A BILL FOR AN ACT

To further amend Public Law No. 19-85, as amended by Public Laws Nos. 19-155 and 20-180, by amending sections 2 and 4 thereof, in order to allow for the appointment of an additional member of the Joint Committee on Compact Review and Planning, to clarify the required number of votes of the Committee and Amended Compact provisions subject to renegotiations, and for other purposes.

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

Section 1. Section 2 of Public Law No. 19-85, as amended by Public Law No. 20-180, is hereby further amended to read as follows:

"Section 2. Establishment of the Joint Committee on Compact Review and Planning. There is hereby created and established a joint committee to be known as the Joint Committee on Compact Review and Planning ("JCRP"). Subject to the addition of a Chief Negotiator and an additional member as described below, this JCRP shall comprise nine members as follows: one representative from each of the four States, as appointed by the President in consultation with the leadership of each State, and four representatives from the Congress of the Federated States of Micronesia, one from each congressional delegation. The Secretary of Foreign Affairs shall be a member ex officio. He shall chair the Joint committee’s first meeting, and organize the
election of its Chairman and Vice Chairman. Six of the members shall constitute a quorum for the transaction of business. Decisions shall be made within the committee by at least [five] six concurring votes, with each participating member casting a single vote. The JCRP shall appoint a person within the FSM State and National Governments to be the Chief Negotiator. Should the appointed Chief Negotiator be selected outside of the existing nine members, he shall become a tenth JCRP member. If the Chief Negotiator is chosen among the existing nine members, that member shall not receive additional remuneration for the duties of Chief Negotiator. The President shall appoint one representative from within the National Government who shall become an eleventh JCRP member.”

Section 2. Section 4 of Public Law No. 19-85, as amended by Public Laws Nos. 19-155 and 20-180, is hereby further amended to read as follows:

“Section 4. Mandate. The JCRP shall carry out the following responsibilities and obligations:

(1) In consultation with the Congress, set goals and objectives in anticipation of the termination of the financial provisions of the Amended Compact of Free Association;

(2) Conduct a thorough analysis of all factors relating
the future of the Nation;

(3) Develop all necessary strategies and approaches to enable the Federated States of Micronesia to explore alternatives for the future of the Nation; provided that any contemplated or proposed negotiations with the United States related to the Amended Compact of Free Association be limited solely to [Title Two Economic Provisions] expiring Compact provisions;

(4) Direct its Secretariat in preparing the documentation necessary to accomplish its responsibilities hereunder;

(5) Analyze all economic information available on the Federated States of Micronesia, with the aim of identifying the FSM's continuing requirement for reasonable, fair, and effective financial assistance from all sources from the year 2023 onward;

(6) Provide reports periodically to the Congress at each regular session, and to the Office of the President, on all developments, actual or potential, positive or negative, that may be related to the future of the Nation, including but not limited to new information, actions, communications, domestic and foreign policies, bilateral and multilateral plans, as well as periodic surveys exploring the value of net benefits to a foreign nation from an exclusive security prerogative; and
(7) Collaborate with the State Governments, the Department of Foreign Affairs, the Congress, and the Office of the President in identifying the nominees for the JCRP whose selection will be subject to Congress's expressed approval; and

(8) Use funds for each separate category of expense only up to the aggregate amount of the line-items of the corresponding expense category set out in the associated appropriations bill or bills approved by Congress, and select and hire the personnel needed to staff the Secretariat, as specified in section 6 below.

(9) Conduct negotiators on the expiring terms of the Amended Compact of Free Association with the United States of America."

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

Date: 9/24/19

Introduced by: /s/ Florencio S. Harper
Florencio S. Harper (by request)