
A BILL FOR AN ACT

To further amend Public Law 21-19, as amended by Public Laws Nos. 21-39, 21-74, and 21-109, by amending sections 6 and 8 thereof, in order to clarify when the Constitutional Convention shall reconvene after the coronavirus emergency, to clarify that Delegates will not be paid during the extended recess, to clarify the timeframe to vote on proposed amendments, and for other purposes.

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

1 Section 1. Section 6 of Public Law No. 21-19, as amended
2 by Public Law Nos. 21-74 and 21-109, is hereby further amended
3 to read as follows:

4 "Section 6. Procedures.

5 (1) The Constitutional Convention shall be convened
6 on the first Tuesday after the first Monday in January,
7 2020, and the Constitutional Convention shall continue in
8 session for no longer than thirty calendar days; PROVIDED,
9 HOWEVER, that the Convention may:

10 (a) call recesses, including one extended recess
11 of between 3 and 30 consecutive calendar days, which shall
12 not be included in the calculation of the calendar days
13 the Constitutional Convention is session and for which no
14 daily allowance under section 9 shall be paid;

15 (b) extend the session, if necessary, for up to a
16 total of forty-five calendar days; and

17 (c) The [~~Congressional~~] Constitutional Convention

1 may call an additional recess of up to three months, which
2 shall not be included in the calculation of the calendar
3 days the Constitutional Convention is in session and for
4 which no daily allowance under section 9 shall be paid,
5 due to the coronavirus emergency. The extended recess of
6 three months due to the coronavirus emergency will be
7 resumed at the call of the President of the Constitutional
8 Convention, no later than 3 months after the coronavirus
9 emergency declaration is revoked. After such recess, the
10 Convention shall continue the remaining session days of
11 the Convention in consecutive calendar days. Delegates
12 shall not be entitled to any allowance, as prescribed
13 under section 9, during the coronavirus emergency recess.

14 (2) The President of the Federated States
15 of Micronesia, or their designee, shall act as President
16 of the Convention until the Convention selects
17 a President from among its membership.

18 (3) The Convention shall select, from among its
19 membership, a President and such additional officers as it
20 may deem necessary and appropriate.

21 (4) The Convention shall adopt its own rules and
22 procedures not inconsistent with this act. All sessions
23 of the Convention shall be open to the public.

24 (5) A quorum of the Convention shall consist of all of
25 the four state delegations. For the purpose of

1 determining a quorum, a state delegation is not present
2 unless more than one-half of the delegates from that
3 state are present.”

4 Section 2. Section 8 of Public Law No. 21-19, as amended, is
5 hereby amended to read as follows:

6 “Section 8. Duties of the Convention.

7 (1) The Convention shall propose amendments to the
8 Constitution to be placed on a ballot to be held at the
9 next National Election after the Constitutional
10 Convention adjourns sine die; PROVIDED, HOWEVER, that in
11 the event that an amendment would affect the general
12 election, the amendment or amendments shall be voted on
13 in a special referendum called by the President of the
14 Federated States of Micronesia no later than three
15 months preceding a general National Election.~~[to be~~
16 ~~placed on a ballot for a referendum to be held in March~~
17 ~~2021, or during a special election called for that~~
18 ~~purpose on an earlier date; PROVIDED, HOWEVER, that in~~
19 ~~the event that an amendment would effect the general~~
20 ~~election, the amendment or amendments shall be voted on~~
21 ~~in a special referendum called by the President of the~~
22 ~~Federated States of Micronesia for December of 2020.]~~

23 (2) Proposed amendments to the Constitution shall be
24 in the format set forth in the Constitutional Amendment
25 Procedure Act, title 1, section 703 of the Code of the

1 Federated States of Micronesia (Annotated), as amended,
2 and any regulations issued pursuant thereto.

3 (3) When said amendments have been proposed by the
4 Convention, the Convention shall notify the President of
5 the Federated States of Micronesia, who shall transmit a
6 copy of the amendments to the Congress of the Federated
7 States of Micronesia, and shall call a referendum as
8 provided by title 1, chapter 7 of the Code of the
9 Federated States of Micronesia (Anotated), as amended.”

10 Section 3. This act shall become law upon approval by the
11 President of the Federated States of Micronesia or upon its
12 becoming law without such approval.

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14 Date: 7/8/20

Introduced by: /s/ Isaac V. Figir
Isaac V. Figir

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