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:

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

"Section 6. Procedures.

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

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

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

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

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

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

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

(5) A quorum of the Convention shall consist of all of the four state delegations. For the purpose of
determining a quorum, a state delegation is not present unless more than one-half of the delegates from that state are present."

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

“Section 8. Duties of the Convention.

(1) The Convention shall propose amendments to the Constitution to be placed on a ballot to be held at the next National Election after the Constitutional Convention adjourns sine die; PROVIDED, HOWEVER, that in the event that an amendment would affect the general election, the amendment or amendments shall be voted on in a special referendum called by the President of the Federated States of Micronesia no later than three months preceding a general National Election.

(2) Proposed amendments to the Constitution shall be in the format set forth in the Constitutional Amendment Procedure Act, title 1, section 703 of the Code of the Federated States of Micronesia (Annotated), as amended, and any regulations issued pursuant thereto.

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

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.

July 24, 2020

/s/ David W. Panuelo
David W. Panuelo
President
Federated States of Micronesia