
AN ACT

To further amend Section 6 and 7 of Chuuk State Law No. 12-13-08, and for other purposes.

BE IT ENACTED BY THE CHUUK STATE LEGISLATURE:

1 Section 1. **Amendment.** Section 6 of CSL No. 12-13-08 is hereby amended to
2 read as follows:

3 “Section 6. **Powers and Duties of the Commission.** The
4 Commission shall have the following powers and duties:

5 (a) To examine the present political and economic status of Chuuk
6 State, and to assess the financial benefits it derives under the amended Compact as
7 one of the four states in the federation.

8 (b) To make such studies as it may deem necessary concerning the
9 present and future political status of Chuuk State, including but not limited to,
10 complete independence from any political state, independence with free association
11 with the United States, maintain the status quo, or as a territory or state of the
12 United States.

13 (c) To conduct political education with the Chuukese people here and
14 abroad, to conduct polls or otherwise to ascertain their desires regarding their present
15 and future political status.

16 (d) To make recommendations what status is in the best interest of the
17 Chuukese people, and to produce drafts treaties, agreements and laws reflecting any
18 such status.

19 (e) To employ secretaries, legal counsel or other consultants or staff, as
20 it may requires to fulfill its responsibilities. Upon request of the Chairman of the
21 Commission, the Legislature and the Executive Branch shall make available any
22 technical assistance, as they may be able the Executive Branch shall make available
23 any technical assistance, as they may be able to provide. The selection of
24 employees or consultant shall be make on the basis or merit, skill and knowledge.

1 (f) To acquire, hold, operate, use and maintain any interest in personal
 2 or real property, and to enter into and to perform such contracts, leases or other
 3 agreements or transaction as may be necessary or proper to the fulfillment of the
 4 obligations of the Commission under this Act.

5 (g) To execute all instruments necessary and appropriate in the exercise
 6 of any of its functions.

7 (h) To accept gifts or donation of services or of real or personal
 8 property as may aid its activities in fulfilling its obligation under this Act.

9 (i) To submit periodic reports to the Legislature concerning its
 10 activities pursuant to this Act, no less frequently than every three months once it
 11 becomes operational and to submit a final report to the Legislature and the
 12 Governor containing its final findings and recommendation no later than 29
 13 months. Before the final report is submitted to the Legislature and the Governor,
 14 the Commission shall conduct public hearings in public adequate opportunity to
 15 comment on the proposed draft report.”

16 Section 2. **Amendment.** Section 7 of CSL 12-13-08, as amended, is further
 17 amended to read as follows:

18 “Section 7. **Adoption of the Commission’s Final Report and**
 19 **Dissolution of the Political Status Commission.**

20 (a) Upon receipt by the Legislature of the Commission’s Final Report
 21 containing its findings and recommendations, the Legislature shall have up to thirty
 22 (30) days when in session to certify by joint resolution that the work of the
 23 Commission is complete, or the Legislature shall return the final report to the
 24 Commission requesting clarifications or further examinations as specified in detail
 25 by the Legislature. If the Legislature fails to act within the 30 days time period,
 26 the final report will be deemed certified and it shall be transmitted to the Chuuk
 27 State Election Commission pursuant to Section 7(b). The Commission shall be
 28 dissolved within 30 days after the Chuuk State Election Commission has certified
 29 the final results of the plebiscite to the presiding officers of the Legislature.

30 (b) Unless the final report recommends that no action be taken, the

1 presiding officers of the Legislature shall transmit to the Chuuk State Election
2 Commission the recommended political status to be submitted to the Chuukese
3 people for adoption in a plebiscite. At the next State's mid-term election, after this
4 transmittal, the Chuuk State Election Commission shall cause a plebiscite to be
5 conducted by placing the political status question on the ballots indicating the
6 names of the candidates for the State's mid-term election, and shall certify and
7 transmit the results of the plebiscite to the presiding officers of the Legislature.

