

A BILL FOR AN ACT

To form and admit a new State to the Federated States of Micronesia, to be known as the State of "Mortlocks", and for other purposes.

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

1 Section 1. The formation of the State of Mortlocks. Subject
2 to this act, there is hereby created within the Federated States of
3 Micronesia a new State, which shall be known as the State of
4 Mortlocks.

5 Section 2. Admission of Mortlocks as a State. Mortlocks shall
6 be admitted as a member State of the Federated States of Micronesia
7 on January 1, 2002, subject to section 5 herein.

8 Section 3. Territory. The State of Mortlocks shall comprise
9 the islands, reefs and internal waters of Nema, Losap, Piis-Emmwar,
10 Namoluk, Ettal, Moch, Kuttu, Ta, Satowan, Lukunoch and Oneop, such
11 islands being presently within the boundaries of the State of Chuuk
12 and subject to the provisions of the Constitution of the Federated
13 States of Micronesia (hereinafter referred to as the 'FSM
14 Constitution') and section 4 below; a marine space of two hundred
15 nautical miles measured outward from the appropriate baselines; the
16 sea bed, subsoil, water column, insular and continental shelves; and
17 any other territory and water belonging to any island within the
18 State of Mortlocks by historical right, custom, or legal title.

19 Section 4. State boundaries. For the purpose of establishing
20 marine boundaries between the State of Chuuk and the State of
21 Mortlocks, the principles of equidistance shall apply. For the
22 purpose of determining marine boundaries between the State of
23 Mortlocks and any other State, the boundaries of Chuuk State which
24 were in existence prior to the formation of the State of Mortlocks,
25 shall not be exceeded by the formation of the new State.

1 Section 5. Consent a condition precedent. It shall be a
2 condition precedent to the effective formation and admission of
3 Mortlocks as a State of the Federated States of Micronesia that the
4 legislature of the State of Chuuk consents to the change to its
5 boundaries, as determined pursuant to section 4 above, in accordance
6 with section 2 of article I of the FSM Constitution, provided that
7 should such consent not be given by December 31, 2001, this act
8 shall cease to be of any effect.

9 Section 6. Duties and responsibilities of Mortlocks. Upon
10 admission as a member State of the Federated States of Micronesia,
11 Mortlocks shall:

12 (1) adopt a democratic constitution in accordance with
13 section 2 of article VII of the FSM Constitution;

14 (2) organize and operate its State and local governments in
15 accordance with transition provisions referred to in section 7
16 below; and

17 (3) be subject to the same duties and obligations, and be
18 accorded the same rights and privileges, as other member States of
19 the Federated States of Micronesia, in accordance with section 4 of
20 article I, of the FSM Constitution.

21 Section 7. Transition provisions. Upon receipt of written
22 notice from the legislature of the State of Chuuk that consent is
23 given to the change in State boundaries as a consequence of the
24 formation of the State of Mortlocks, the Congress will consider an
25 appropriation at the following regular or special session, for the

1 purpose of providing funds for:

2 (1) special elections for the election of a transitional
3 government in Mortlocks;

4 (2) a constitutional convention so that a constitution for
5 the State of Mortlocks may be created; and

6 (3) other related purposes.

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

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11 Date: May 11, 1999

Introduced by: 
Nishima E. Yleizah

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