

A BILL FOR AN ACT

To further amend title 1 of the Code of the Federated States of Micronesia, as amended, by adding a new chapter 9 concerning the procedure for the admission of a new state into the Federated States of Micronesia, and for other purposes.

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

1 Section 1. Title 1 of the Code of the Federated States of
2 Micronesia, as amended by Public Law No. 10-25, is hereby further
3 amended by enacting a new chapter 9, entitled "Admission of New
4 States".

5 Section 2. Title 1 of the Code of the Federated States of
6 Micronesia, as amended by Public Law No. 10-25, is hereby further
7 amended by enacting a new section 901 of chapter 9 to read as
8 follows:

9 "Section 901. Authorization. New states may be formed
10 and admitted into the Federated States of Micronesia in
11 accordance with the provisions of article I of the
12 Constitution of the Federated States of Micronesia and
13 this chapter."

14 Section 3. Title 1 of the Code of the Federated States of
15 Micronesia, as amended by Public Law No. 10-25, is hereby further
16 amended by enacting a new section 902 of chapter 9 to read as
17 follows:

18 "Section 902. Vote Required. No new state shall be
19 formed and admitted except upon the affirmative vote of

1 a majority of the voting-age inhabitants of the area
2 seeking statehood and the approval, by resolution, of
3 the Legislature of each existing state of the Federated
4 States of Micronesia."

5 Section 4. Title 1 of the Code of the Federated States of
6 Micronesia, as amended by Public Law No. 10-25, is hereby further
7 amended by enacting a new section 903 of chapter 9 to read as
8 follows:

9 "Section 903. Consent. A new state shall not be formed
10 from within the territory of an existing state, or by
11 the juncture of 2 or more existing states or parts of
12 states, except with the consent, by resolution, of the
13 Legislature(s) of the State(s) concerned."

14 Section 5. Title 1 of the Code of the Federated States of
15 Micronesia, as amended by Public Law No. 10-25, is hereby further
16 amended by enacting a new section 904 of chapter 9 to read as
17 follows:

18 "Section 904. Admission. New states may be formed and
19 admitted into the Federated States of Micronesia upon
20 the recommendation of the President of the Federated
21 States of Micronesia and the approval, by bill, of the
22 Congress of the Federated States of Micronesia."

23 Section 6. Title 1 of the Code of the Federated States of
24 Micronesia, as amended by Public Law No. 10-25, is hereby further
25 amended by enacting a new section 905 of chapter 9 to read as

1 follows:

2 "Section 905. Bill Approving Admission. Each bill
3 approving the admission of a new state into the
4 Federated States of Micronesia shall set forth the
5 effective date of the admission of such state and such
6 other matters as may be necessary to facilitate a smooth
7 and orderly transition to statehood, including, but not
8 limited to, the following:

9 (1) delineating the territory and boundaries of
10 the new state including marine boundaries;

11 (2) providing for the establishment of an interim
12 government;

13 (3) setting the date by which a constitutional
14 convention must take place in the new state and a
15 constitution for the new state must be adopted;

16 (4) the date(s) by which national, state, and
17 local government elections must take place;

18 (5) the principles and criteria for the equitable
19 division of assets and liabilities between the new
20 state, the predecessor entity, and the Federated States
21 of Micronesia;

22 (6) determining applicable law to apply pending
23 adoption of the new state's constitution and
24 establishment of all levels of government;

25 (7) funding for specified transitional

1 activities; and

2 (8) any other matters contributing to a smooth
3 and orderly transition."

4 Section 7. Title 1 of the Code of the Federated States of
5 Micronesia, as amended by Public Law No. 10-25, is hereby further
6 amended by enacting a new section 906 of chapter 9 to read as
7 follows:

8 "Section 906. Equal Footing doctrine. Each new state
9 admitted into the Federated States of Micronesia shall
10 be admitted on an equal footing with every other state
11 and shall be subject to the same duties and obligations,
12 and accorded the same rights and privileges, as every
13 other state of the Federated States of Micronesia, as
14 provided for in the Constitution of the Federated States
15 of Micronesia."

16 Section 8. Title 1 of the Code of the Federated States of
17 Micronesia, as amended by Public Law No. 10-25, is hereby further
18 amended by enacting a new section 907 of chapter 9 to read as
19 follows:

20 "Section 907. Interim Government. The existing
21 government(s) of the area approved for admission as a
22 new state of the Federated States of Micronesia shall
23 continue as the interim government(s) until such time as
24 elections are held as set forth in the bill approving
25 admission."

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