



The President
Palikir, Pohnpei
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 22-146
FSM CONGRESS

October 28, 2021

The Honorable Wesley W. Simina
Speaker
Twenty-Second Congress
Federated States of Micronesia
Palikir, Pohnpei, FM 96941

Dear Speaker Simina:

I am pleased to transmit herewith the enclosed Congressional Act, which I have signed to become Public Law No. 22-57 :

Congressional Act No. 22-49, entitled: "AN ACT TO FURTHER AMEND SECTION 805 OF TITLE 54 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC LAWS NOS. 18-107 AND 21-152, TO EXTEND THE EXEMPTION OF THE EXTRA 20% OF THE SHARE OF REVENUES COLLECTED TO THE NATIONAL GOVERNMENT FROM DEPOSITED INTO THE STATE SUB-ACCOUNTS OF THE FSM TRUST FUND, AND FOR OTHER PURPOSES."

This Act is extending the exemption of extra 20% of the share of revenues collected to the National Government from being deposited into the State Sub-Accounts of the FSM Trust Fund, but rather to be remitted directly to the States. Currently, this exemption is in effect for fiscal years 2021 and 2022. This Act is extending the exemption to fiscal year 2023, except that this extended exemption for fiscal year 2023 shall not apply to the States of Pohnpei and Yap. This means that the extra 20% of the share of revenue Pohnpei and Yap will not be remitted to those respective States in fiscal year 2023, but rather will return to the status quo to be deposited into the relevant State Sub-Accounts under the FSM Trust Fund. I take this opportunity to thank the 22nd FSM Congress for the passage of this important legislation.

Sincerely,

David W. Panuelo
President



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. 22-146
FSM CONGRESS

October 12, 2021



His Excellency David W. Panuelo
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear President Panuelo:

I have the honor to transmit herewith Congressional Act No. 22-49, "AN ACT TO FURTHER AMEND SECTION 805 OF TITLE 54 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC LAWS NOS. 18-107 AND 21-152, TO EXTEND THE EXEMPTION OF THE EXTRA 20% OF THE SHARE OF REVENUES COLLECTED TO THE NATIONAL GOVERNMENT FROM BEING DEPOSITED INTO THE STATE SUB-ACCOUNTS OF THE FSM TRUST FUND, AND FOR OTHER PURPOSES", which was passed by the Twenty-Second Congress of the Federated States of Micronesia, Second Regular Session, 2021, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in black ink, appearing to be "Jessicalynn Reyes".

Jessicalynn Reyes
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures



PRESIDENTIAL COMM. NO. 22-146
FSM CONGRESS

TWENTY-SECOND CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
SECOND REGULAR SESSION
SEPTEMBER 13 – OCTOBER [02] 11, 2021
(EXTENDED BY C.R. NO. 22-65, ADOPTED 9/24/21)

An Act

TO FURTHER AMEND SECTION 805 OF TITLE 54 OF THE CODE OF THE
FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC
LAWS NOS. 18-107 AND 21-152, TO EXTEND THE EXEMPTION OF THE EXTRA 20%
OF THE SHARE OF REVENUES COLLECTED TO THE NATIONAL GOVERNMENT
FROM BEING DEPOSITED INTO THE STATE SUB-ACCOUNTS OF THE FSM TRUST
FUND, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: WESLEY W. SIMINA

DATE: MAY 12, 2021

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – OCTOBER 07, 2021

FIRST READING: – OCTOBER 07, 2021

SECOND READING: – OCTOBER 08, 2021

A handwritten signature in black ink, appearing to read "JR", with a long horizontal line extending to the right.

Jessicalynn Reyes
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 22-146
FSM CONGRESS

ACT NO. 22-49

(CONGRESSIONAL BILL NO. 22-03, C.D.1)

We hereby certify that on October 8 the foregoing act passed Second and Final Reading of the Twenty-Second Congress of the Federated States of Micronesia, Second Regular Session, 2021, 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 be "Wesley W. Simina".

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

A handwritten signature in black ink, appearing to be "Jessicalynn Reyes".

Jessicalynn Reyes
Chief Clerk
Congress of the
Federated States of Micronesia

TWENTY-SECOND CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIRST REGULAR SESSION, 2021

CONGRESSIONAL BILL NO. 22-03, C.D.1

AN ACT

To further amend section 805 of title 54 of the Code of the Federated States of Micronesia (Annotated), as amended by Public Laws Nos. 18-107 and 21-152, to extend the exemption of the extra 20% of the share of revenues collected to the National Government from being deposited into the State sub-accounts of the FSM Trust Fund, and for other purposes.

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

1 Section 1. Section 805 of title 54 of the Code of the
2 Federated States of Micronesia (Annotated), as amended by
3 Public Laws Nos. 18-107 and 21-152, is hereby further amended
4 to read as follows:

5 "Section 805. Distribution of revenues.

6 (1) Distribution to the States.

7 (a) The treasurer of the Federated States of
8 Micronesia shall pay eighty percent of the net taxes
9 collected pursuant to section 221(9) of this title, and
10 fifty percent of all other net taxes collected pursuant
11 to sections 121, 141, and 221 of this title into the
12 treasury of the State government to which the taxes are
13 attributable for appropriation by the State legislature.

14 (b) Subject to Part (e) below, an additional
15 twenty percent of the total of all other net taxes
16 collected pursuant to sections 121, 141, and 221 of
17 this title after the Treasurer of the Federated States
18 of Micronesia has administered distribution under part

1 (a) shall be deposited by the treasurer of the Federated
2 States of Micronesia into the State sub-account "A" of
3 the FSM Trust Fund on behalf of the National Government
4 for the State government to which the taxes are
5 attributable. The additional twenty percent (20%)
6 deposited by the National Government into individual
7 States sub-account A may not be withdrawn by the States.

8 (c) Twenty-five percent of the amount remaining,
9 after the transfer of funds pursuant to parts (a) and
10 (b) of this subsection, of the net taxes collected
11 pursuant to subsection 221(1) of this title shall be
12 placed in an account to be used solely for post-graduate
13 school scholarships or full-time post-secondary courses
14 of study leading to commercial Federal Aviation
15 Administration (FAA) licenses, ratings and
16 certifications. The allottee of the scholarship funds
17 shall be the President of the Federated States of
18 Micronesia or his designee;

19 (d) Except as specifically provided in parts
20 (a), (b) and (c) of this subsection, all net taxes
21 collected shall be part of the General Fund of the
22 Federated States of Micronesia, subject to appropriation
23 by Congress pursuant to title 55 of the Code of the
24 Federated States of Micronesia.


25 (e) On an extraordinary basis the extra 20% of

1 net taxes collected during fiscal years 2021, 2022, and
2 2023, except the extension for the fiscal year 2023
3 shall not apply to Pohnpei and Yap as defined in part
4 (b) of this subsection above shall be remitted to the
5 States and not to the FSM Trust Fund.

6 (2) 'Net taxes' as used in subsection (1) of this
7 section means gross collections of taxes, penalties,
8 interest, or other related charges less refunds."

9 Section 2. This act shall become law upon approval by the
10 President of the Federated States of Micronesia or upon its
11 becoming law without such approval.

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15 _____, 2021

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19 David W. Panuelo
20 President
21 Federated States of Micronesia
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