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A BILL FOR AN ACT

To authorize the issuance of Federated States of Micronesia medical licenses; to require establishment of licensing and practice regulations for medical practitioners in the Federated States of Micronesia; to establish a Federated States of Micronesia Medical Licensing Board and to appropriate funds therefor; to repeal sections 201, 202, 203, and 210 of title 41 of the Code of the Federated States of Micronesia; and for other purposes.

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

1 Section 1. Short title. This act shall be known and may be cited
2 as the "Federated States of Micronesia Medical Licensing Act."

3 Section 2. Definitions. As used herein unless otherwise indicated
4 by the context:

5 (1) "Board" means the Federated States of Micronesia Medical
6 Licensing Board.

7 (2) "President" means the President of the Federated States
8 of Micronesia.

9 (3) "Secretary of Social Services" means the Secretary of the
10 Department of Social Services of the Federated States of Micronesia.

11 Section 3. Medical license required. All persons are prohibited
12 from practicing medicine in the Federated States of Micronesia, except in
13 a training or residency program strictly supervised in accordance with the
14 regulations promulgated hereunder, unless duly licensed in accordance with
15 the licensing standards set forth in the regulations promulgated hereunder.
16 Any license to practice medicine issued pursuant to the authority of section
17 201 of title 41 of the Code of the Federated States of Micronesia and valid
18 on the effective date of this act shall remain valid in the Federated States
19 of Micronesia until its expiration date; upon the expiration of such a
20 license, the licensee shall be subject to the licensing requirements as
21 set forth herein and the regulations promulgated hereunder.

22 Section 4. Authority of the Secretary of Social Services to
23 promulgate regulations. In accordance with the provisions of chapter 1
24 of title 17 of the Code of the Federated States of Micronesia, the
25 Secretary of Social Services is hereby authorized and directed to promulgate

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1 regulations which shall set forth licensing and practicing standards for
2 persons desiring to practice or persons practicing medicine in the
3 Federated States of Micronesia. Such regulations shall have the force and
4 effect of law.

5 Section 5. Display and record of licenses. Each licensee shall
6 post his license in a prominent location at the primary place of practice.
7 A permanent record of each medical license and each renewal thereof shall
8 be maintained by the Secretary of Social Services. Such records shall be
9 available for public inspection.

10 Section 6. Revocation or suspension of license. Any license issued
11 or in effect pursuant to the provisions of this act may be revoked or
12 suspended for cause by the Secretary of Social Services, in accordance with
13 the provisions of chapter 1 of title 17 of the Code of the Federated States
14 of Micronesia.

15 Section 7. Federated States of Micronesia Medical Licensing Board.
16 There is hereby established a Federated States of Micronesia Medical
17 Licensing Board. The Board shall have five members, to be appointed by the
18 President of the Federated States of Micronesia. There shall be one member
19 from each State and a member representing the National Government. Members
20 shall be appointed for 4-year terms; PROVIDED, however, that the President
21 shall appoint three members of the first Board to serve 2-year terms, in
22 order to stagger the terms of Board members. A vacancy on the Board shall
23 be filled for the unexpired term by the appointment of a successor. The
24 members of the Board shall elect a Chairman and Vice Chairman in a manner and
25 for such terms as shall be determined by the Board. The Chairman shall have

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1 no vote except in the event of a tie, in which case he shall cast the
2 tie-breaking vote. Three members of the Board shall constitute a quorum.
3 The Board shall meet at such places within the Federated States of
4 Micronesia and at such times as the Chairman of the Board may designate,
5 and in accordance with regulations promulgated hereunder. Special
6 meetings may be called by the President or the Secretary of Social Services.
7 The Board shall have the following duties and functions:

8 (1) To advise and assist the Secretary of Social Services in
9 carrying out his duties under section 4 of this act;

10 (2) To examine, study, review, and make recommendations with
11 respect to the issuance, renewal, suspension, or revocation of licenses
12 issued or in effect pursuant to the provisions of this act in accordance
13 with the regulations promulgated hereunder; and

14 (3) To perform such other duties and functions as may be
15 assigned by the President, the Secretary of Social Services, or by law.

16 Section 8. Expenses and compensation of Board members. Members of
17 the Board shall be entitled to necessary travel expenses and to per diem
18 at standard Federated States of Micronesia rates while on the business of
19 the Board. Board members who are neither employees nor officials of the
20 National Government of the Federated States of Micronesia or any State
21 government shall, in addition, be paid \$30 per day while on the business
22 of the Board. If a member of the Board is concurrently employed by the
23 Federated States of Micronesia National Government, he shall be granted
24 administrative leave to attend the business of the Board and shall receive
25 his regular salary while on the business of the Board.

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1 Section 9. Civil liability immunity. All members of the Board
2 and its experts, specialists, and consultants shall be immune from civil
3 liability for any written or oral statement made to the Board pursuant
4 to any official Board proceeding.

5 Section 10. Appropriation.

6 (1) The sum of \$10,000, or so much thereof as may be necessary,
7 is hereby appropriated from the General Fund of the Federated States of
8 Micronesia for the fiscal year ending September 30, 1984, for the purpose of
9 defraying the operating and contingent expenses of the Board.

10 (2) The sum appropriated by subsection (1) of this section shall
11 be allotted to the President, and managed, administered, and accounted for
12 in accordance with applicable law, including, but not limited to, the
13 Financial Management Act of 1979. The authority of the President to
14 obligate the funds appropriated hereby shall lapse as of September 30, 1984.

15 Section 11. Penalty. A person who willfully violates any of the
16 provisions of this act or regulations promulgated hereunder shall be deemed
17 guilty of a crime and, upon conviction thereof, shall be fined not more
18 than \$10,000, or imprisoned for not more than 1 year, or both.

19 Section 12. Repealer. Sections 201, 202, 203, and 210 of title 41
20 of the Code of the Federated States of Micronesia and rules and regulations
21 issued and promulgated thereunder, to the extent they apply to the practice
22 of medicine in the Federated States of Micronesia, are hereby repealed in
23 their entirety.

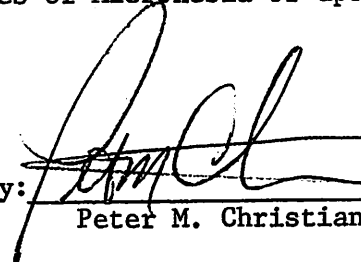
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1 Section 13. Effective date. This act shall become law upon
2 approval by the President of the Federated States of Micronesia or upon
3 its becoming law without such approval.

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5 Date: Nov. 2 1983

Introduced by: 
Peter M. Christian

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