

CHAPTER 4

Legislative Power of State Governments

SECTIONS

§ 401. **Supersession of Trust Territory statutes.**

§ 402. **Limitations.**

§ 401. Supersession of Trust Territory statutes.

Chartered State governments may by State statute supersede Trust Territory statutes within the scope of exclusive State powers reserved to the States by the Constitution of the Federated States of Micronesia.

Source: PL 1-72 § 1.

Cross-reference: For constitutional provisions on Levels of Government, see FSM Const., art. VII. For constitutional provisions on Powers of Government, see FSM Const., art. VIII. See Part III of this code for the constitutions of Chuuk, Kosrae, Pohnpei, and Yap.

§ 402. Limitations.

(1) A State statute may not supersede the Trust Territory statute granting the charter to the State government or Trust Territory statutes within the scope of National powers.

(2) A State statute may not supersede Trust Territory statute unless such State statute is consistent with the charter for the State government, the Constitution of the Federated States of Micronesia, the United Nations Charter and Trusteeship Agreement, laws of the United States applicable in the State, and orders of the President of the United States and Secretary of the United States Department of the Interior applicable in the State.

Source: PL 1-72 § 2.

Cross-reference: For constitutional provisions on Levels of Government, see FSM Const., art. VII. For constitutional provisions on Powers of Government, see FSM Const., art. VIII. See Part III of this code for the constitutions of Chuuk, Kosrae, Pohnpei, and Yap. For Governmental Authority documents referred to in this section, see Part IV of this code.