

A BILL FOR AN ACT

To further amend title 41 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-21, 6-9, 6-38, 8-45 and 8-128, by enacting a new chapter 11, concerning the use of frequent-flier mileage from government travel for off-island medical referrals, and for other purposes.

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

1       Section 1. Title 41 of the Code of the Federated States of  
2 Micronesia, as amended by Public Laws Nos. 5-21, 6-9, 6-38, 8-45 and  
3 8-128, is hereby further amended by enacting a new chapter 11, to be  
4 entitled "The Frequent Flier Medical Referral Act of 2001".

5       Section 2. Title 41 of the Code of the Federated States of  
6 Micronesia, as amended by Public Laws Nos. 5-21, 6-9, 6-38, 8-45 and  
7 8-128, is hereby further amended by enacting a new section 1101 of  
8 chapter 11 thereof, to read as follows:

9               "Section 1101. Frequent-flier agreements. The President of  
10               the Federated States of Micronesia, or his designee, shall  
11               negotiate and enter into frequent-flier agreements with  
12               domestic and foreign air carriers serving the Federated  
13               States of Micronesia that have programs whereby passengers  
14               receive frequent-flier miles, or other forms of credit  
15               towards additional travel. The frequent-flier agreements  
16               shall provide that frequent-flier miles, or other forms of  
17               credit towards additional travel, earned on travel paid for  
18               by the FSM National Government, be credited to an account in

1 the name of the FSM National Government, to be used for uses  
2 specified in section 1102 of this chapter. If, in a given  
3 case, the President or his designee is unable to enter into  
4 an agreement with an air carrier having such a program within  
5 one-hundred eighty days after this act becomes law or one-  
6 hundred eighty days after the air carrier begins service to  
7 the Federated States of Micronesia, whichever is later, he or  
8 she shall report in writing to Congress such failure, the  
9 reasons therefor, and what, if any, action he or she  
10 recommends."

11 Section 3. Title 41 of the Code of the Federated States of  
12 Micronesia, as amended by Public Laws Nos. 5-21, 6-9, 6-38, 8-45 and  
13 8-128, is hereby further amended by enacting a new section 1102 of  
14 chapter 11 thereof, to read as follows:

15 "Section 1102. Use of frequent-flier accounts. Use of  
16 frequent-flier accounts established pursuant to section 1101  
17 of this chapter shall be as follows:

18 (1) Credits to the frequent-flier accounts may be used to  
19 defray the transportation expenses of patients under the  
20 following circumstances:

21 (a) Off-island medical care at the requested  
22 destination, whether in another part or outside of the  
23 Federated States of Micronesia, is medically necessary; and

24 (b) The patient lacks the means to pay for such  
25 transportation, or his or her costs of transportation would

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1 otherwise be borne by the National Government Health  
2 Insurance Plan, or its successor.

3 (2) Credits to the frequent-flier accounts established  
4 pursuant to this act may be used to defray the transportation  
5 costs of medical attendants for referrals meeting the  
6 conditions set forth in subsection (1) of this section if the  
7 assistance of a medical attendant is necessary to the  
8 transportation, care or recovery of the patient.

9 (3) No credits to the frequent-flier accounts established  
10 pursuant to this chapter may be used until regulations are in  
11 place establishing the procedures for making use of the  
12 credits. Regulations shall ensure fair access to the program  
13 established by this chapter, based on need and without regard  
14 to the patient's State of origin."

15 Section 4. Title 41 of the Code of the Federated States of  
16 Micronesia, as amended by Public Laws Nos. 5-21, 6-9, 6-38, 8-45 and  
17 8-128, is hereby further amended by enacting a new section 1103 of  
18 chapter 11 thereof, to read as follows:

19 "Section 1103. State frequent-flier agreements. Pursuant to  
20 a memorandum of understanding with a state of the Federated  
21 States of Micronesia, the President of the Federated States  
22 of Micronesia, or his designee, may negotiate and enter into  
23 an agreement on behalf of the State to set up a State account  
24 for frequent-flier miles earned on travel paid for by that  
25 State."

1           Section 5. This act shall become law upon approval by the  
2 President of the Federated States of Micronesia or upon its becoming  
3 law without such approval.

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Date: \_\_\_\_\_ Introduced by: \_\_\_\_\_  
Dohsis Halbert

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