8 (c) If more than one recommended political status is on the ballot, and if
9 no one political status received a majority of the votes cast in the plebiscite, a
10 run-off plebiscite shall be held 45 calendar days from the date upon which the result
11 of the first plebiscite was certified to the Legislature between the two status
12 recommendations which received the highest number of votes.

13 (d) Notwithstanding Section 6(i) and 7(a) of this Act, if the recommended
14 political status received a majority of the votes cast in the plebiscite the
15 Commission shall, within 30 days after the results of the plebiscite have been
16 certified to the presiding officers of the legislature, continue and take any and all
17 actions necessary to accomplish the recommended political status that the
18 Chuukese people approved in the plebisite. The Commission shall remain active
19 until the approved political status has been constitutionally established or until
20 March 31, 2016, which ever comes first.

21 (e) Upon dissolution of the Commission all members and its employees of
22 the shall submit all claims for reimbursement of expenses and other payments to
23 which they may be entitled to the Department of Administrative Services (DAS)
24 within five days following the dissolution of the Commission.

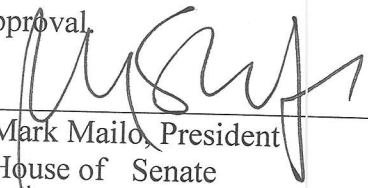
25 (f) The Political Status Commission shall conduct an inventory of all
26 assets and liabilities hold by the Commission within five days after its dissolution,
27 and such inventory shall be submitted to the Legislature and DAS, DAS shall
28 examine the inventory and compare it with receipts and other financial documents
29 from the Commission and certify true and correct inventory of assets and liabilities
30 believed to be in possession and control of the Commission and deliver a copy of

1 such certified inventory to the Legislature and the Governor.

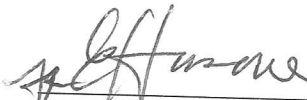
2 (g) At the time of the dissolution of the Commission, all assets held by the
3 Commission shall become the properties of the Legislature.

4 (h) Failure of any member of employee of the Commission to deliver the
5 assets which are the subject of subsection (f) above within 5 days following the
6 dissolution of the Commission shall constitute a violation of this Act and shall be
7 punishable, upon conviction, by imprisonment of not less than 6 months and a fine
8 of not less than \$1,000, or both.

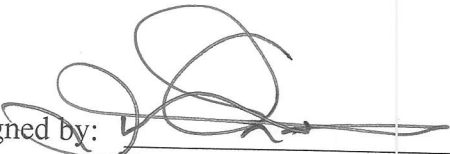
9 Section 3. Effective Date. This Act shall take effect upon approval of the
10 Governor or upon its becoming law without such approval.

Signed by: 
Mark Mailo, President
House of Senate
12th Chuuk State Legislature

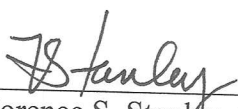
Attested:


Songkinita Bossy, Chief Clerk
House of Senate
12th Chuuk State Legislature

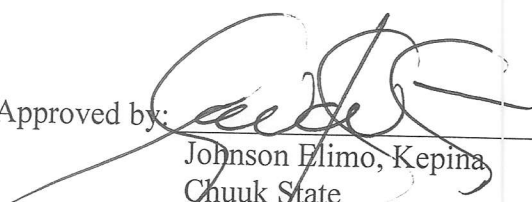
Date: 12/19/14

Signed by: 
Innocente I, Oneisom, Speaker
House of Representatives
12th Chuuk Legislature

Attested:


Florence S. Stanley, Chief Clerk
House of Representatives
12th Chuuk State Legislature

Date: 12/22/14

Approved by: 
Johnson Elimo, Kepina
Chuuk State

Date: 12-22-14

History:

SB NO.: 12-56, HD1

SSCR NO.: 12-2R-2S-06

HSCR NO.: 12-2R-2S-01