

R+D

SECOND CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIRST REGULAR SESSION, 1981

C.B. No. 2-56

E. Aff

A BILL FOR AN ACT

To amend certain sections of Public Law No. 7-111, as amended by Public Law No. 1-26, to permit States to designate a unit or division of the State Department of Resources and Development to promote, develop, and support commercial utilization of living marine resources, and for other purposes.

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

1 Section 1. A new section 2 is hereby added to Public Law No. 7-111,
2 as amended by Public Law No. 1-26, to read as follows:

3 "Section 2. Unit of state Department of Resources and Development.
4 In lieu of creating a separate, independent entity to promote,
5 develop, and support commercial utilization of living marine
6 resources within its jurisdiction, where feasible and appropriate
7 each state may designate a section, division, or unit of the
8 state Department of Resources and Development for such purposes.
9 Said unit shall be provided by law or regulations with the
10 powers enumerated in section 1 of this act."

11 Section 2. Section 2 of Public Law No. 7-111, as amended by Public
12 Law No. 1-26, is hereby renumbered section 3 and further amended to read
13 as follows:

14 "Section ~~2~~ 3. Succession. Upon the establishment of a state
15 entity pursuant to this act or the designation of a unit of the
16 state Department of Resources and Development, the provisions of
17 45 T.T.C. Sections 151 to 161 shall cease to apply in that state
18 and all assets, liabilities and activities of the district
19 fishing authority created pursuant to those provisions shall be
20 transferred to the new state entity. The new entity or the
21 designated unit of the state Department of Resources and Develop-
22 ment shall submit to the state legislature and to the Congress of
23 the Federated States of Micronesia, within 30 days of the transfer
24 a report describing the assets and liabilities received from the
25 fishing authority."

Ex Off

C.B. No. 255

1 Section 3. Section 3 of Public Law No. 7-111, as amended by Public Law
2 No. 1-26, is hereby renumbered section 4 and further amended to read as follows:

3 "Section ~~3~~ 4. Funding. Funds for the operation and activities of
4 the state entity created pursuant to this act or the designated unit
5 of the state Department of Resources and Development may be provided
6 by the Trust Territory Government, the Congress of the Federated States
7 of Micronesia, the state legislature, the net earnings from its activities,
8 and tax revenues generated from the sale of supplies and provisions to
9 foreign fishing vessels entering ports within the state."

10 Section 4. Section 4 of Public Law No. 7-111, as amended by Public Law
11 No. 1-26, is hereby renumbered section 5 and further amended to read as follows:

12 "Section ~~4~~ 5. Authorization. The sum of \$200,000, or so much thereof
13 as may be necessary, is hereby authorized to be appropriated from the
14 General Fund of the ~~Congress of the~~ Federated States of Micronesia for
15 each fiscal year commencing in 1980 through 1984 to be made available
16 to state entities created pursuant to Section 1 of this act. During
17 the five-year period of this authorization, any state entity or des-
18 ignated unit of the state Department of Resources and Development whose
19 marine resources development plan has been approved pursuant to
20 Section 1(5) of this act shall be eligible for a sum not to exceed
21 \$50,000 annually; PROVIDED, HOWEVER, that the state legislature con-
22 cerned shall first put up matching funds on a 1 to 5 basis; and PROVIDED
23 FURTHER, that no funds made available under this Section shall be used
24 to defray administrative expenses of the said state entities."

25 Section 5. Section 5 of Public Law No. 7-111, as amended by Public Law

EX APP

C.B. No. 2-55

1 No. 1-26, is hereby renumbered section 6 and further amended to read as follows:

2 "Section 5/ 6. Annual Report. Each state entity created pursuant to
3 this act or designated unit of the state Department of Resources and
4 Development shall prepare an annual report on its finances and activ-
5 ities to be submitted to the state legislature and the Congress of the
6 Federated States of Micronesia within 20 days of the completion of each
7 calendar year."

8 Section 6. Section 6 of Public Law No. 7-111 is hereby renumbered section 7.

9 Section 7. Section 7 of Public Law No. 7-111, as amended by Public Law

10 No. 1-26, is hereby renumbered section 8.

11 Section 8. Section 8 of Public Law No. 7-111 is hereby renumbered section 9.

12 Section 9. This act shall become law upon approval by the President of the
13 Federated States of Micronesia or upon its becoming law without such approval.

14

15 Date: 5/27/81

Introduced by:

Jack Fritz
Jack Fritz

16

17

18

19

20

21

22

23

24

25

Kim D. Brown
Mr. Naphtan