



GOVERNMENT OF KOSRAE

Office of the Governor

Post Office Box 158

Kosrae, Federated States of Micronesia 96944

Telephone: 691-370-3002/3003..Facsimile: 691-370-3162

January 04, 2013

The Honorable Gibson T. Siba
Speaker
10th Kosrae State Legislature
Kosrae, FM 96944

RE: Transmittal

Dear Speaker Siba:

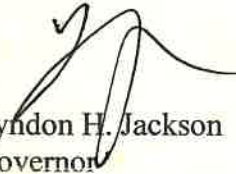
I present my compliments and wish the New Year brings you good health and prosperity.

Enclosed please find the following proposed Bill:

1. A Bill for an Act to amend Title 19 by creating the new offenses of prostitution, controlling prostitution for gain, and purchasing sexual services, in Title 13; and for other purposes.

Due to an oversight on my Office's part, L.B. No. 10-95, L.D. 2 became State Law 10-60 without my signature. Should you need clarifications, my Office stands ready to assist you.

Sincerely,



Lyndon H. Jackson
Governor

xc: Lt. Governor Sigrah
File





TENTH KOSRAE STATE LEGISLATURE

P. O. Box 187

Tofol, Kosrae State

Federated States of Micronesia 96944

Telephone: (691) 370-3019/3177 * Fax: 370-2177

Web Page: www.kosraelegislature.org

Lyndon P. Abraham
SPEAKER

November 30, 2012

Palikun M. Shrew
VICE SPEAKER

Robert I. Taulung
FLOOR LEADER

LELU:

Bob H. Skilling

Chang B. William

Gibson T. Siba

Lyndon P. Abraham

Tulensa W. Palik

The Honorable Lyndon H. Jackson
Governor
State of Kosrae
Kosrae, FM 96944

Dear Governor Jackson:

I have the honor to transmit herewith for your consideration and action **L. B. NO. 10-95, L.D. 2, TO AMEND THE KOSRAE STATE CODE AT TITLE 19 BY CREATING THE NEW OFFENSES OF PROSTITUTION, CONTROLLING PROSTITUTION FOR GAIN, AND PURCHASING SEXUAL SERVICES, IN TITLE 13; AND FOR OTHER PURPOSES.**, which passed the Legislature, Eighth Special Session, by two-thirds of the members of the Legislature, a quorum being present.

MALEM:

Jarinson M. Charley

Jefferson M. Timothy

Palikun M. Shrew

Respectfully yours,

UTWE:

Josaiah F. Waguk

Rinson H. Edmond

Tosie K. Elley
Chief Clerk
Tenth Kosrae State Legislature

Enclosures

TENTH KOSRAE STATE LEGISLATURE
EIGHTH SPECIAL SESSION
OCTOBER 29, 2012

A BILL FOR AN ACT

TO AMEND THE KOSRAE STATE CODE AT TITLE 19 BY CREATING THE NEW OFFENSES OF PROSTITUTION, CONTROLLING PROSTITUTION FOR GAIN, AND PURCHASING SEXUAL SERVICES, IN TITLE 13; AND FOR OTHER PURPOSES.

INTRODUCED Senator

Jarinson M. Charley

DATE: August 16, 2012

ACTION BY THE LEGISLATURE

PASSED FIRST READING: September 12, 2012

REFERRING TO: J&GO Committee

SCR. No. 10-136 – A – 09/12/12

PASSED SECOND READING: November 27, 2012



Tosie K. Elley
Chief Clerk

KOSRAE STATE LEGISLATURE



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LELU:

Bob H. Skilling
Chang B. William
Gibson T. Siba
Lyndon P. Abraham
Tulensa W. Palik

TAFUNSAK:

Alokoa Joab Sigray
Espil Tulensru
Maker L. Palsis
Robert I. Taulung

MALEM:

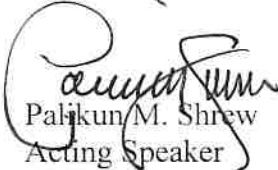
Jarinson M. Charley
Jefferson M. Timothy
Palikun M. Shrew

UTWE:

Josaiah F. Waguk
Rinson H. Edmond

LEGISLATIVE BILL NO. 10-95, L.D. 2

We hereby certify that the foregoing Bill has passed Second and Final Readings in the Legislature, Eighth Special Session, 2012, by two-thirds of the members of the Tenth Kosrae State Legislature, a quorum being present.


Palikun M. Shrew
Acting Speaker

Tenth Kosrae State Legislature


Yosie K. Elley
Chief Clerk

Tenth Kosrae State Legislature

A BILL FOR AN ACT

To amend the Kosrae State Code at Title 19 by creating the new offenses of prostitution, controlling prostitution for gain, and purchasing sexual services, in Title 13; and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1 Section 1. Findings and Purpose. The Kosrae State Legislature finds that the act of
2 prostitution is offensive and morally repugnant to Kosrae culture, custom and tradition.
3 Furthermore the Legislature finds that prostitution takes advantage of vulnerable persons and is
4 degrading to the prostitute. The Legislature is mindful of the United Nations Convention on the
5 Elimination of Discrimination Against Women (CEDAW) and views prostitution as a form of
6 sexual discrimination, degrading and violence against women which must be prohibited to
7 protect its victims, stop any future occurrences of prostitution on the island, and protect Kosrae
8 society, culture, custom and tradition from the social ills of prostitution. The purpose of this Bill
9 is to outlaw prostitution, the act of controlling prostitution for gain, and the purchase of sexual
10 services.

11 Section 2. Amendment. Title 13 of the Kosrae State Code is hereby amended by the
12 addition of new sections 13.315, 13.316 and 13.317 to read as follows:

13 “Section 13.315. Prostitute. Prostitute means a person who engages in sex for
14 payment.

15 Section 13.316. Prostitution. Prostitution means when payment is received by the
16 prostitute or a person controlling prostitution for gain for the sexual stimulation of a person (the
17 client) by means of physical contact between the client and another person (the prostitute), or
18 between the client and the prostitute and anything controlled by or emanating from the other. It

1 is irrelevant whether payment is in money or any other form.

2 Any person found guilty under this section shall be deemed guilty of a category four
3 misdemeanor.

4 Section 13.317. Controlling prostitution for gain. A person controls prostitution
5 for gain if he intentionally controls any of the activities of another person relating to that
6 person's prostitution and he does so for or in the exception of gain for himself or a third person.

7 Any person found guilty under this section shall be guilty of a category four
8 misdemeanor. Any person found guilty under this section three or more times shall be deemed
9 guilty of a category one misdemeanor.

10 Section 13.318. Purchasing sexual services. A person (the client) purchases
11 sexual services when the person pays money to a prostitute or a person controlling prostitution
12 for gain in return for sexual stimulation of a person (the client) by another person (the prostitute)
13 or between either of them and anything controlled by or emanating from the other, and it is
14 irrelevant whether payment is in money or any other form.

15 Any person found guilty under this section shall be deemed guilty of a category four
16 misdemeanor.

17 Section 3. Effective Date. This act takes effect upon the approval of the Governor or
18 upon it becoming law without such approval.

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1 PASSED BY THE TENTH KOSRAE STATE LEGISLATURE ON 27TH DAY OF
2 NOVEMBER, 2012.

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Palikun M. Shrew
Acting Speaker, 10th Kosrae State Legislature



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10 Attested by:

Chief Clerk


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Lyndon H. Jackson
Governor, State of Kosrae

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20 Date: _____

