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A BILL FOR AN ACT

To amend sections 304, 305 and 308 of title 50 of the Code of the Federated States of Micronesia (Annotated), as enacted by Public Law No. 22-134, to remove the COVID-19 Vaccination mandate for all persons entering the FSM, authorize the Department of Health and Social Affairs to reinstate COVID-19 vaccination entry requirements by regulations, to make technical changes, and for other purposes.

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

1           Section 1. Section 304 of title 50 of the Code of the  
2 Federated States of Micronesia (Annotated), is hereby amended to  
3 read as follows:

4           "Section 304. Scope of COVID-19 Vaccine [Mandate]  
5           Requirements.

6           (1) [The vaccine mandate under this Act applies to]  
7           The Secretary of the Department of Health and Social  
8           Affairs shall have the authority to mandate by  
9           regulation COVID-19 Vaccination requirements for all  
10           persons entering the FSM, including FSM citizens and  
11           nationals, non-citizens, nonresident workers, diplomats  
12           and ambassadors, crew on vessels or aircraft, and  
13           contractual personnel of foreign governments and  
14           governmental regional or international organizations.

15           (2) [The] COVID-19 vaccine [mandate] requirements  
16           shall [does] not apply to transient passengers that  
17           remain at an FSM port of entry."

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1 Section 2. Section 305 of title 50 of the Code of the  
2 Federated States of Micronesia (Annotated), is hereby amended to  
3 read as follows:

4 "Section 305. COVID-19 Vaccination Requirements for  
5 Entry.

6 ~~(1) [All persons entering the FSM shall be fully~~  
7 ~~vaccinated against the COVID-19 novel coronavirus~~  
8 ~~(SARS-CoV-2)]~~ The Secretary of Justice, or his designee,  
9 shall enforce all COVID-19 vaccination and booster  
10 requirements, established through regulation by the  
11 Secretary of Health pursuant to his authority under  
12 Title 41 of the Code of the FSM, at all ports of entry,  
13 including not limited to:

14 (a) Type of COVID vaccine and booster shorts  
15 acceptable for entry into the FSM; and

16 (b) Waiting period requirements after receiving  
17 the COVID-19 novel coronavirus (SARS-CoV-2) vaccine and  
18 booster entry shorts to be considered fully vaccinated  
19 prior to entry."

20 ~~[(2) The Secretary of Justice shall only permit the~~  
21 ~~entry of persons into the country who are fully~~  
22 ~~vaccinated against COVID-19 in accordance with section~~  
23 ~~305 and section 307, unless the person is exempt under~~  
24 ~~section 306 of this Chapters."]~~

25 Section 3. Section 308 of title 50 of the Code of Federated

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1 States of Micronesia (Annotated), is hereby amended to read as  
2 follows:

3           "Section 308. Regulations Authority.  
4           The Secretary of Justice, or his designee, shall  
5           promulgate and publish such rules and regulations as  
6           necessary to enforce the COVID-19 vaccine [~~mandate~~]  
7           requirements under sections 305, 306 and 307 at all  
8           ports of entry into the FSM in accordance with Chapter 1  
9           of Title 17 of the Code of the FSM. The Secretary of  
10          Justice shall coordinate with the Secretary of Health  
11          and the relevant departments or agencies to implement  
12          regulations under this Act prior to any agency action.  
13          The Department of Health and Department of Justice shall  
14          notify all state government health authorities 30  
15          business days in advance of any proposed regulations  
16          under this Act. The Secretary of Health shall have the  
17          authority to enact regulations to implement this Act  
18          pursuant to his authority under title 41 of the Code of  
19          the FSM"

20          Section 4. This act shall become law upon approval by the  
21 President of the Federated States of Micronesia or upon its  
22 becoming law without such approval.

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24 Date: 5/18/23

Introduced by: /s/ Quincy Lawrence  
Quincy Lawrence  
(by request)

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