

AN ACT

To further amend title 52 of the Code of the Federated States of Micronesia, as amended, by amending section 403 to make enrollment in MiCare mandatory for employees of the National Government and to require that post secondary institutions enroll in MiCare before students are permitted to enroll, and by amending section 406 to delete the requirement that the Fund maintain separate accounts for each State, and for other purposes.

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

1           Section 1.   Section 403 of the title 52 of the Code of the  
2 Federated States of Micronesia, as amended by Public Laws Nos. 8-  
3 53, 8-133 and 14-49, is hereby further amended to read as follows:

4           "Section 403.   Eligibility.

5                   (1) All full-time employees of the National Government  
6                   of the Federated States of Micronesia shall participate  
7                   in the plan.

8                   (2) Other persons who may participate in the plan are:

9                           (a) The full-time employees of each participating  
10                          agency and business which has entered into a contract  
11                          with the Director, as administrator of the plan, whereby  
12                          such agencies or businesses have agreed to participate  
13                          in the plan.

14                           (b) The dependents of fulltime employees of the  
15                          National Government, participating agencies and  
16                          participating businesses;

1 (c) Members of an employee's household who are  
2 dependent upon the employee, but are not otherwise  
3 defined as "dependents" under the provisions of this  
4 act, if the employee pays 100 percent of the premiums  
5 for such persons to the plan;

6 (d) Government employees whose State or agency  
7 does not participate in the plan, and their dependents,  
8 if they pay 100 percent of the premiums for themselves  
9 and the dependents to the plan; and

10 (e) Former enrollees in the plan, and their  
11 dependents, if they pay 100 percent of the premiums for  
12 themselves and their dependents to the plan; and

13 (f) Full time students enrolled at any post  
14 secondary institution in the FSM, if the post secondary  
15 institution has entered into a contract of participation  
16 with the plan and the students pay 100 percent of the  
17 premiums for themselves to the plan."

18 Section 2. Section 406 of the title 52 of the Code of the  
19 Federated States of Micronesia, as amended by Public Laws Nos. 6-  
20 114 and 8-53 is hereby further amended to read as follows:

21 "Section 406. Disposition of fund.

22 (1) All money deposited in the Employees' Health  
23 Insurance Fund shall be used to pay claims, except that  
24 a sum representing not more than ten percent of the  
25 estimated income for that year from contributions and

1           income on investments may be expended for costs of  
2           administration.”

3           Section 3. This act shall become law upon approval by the  
4 President of the Federated States of Micronesia or upon its  
5 becoming law without such approval, with the exception that  
6 subsection 403(1) of this act shall become effective October 1,  
7 2009.

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September 29, 2008

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(for) /s/ Alik L. Alik

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Manny Mori

President

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Federated States of Micronesia

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