



The President
Palikir, Pohnpei
Federated States of Micronesia



June 21, 2022

PRESIDENTIAL COMM. NO. 22-291
FSM CONGRESS

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 the following act, which I have signed to become Public Law No. 22-139 :

Congressional Act No. 22-133, 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, 21-152 AND 22-57, TO AUTHORIZE ON AN EXTRAORDINARY BASIS THE POHNPEI STATE'S SHARE OF THE EXTRA 20% OF NET TAXES COLLECTED DURING FISCAL YEAR 2023 BE REMITTED TO FUEL WHOLESALERS FOR THE PURPOSE OF PROVIDING A FUEL SUBSIDY TO POHNPEI RESIDENTS, TO CLARIFY THAT YAP'S SHARE OF THE EXTRA 20% OF NET TAXES COLLECTED DURING FISCAL YEAR 2023 WILL BE DEPOSITED INTO THE FSM TRUST FUND, AND FOR OTHER PURPOSES."

I thank the 22nd FSM Congress for the passage of this act.

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

Palikir, Sokehs Pohnpei State, FM 96941

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PRESIDENTIAL COMM. NO. 22-291
FSM CONGRESS

June 02, 2022

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. 22-133, "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, 21-152 AND 22-57, TO AUTHORIZE ON AN EXTRAORDINARY BASIS THAT THE POHNPEI STATE'S SHARE OF THE EXTRA 20% OF NET TAXES COLLECTED DURING FISCAL YEAR 2023 BE REMITTED TO FUEL WHOLESALERS FOR THE PURPOSE OF PROVIDING A FUEL SUBSIDY TO POHNPEI RESIDENTS, TO CLARIFY THAT YAP'S SHARE OF THE EXTRA 20% OF NET TAXES COLLECTED DURING FISCAL YEAR 2023 WILL BE DEPOSITED INTO THE FSM TRUST FUND, AND FOR OTHER PURPOSES", which was passed by the Twenty-Second Congress of the Federated States of Micronesia, Fourth Regular Session, 2022, by a two-thirds vote of all the State delegations as required and as duly certified.

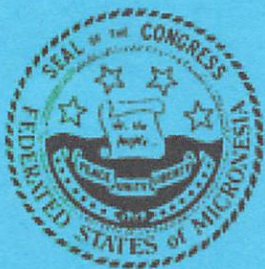
Sincerely yours,

A handwritten signature in dark ink, appearing to read "Jessicalynn Reyes", with a long horizontal flourish extending to the right.

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

Enclosures

RECEIVED
JUN 2 2022
Office of the
President FSM



PRESIDENTIAL COMM. NO. 22-291
FSM CONGRESS

TWENTY-SECOND CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FOURTH REGULAR SESSION

MAY 04 – [23] 27, 2022
(EXTENDED BY C.R. NO. 22-130, ADOPTED 05/23/22)

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, 21-152 AND 22-57, TO AUTHORIZE ON AN EXTRAORDINARY BASIS THAT THE POHNPEI STATE'S SHARE OF THE EXTRA 20% OF NET TAXES COLLECTED DURING FISCAL YEAR 2023 BE REMITTED TO FUEL WHOLESALERS FOR THE PURPOSE OF PROVIDING A FUEL SUBSIDY TO POHNPEI RESIDENTS, TO CLARIFY THAT YAP'S SHARE OF THE EXTRA 20% OF NET TAXES COLLECTED DURING FISCAL YEAR 2023 WILL BE DEPOSITED INTO THE FSM TRUST FUND, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATORS: ESMOND B. MOSES AND FERNY S. PERMAN

DATE: MAY 19, 2022

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – MAY 19, 2022

FIRST READING: – MAY 20, 2022

SECOND READING: – MAY 27, 2022

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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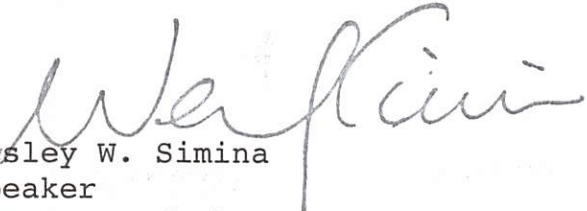
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PRESIDENTIAL COMM. NO. 22-291
FSM CONGRESS

ACT NO. 22-133

(CONGRESSIONAL BILL NO. 22-207, C.D.1.
C.D.2, C.D.3)

We hereby certify that on May 27 the foregoing act passed
Second and Final Reading of the Twenty-Second Congress of the
Federated States of Micronesia, Fourth Regular Session, 2022,
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.


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


Jessicalynn Reyes
Chief Clerk
Congress of the
Federated States of Micronesia

TWENTY-SECOND CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FOURTH REGULAR SESSION, 2022

CONGRESSIONAL BILL NO. 22-207, C.D.1,
C.D.2, C.D.3

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, 21-152 and 22-57, to authorize on an extraordinary basis that the Pohnpei State's share of the extra 20% of net taxes collected during fiscal year 2023 be remitted to fuel wholesalers for the purpose of providing a fuel subsidy to Pohnpei residents, to clarify that Yap's share of the extra 20% of net taxes collected during fiscal year 2023 will be deposited into 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 Public
3 Laws Nos. 18-107, 21-152 and 22-57 is hereby further amended to
4 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 twenty
15 percent of the total of all other net taxes collected
16 pursuant to sections 121, 141, and 221 of this title

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

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

22 (d) Except as specifically provided in parts (a),
23 (b) and (c) of this subsection, all net taxes collected
24 shall be part of the General Fund of the Federated
25 States of Micronesia, subject to appropriation by

1 Congress pursuant to title 55 of the Code of the
2 Federated States of Micronesia.

3 (e) On an extraordinary basis the extra 20% of net
4 taxes collected during fiscal years 2021 and 2022, as
5 defined in part (b) of this subsection above, shall be
6 remitted to the States and not to the FSM Trust Fund.
7 On an extraordinary basis, Chuuk State's and Kosrae
8 State's shares of the extra 20% of net taxes, as
9 provided in part (b) of this subsection above,
10 collected during fiscal year 2023 shall not be
11 deposited into the FSM Trust Fund but shall be remitted
12 in full to the States. For Pohnpei State, its share
13 for fiscal year 2023 shall be remitted to fuel
14 wholesalers for the purpose of providing a fuel subsidy
15 on gasoline, diesel, and kerosene to Pohnpei residents.
16 For Yap State, its share for Fiscal Year 2023 shall be
17 deposited into the FSM Trust Fund, as provided in part
18 (b) of this subsection above.

19 (2) 'Net taxes' as used in subsection (1) of this
20 section means gross collections of taxes, penalties,
21 Interest, or other related charges less refunds.

1 Section 2. 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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June 21, 2022

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David W. Panuelo
President
Federated States of Micronesia

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