THE  
FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC  
LAW NO. 19-169, TO CORRECT A TECHNICAL ERROR, AND FOR OTHER PURPOSES.

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INTRODUCED BY SENATOR: WESLEY W. SIMINA

DATE: MARCH 6, 2019

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REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – MARCH 11, 2019

FIRST READING: – MARCH 11, 2019

SECOND READING: – MARCH 13, 2019

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

Liwiana Ramon Ioanis  
Chief Clerk, FSM Congress





Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 20-427  
FSM CONGRESS

ACT NO. 20-171

(CONGRESSIONAL BILL NO. 20-289)

We hereby certify that on March 13 the foregoing act passed  
Second and Final Reading of the Twentieth Congress of the  
Federated States of Micronesia, Seventh Special Session, 2019,  
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.

A handwritten signature in black ink, appearing to read "Wesley W. Simina".

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

A handwritten signature in blue ink, appearing to read "Liwiana Ramon Ioanis".

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

TWENTIETH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SEVENTH SPECIAL SESSION, 2019

CONGRESSIONAL BILL NO. 20-289

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AN ACT

To further amend section 611 of title 24 of the Code of the Federated States of Micronesia (Annotated), as amended by Public Law No. 19-169, to correct a technical error, and for other purposes.

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

1       Section 1. The purpose of this Act is to correct a  
2 technical error in section 611 of title 24 of the Code of the  
3 Federated States of Micronesia. Public Law No. 19-169 amended  
4 paragraph (1) of section 611 and omitted paragraphs (2)–(5) of  
5 that section, inadvertently causing them to be deleted. This  
6 Act reinserts paragraphs (2)–(5) of section 611 of title 24 of  
7 the Code of the Federated States of Micronesia.

8       Section 2. Section 611 of title 55 of the Code of the  
9 Federated States of Micronesia (Annotated), as amended by  
10 Public Law No. 19-169, is hereby further amended to read as  
11 follows:

12               "Section 611. Transponders required.

13               (1) The Authority may require, as a condition of  
14 fishing in the exclusive economic zone, that the operator  
15 of any vessel:

16                       (a) install on such vessel, at its own expense,  
17 a transponder approved by the Authority;

18                       (b) maintain such transponder in good working  
19 order at all times during the period of validity of a

1 permit;

2 (c) consent to the monitoring of the transponder  
3 by the Authority in all waters and at all times during  
4 the period of validity of the permit; and

5 (d) ensure that any information or data required  
6 by the Authority to be transmitted by the transponder is  
7 transmitted continuously, accurately and effectively to  
8 the designated receiver.

9 (2) For the purposes of this subtitle, a  
10 transponder, which may also be referred to as an  
11 automatic location communicator or ALC, means any  
12 device or machine placed on a fishing vessel as a  
13 condition of its permit or access agreement, which  
14 transmits, whether in conjunction with another machine  
15 or other machines, elsewhere or not, information or  
16 data concerning the position, fishing and such other  
17 activities of the vessel as may be required.

18 (3) The Authority may establish by regulation a  
19 list of approved transponders. An approved  
20 transponder shall be presumed to be accurate; a  
21 transponder that is not approved shall not be presumed  
22 to be accurate. All information or data obtained or  
23 ascertained by the use of a transponder, shall be  
24 presumed to:

25 (a) come from the vessel so identified; and

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1                   (b) be given by the master, owner and  
2 charterer of the fishing vessel. This presumption  
3 shall apply whether or not the information was stored  
4 before or after any transmission or transfer.

5           (4) No person shall intentionally, recklessly or  
6 unintentionally destroy, damage, render inoperative or  
7 otherwise interfere with a machine aboard a vessel  
8 which automatically feeds or inputs information or  
9 data into a transponder, or intentionally feed or  
10 input information or data into a transponder which is  
11 not officially required or is meaningless.

12           (5) Any person who violates subsection (1) or  
13 subsection (4) of this section, by failing to install,  
14 maintain, or ensure the transmission of information  
15 from a transponder as required, is subject to a civil  
16 penalty of not less than \$100,000 and not more than  
17 \$500,000."  
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1       Section 3. This act shall become law upon approval by the  
2 President of the Federated States of Micronesia or upon its  
3 becoming law without such approval.

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3/26, 2019

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Peter M. Christian  
President  
Federated States of Micronesia

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