## A BILL FOR AN ACT

To further amend section 203 of title 21 of the Code of the Federated States of Micronesia (Annotated), as amended by Public Law No. 18-52, to require the Telecommunications Corporation of the Federated States of Micronesia to provide services and system access on the HANTRU1 Cable System to the Open Access Entity free of charge, and for other purposes.

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

- Section 203 of Title 21 of the Code of the 1 Section 1.
- 2 Federated States of Micronesia, as amended by Public Law No.
- 3 18-52, is hereby further amended as follows:
- 4 "Section 203. Powers and responsibilities of the
- 5 Corporation. The Corporation has the following powers
- and responsibilities: 6
- 7 (1) to operate as a provider of all
- 8 telecommunications within the Federated States of
- 9 Micronesia and between points in the Federated States
- of Micronesia and points outside thereof; 10
- (2) to operate and manage such services on the basis 11
- of commercially accepted practices, treating all users 12
- 13 of telecommunications services on equitable terms in
- accordance with its published tariffs, and requiring 14
- 15 all users to pay for the services provided;
- 16 (3) to plan for the expansion and improvement of
- 17 telecommunications facilities and services;
- 18 (4) to the extent practicable, to expand

telecommunications services to areas and communities in the Federated States of Micronesia that are presently unserved or poorly served and to improve the quality, reliability, and variety of services available to all users in a manner consistent with commercial reasonableness and with promoting economic development, the advancement of education and health care, and the preservation of the cultural identity of the people of the Federated States of Micronesia;

- (5) to improve the telecommunications skills and promote the telecommunications training of Micronesian citizens who are employees of the Corporation;
- (6) to establish, publish, and implement a structure of tariffs and rates for telecommunications services calculated to ensure that, to the extent practicable, adequate and equitable charges are imposed for services and that the tariff structure promotes the increased use of telecommunications services;
- (7) to invest all surplus revenues of the Corporation in the expansion and improvement of telecommunications facilities and services;
- (8) to incur indebtedness for the purpose of expanding and improving telecommunications facilities, to the extent and on such terms as are deemed commercially reasonable by the Corporation; and

(9) to provide on a reimbursable basis emergency 1 2 telecommunications services to governments, 3 individuals, and entities in the Federated States of Micronesia.; and 4 5 (10) where the Corporation owns or controls capacity 6 rights on HANTRU1 Cable System between Pohnpei and 7 Guam, it shall supply such services to the FSM Open 8 Access Entity free of charge, including system access, 9 on terms as may be demanded by the FSM Open Access 10 Entity in order to link Chuuk to Pohnpei and Chuuk to 11 Guam. 12 Section 2. This act shall become law upon approval by the 13 President of the Federated States of Micronesia or upon its 14 becoming law without such approval. 15 16 Date: 5/19/17 Introduced by: /s/ Wesley W. Simina Wesley W. Simina 17 18 19 20 21 22 23 24 25

3 of 3