
A BILL FOR AN ACT

To further amend Public Law 21-19, as amended by Public Laws Nos. 21-39 and 21-74, by amending sections 6 and 9 thereof, in order to clarify the allowable recesses to be called by the Constitutional Convention, to clarify the time period and eligibility for the daily allowance for delegates, to provide overtime pay to all staff to the Constitutional Convention, and for other purposes.

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

1 Section 1. Section 1. Section 6 of Public Law No. 21-19,
2 as amended by Public Law No. 21-74, is hereby further amended to
3 read as follows:

4 "Section 6. Procedures

5 (1) The Constitutional Convention shall be convened
6 on the first Tuesday after the first Monday in January,
7 2020, and the Constitutional Convention shall continue
8 in session for no longer than thirty calendar days;
9 PROVIDED, HOWEVER, that the Convention may:

10 (a) call recesses, including one extended recess
11 of between 3 and 30 consecutive calendar days, which
12 shall not be included in the calculation of the calendar
13 days the Constitutional Convention is in session and for
14 which no daily allowance under section 9 shall be paid,
15 this provision will be deemed effective from convening
16 on the first Tuesday after the first Monday in January,
17 2020; and

1 (b) extend the session, if necessary, for up to
2 a total of forty-five calendar days.

3 (2) The President of the Federated States of
4 Micronesia, or their designee, shall act as President of
5 the Convention until the Convention selects a President
6 from among its membership.

7 (3) The Convention shall select, from among its
8 membership, a President and such additional officers as
9 it may deem necessary and appropriate.

10 (4) The Convention shall adopt its own rules and
11 procedures not inconsistent with this act. All sessions
12 of the Convention shall be open to the public."

13 (5) A quorum of the Convention shall consist of all
14 of the four state delegations. For the purpose of
15 determining a quorum, a state delegation is not present
16 unless more than one-half of the delegates from that
17 state are present."

18 Section 2. Section 9 of Public Law No. 21-19, as amended, is
19 hereby amended to read as follows:

20 "Section 9. Expenses of delegates and staff.

21 (1) All delegates and staff of the Convention shall
22 be entitled to per diem and travel expenses at standard
23 rates, as provided by the Financial Management
24 Regulations of the National Government of the Federated
25 States of Micronesia, while on the business of the

1 Convention.

2 (2) Any delegate who is an official or employee of
3 the National Government of the Federated States of
4 Micronesia shall be placed on administrative leave with
5 pay and shall be entitled to receive their regular
6 salary during their service as delegate.

7 (3) Delegates [~~who are not getting paid by the~~
8 ~~national government or a state government during the~~
9 ~~session for the Constitutional Convention]~~ shall be
10 entitled to a daily allowance for their attendance
11 during the session of the Constitutional Convention at a
12 rate of \$200 per day, this provision shall be deemed
13 effective as of February 07, 2020 and no daily allowance
14 shall be paid for daily attendance during session of the
15 Constitutional Convention prior to the effective date.
16 Delegates who have received an allowance for days
17 previous to February 07, 2020 shall only be entitled to
18 an allowance for the amount of days that extend beyond
19 the number of days of which they have been paid.

20 (4) All staff of the Convention, including national
21 government employees, state government employees, legal
22 staff, employees exempt from the FSM National Public
23 Service System Act, and any other staff not explicitly
24 listed here that are being utilized by the Convention,
25 shall be paid overtime for all hours worked beyond an

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