

WM

---

A BILL FOR AN ACT

To propose an amendment to section 2(d) of article IX of the Constitution of the Federated States of Micronesia to provide that a state may add a surtax on imports that are subject to taxes, duties, and tariffs imposed by the National Government, and for other purposes.

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

1           Section 1. Proposed amendment. It is hereby proposed  
2 that section 2 of article IX of the Constitution of the  
3 Federated States of Micronesia be amended to read as  
4 follows:

5           "Section 2. The following powers are expressly  
6 delegated to Congress:

7                   (a) to provide for the national defense;

8                   (b) to ratify treaties;

9                   (c) to regulate immigration, emigration,  
10 naturalization, and citizenship;

11                   (d) to impose taxes, duties, and tariffs based  
12 on imports; provided that a state may add a surtax  
13 thereon, which shall not exceed the rate imposed, or  
14 apply to imports not taxed, under the national law;

15                   (e) to impose taxes on income;

16                   (f) to issue and regulate currency;

17                   (g) to regulate banking, foreign and interstate  
18 commerce, insurance, the issuance and use of  
19 commercial paper and securities, bankruptcy and  
20 insolvency, and patents and copyrights;

21                   (h) to regulate navigation and shipping except  
22 within lagoons, lakes, and rivers;

23                   (i) to establish usury limits on major loans;

24                   (j) to provide for a national postal system;

25                   (k) to acquire and govern new territory;

WAM

1 (l) to govern the area set aside as the national  
2 capital;

3 (m) to regulate the ownership, exploration, and  
4 exploitation of natural resources within the marine  
5 space of the Federated States of Micronesia beyond 12  
6 miles from island baselines;

7 (n) to establish and regulate a national public  
8 service system;

9 (o) to impeach and remove the President, Vice-  
10 President, and justices of the Supreme Court;

11 (p) to define national crimes and prescribe  
12 penalties, having due regard for local custom and  
13 tradition;

14 (q) to override a Presidential veto by not less  
15 than a 3/4 vote of all the state delegations, each  
16 delegation casting one vote; and

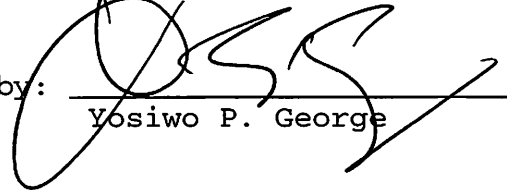
17 (r) to promote education and health by setting  
18 minimum standards, coordinating state activities  
19 relating to foreign assistance, providing training and  
20 assistance to the states and providing support for  
21 post-secondary educational programs and projects."

22 Section 2. Procedure. This act shall become  
23 effective upon its passage by Congress as an act of the  
24 Congress of the Federated States of Micronesia, and it  
25 shall be transmitted to the President for action in

Wem

1 accordance with chapter 7 of title 1 of the Code of the  
2 Federated States of Micronesia. This proposed amendment  
3 shall become part of the Constitution following completion  
4 of the procedures, including its ratification by the  
5 people, as required by the Constitution and law.

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

9  
10 Date: 02/10/98 Introduced by:   
11 Yosiwo P. George

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25