July 27, 2023

The Honorable Esmond B. Moses  
Speaker  
Twenty-Third Congress  
Federated States of Micronesia  
Palikir, Pohnpei FM 96941

Dear Speaker Moses:

I am transmitting the following act, which I have signed to become Public Law No. 23-15:


I thank the 23rd FSM Congress for the passage of this important amendment.

Sincerely,

[Signature]

Wesley W. Simina  
President

xc: Chief Justice, FSM Supreme Court
July 19, 2023

His Excellency Wesley W. Simina
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear President Simina:

I have the honor to transmit herewith Congressional Act No. 23-15, "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", which was passed by the Twenty-Third Congress of the Federated States of Micronesia, First Special Session, 2023, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

[Signature]

Jessica Lyn Reyes
Chief Clerk, Congress of the Federated States of Micronesia

Enclosures
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.

INTRODUCED BY SENATOR: QUINCY LAWRENCE (BY REQUEST)
DATE: MAY 18, 2023

REFERRED TO: HEALTH AND SOCIAL AFFAIRS COMMITTEE
WITHDRAWN – JULY 17, 2023
FIRST READING: JULY 17, 2023
SECOND READING: JULY 18, 2023

Jessica Lynn Reyes
Chief Clerk, FSM Congress
ACT NO. 23-15

(CONGRESSIONAL BILL NO. 23-06)

We hereby certify that on July 18 the foregoing act passed Second and Final Reading of the Twenty-Third Congress of the Federated States of Micronesia, First Special Session, 2023, by a two-thirds vote of all the State delegations as required under article IX, section 20, of the Constitution of the Federated States of Micronesia.

Esmond B. Moses
Speaker
Congress of the Federated States of Micronesia

Jessicalynn Reyes
Chief Clerk
Congress of the Federated States of Micronesia
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 304 of title 50 of the Code of the Federated States of Micronesia (Annotated), is hereby amended to read as follows:

"Section 304. Scope of COVID-19 Vaccine Requirements.

(1) The Secretary of the Department of Health and Social Affairs shall have the authority to mandate by regulation COVID-19 Vaccination requirements for all persons entering the FSM, including FSM citizens and nationals, non-citizens, nonresident workers, diplomats and ambassadors, crew on vessels or aircraft, and contractual personnel of foreign governments and government regional or international organizations.

(2) COVID-19 vaccine requirements shall not apply to transient passengers that remain at an FSM port of entry."

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

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

(1) The Secretary of Justice, or his designee, shall
enforce all COVID-19 vaccination and booster
requirements, established through regulation by the
Secretary of Health pursuant to his authority under
Title 41 of the Code of the FSM, at all ports of entry,
including not limited to:

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

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

Section 3. Section 308 of title 50 of the Code of Federated
States of Micronesia (Annotated), is hereby amended to read as
follows:

"Section 308. Regulations Authority.
The Secretary of Justice, or his designee, shall
promulgate and publish such rules and regulations as
necessary to enforce the COVID-19 vaccine requirements
under sections 305, 306 and 307 at all ports of entry
into the FSM in accordance with Chapter 1 of Title 17 of
the Code of the FSM. The Secretary of Justice shall
coordinate with the Secretary of Health and the relevant
departments or agencies to implement regulations under
this Act prior to any agency action. The Department of
Health and Department of Justice shall notify all state
government health authorities 30 business days in
advance of any proposed regulations under this Act. The
Secretary of Health shall have the authority to enact
regulations to implement this Act pursuant to his
authority under title 41 of the Code of the FSM”
Section 4. 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 28, 2023

Wesley W. Simina
President
Federated States of Micronesia