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 Requirements.
5   (1) The Secretary of the Department of Health and
6   Social Affairs shall have the authority to mandate by
7   regulation COVID-19 Vaccination requirements for all
8   persons entering the FSM, including FSM citizens and
9   nationals, non-citizens, nonresident workers, diplomats
10   and ambassadors, crew on vessels or aircraft, and
11   contractual personnel of foreign governments and
12   governmental regional or international organizations.
13   (2) COVID-19 vaccine requirements shall not apply to
14   transient passengers that remain at an FSM port of
15   entry."
16
17 Section 2. Section 305 of title 50 of the Code of the
18 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 shots 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 shots 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

/s/ Wesley W. Simina
Wesley W. Simina
President
Federated States of Micronesia