PRESIDENTIAL COMM. NO. 7-363
FSM CONGRESS

SEVENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

THIRD REGULAR SESSION, 1992

CONGRESSIONAL BILL NO. 7-253, C.D.1

Public Law No. 7 - 89

AN ACT

To further amend title 3 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-19, 5-47, 5-53, 5-98 and 6-90, by further amending section 101, as amended by Public Laws Nos. 5-53 and 5-98, and by amending sections 415 and 416, to make technical corrections, to delete various references to the Trust Territory, by renumbering section 505, and for other purposes.

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

1	Section 1. Section 101 of title 3 of the Code of the Federated
2	States of Micronesia, as amended by Public Laws Nos. 5-53 and 5-98,
2	
3	is hereby further amended to read as follows:
4	"Section 101. Membership.
5	(1) The Congress of the Federated States of
6	Micronesia shall be a unicameral National legislature.
7	Unless the Congress is reapportioned, it shall consist of
8	fourteen Members to be known as Senators as follows:
9	(a) four at-large Members, one from each of the
10	States of Kosrae, Pohnpei, Chuuk, and Yap, who are
11	elected on the basis of State equality to serve for a
12	four-year term.
13	(b) ten Members serving for a term of two years
14	and elected on the basis of population as follows:
15	(i) one Member elected from Kosrae as a
16	single-member congressional district;
17	(ii) one Member elected from Yap as a
18	single-member congressional district;
19	(iii) three Members elected from Pohnpei, one
20	of whom representing each single-member congressional
21	district; and
22	(iv) five Members elected from Chuuk,

1	one of whom representing each single-member congressional
2	district.
3	(2) Single-member congressional districts shall be
4	reapportioned at least every ten years. The first such
5	reapportionment shall be made in 1988."
6	Section 2. Section 415 of title 3 of the Code of the Federated
7	States of Micronesia is hereby amended to read as follows:
8	"Section 415. Penalties.
9	(1) A person guilty of contempt under this chapter
10	shall upon conviction be fined not more than \$1,000, or
11	imprisoned not more than one year, or both.
12	(2) If any investigating committee fails in any
13	material respect to comply with the requirements of this
14	chapter, any person subject to a subpoena or a subpoena
15	duces tecum who is injured by such failure shall be
16	relieved of any requirement to attend the hearing for which
17	the subpoena was issued or, if present to testify or
18	produce evidence therein; and such failure shall be a
19	complete defense in any proceeding against the person for
20	contempt or other punishment.
21	(3) Any witness shall have only those privileges
22	against testifying or producing other evidence under
23	subpoena duces tecum which are:
24	(a) authorized by the Supreme Court of the
25	Federated States of Micronesia Rules of Evidence; or

Τ	(b) required by the Declaration of Rights of
2	the Federated States of Micronesia, or other law applicable
3	to the Federated States of Micronesia.
4	(4) Any person other than the witness concerned or
5	his counsel who violates the provisions of subsections (7)
6	or (8) of section 412 of this chapter shall upon conviction
7	be fined not more than \$500, or imprisoned not more than
8	six months, or both. The Attorney General, on his own
9	motion or on the application of any person claiming to have
10	been injured or prejudiced by an unauthorized disclosure,
11	may institute proceedings for trial of the issue and
12	imposition of the penalties provided herein. Nothing in
13	this subsection shall limit any power which the Congress
14	may have to discipline a member or employee or to impose a
15	penalty in the absence of action by a prosecuting officer
16	or court."
17	Section 3. Section 416 of title 3 of the Code of the Federated
18	States of Micronesia is hereby amended to read as follows:
19	"Section 416. Government officers and employees to
20	cooperate. The officers and employees of the Federated
21	States of Micronesia, and of each political subdivision
22	thereof shall cooperate with any investigating committee or
23	committees or with their representatives and furnish to
24	them or to their representatives such information as may be
25	called for in connection with the research activities of

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1	the committees."
2	Section 4. Section 505 of title 3 of the Code of the Federated
3	States of Micronesia is hereby renumbered as section 502.
4	Section 5. This act shall become law upon approval by the
5	President of the Federated States of Micronesia or upon its becoming
6	law without such approval.
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12	President Federated States of Micronesia
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