

**3rd CHUUK STATE CONSTITUTIONAL CONVENTION
Weno, Chuuk State
Federated States of Micronesia 96942**

Journal of the Constitutional Convention

53rd Day Wednesday August 18, 2004 2:00 p.m

CALL TO ORDER

President Noket: A suk mwich, iei fansoun iotek, emon me emon.

SILENT PRAYER

President Noket: Secretary, kopwe koko it.

ROLL CALL

Secretary, a kokori iten emon me emon Delegates, Mr. President, ukukun Delegates ir mi polueni iter 10, 4 rese nom, mi quorum.

President Noket: Kinisou chapur Secretary, me mwen ach sipwe sopwosopono, ika pwe ese wor objection seni mwich, ei sea a finata Delegate Keiou William pwe nikinikitiw ren ewe wis Floor Leader, tori an ewe Floor Leader epwe wareiti ach mwich, ika ese wor objection, Keiou ka tongeni om kopwene Acting Floor Leader tori an nouch we Floor Leader epwe war. Sipwe angang won Item 4 won nouch na Order of Business, Adoption of the Journal, Floor Leader William,

ADOPTION OF THE JOURNAL

Acting Flr. Ldr. William: Ewer kinisou chapur, Mr. President, ua wanong non motion pwe mwichenap epwe mwo delay Adoption of the Journal pokiten ese mwo available ren ikenai. Second.

President Noket: A mokut a pwan second pwe mwichenap epwe mwo delay an angang won ewe Adoption of the Journal, pwe ese mwo available, chon tipeu ngeni ngeni ewe motion apasa U, chon rese tipeu ngeni apasa Apw, a carried ewe motion iei sipwe ne angang won Item 6, Unfinished Business, oupwe- ika aua monota won noumi kana Proposal, CPNo. 3-29; sipwe angang won Plenary non Second Reading, a wes COW, a pwan wes Report seni ewe Chairman, iei fansoun sipwe deliberate won ena CP me mwen ach sipwe deliberate won upwe tingor ngeni Secretary epwe emweni kich won ena CP, Secretary,

Secretary: Mr. President, CPNo.3-07;CD3; "To amend Section 4 and 6 of Article VIII, of the Constitution of Chuuk State by amending certain sections regarding limitation on the alteration of annual budget and the operation and infrastructure funds allocations to read as follows."

President Noket: Mwich epwe mwo asoso.

Mwich a asoso. Mwich a pwan niwinsefan.

President Noket: Mwich a pwan niwin. CP No. 3-29; Mr. Secretary kose mochen kopwe aneani.

Secretary: Mr. President, me Delegates meinisin ouse mochen oupwe amusalo ai tipis, CPNo.3-29; "To amend Sections 3 and 4, of Article X of the Constitution of Chuuk State relating to the power of the Board of Education and qualifications."

Acting Flr.Ldr.William: Ewer, kinisou chapur, Mr. President, non ei wewe sia wanong non motion pwe Convention epwene etiwa CPNo.3-29; reference to DPNo.3-92; non Aruan Anea. Second.

President Noket: A mokut a pwan second pwe mwichenap a etiwa CPNo.3-29; non aruwan anea, iei fansoun discussion won ena Proposal ika mi wor.

Chairman Nifon: Kinisou Mr. President, ese ma ii pwan chuen wor met sipwe naman era me nukun metekewe sia amuchu ach discussion won non COW, Mr. President, ua mwo eiti ai ei floor ngeni ai nan good colleague, Rosokow.

President Noket: Chairman Rosokow.

Chairman Rosokow: Mr. President, ngang u mochen upwe amend-ini en (8)walimon ngeni (9)tiwemon nge ipwe move pwe ewe Rule ren written amendment epwe mwo suspended. Second.

President NOket: A mokut a pwan second pwe ewe Rule e require-ini written amendment epwe mwo suspended, chon tipeu ngeni ewe motion apasa U, chon rese tipeu ngeni apasa Apw, a ketiw ewe motion.

Chairman Rosokow: Kilisou Mr. President, ai na amendment u mochen epwe (9)tiwemon members ren ena Board pun mi possible epwe weser osukosuk lon an epwe tight vote.

President Noket: A wor tingorun asoso. Mwich epwe mwo asoso.

Mwich a asoso. Mwich a pwan niwinsefan.

President Noket: A pwan poputa, ewe e fori ewe motion-un amendment a withdraw-ni an ewe amendment ren ewe epwe nine(9) members, iei mwich a soposopono won na Proposal,

Act.Flr.Ldr. William: Ewer kinisou chapur Mr. President, fan iten ewe asoso sia weweoch won ena Senatorial Region ika pwe mi chok pwan pochokun ewe motion fan iten ewe written amendment iwe ua wanong non motion pwe ena Senatorial

Region epwe siwin ngeni Geographical Region, I so moved.

President Noket: A mokut a pwan second pwe ena kapas non na Section 7, 3 line down, ena e mak, 5 Senator Region, ena kapas Senatorial epwe siwin ngeni Geographical, met omw na osupwang Chairman Mino.

Chairman Mori: Ngang ua osukosuk pun ifan na Section 7, nge ei correction ai mina won noum kei Section 3,

President Noket: Oh, iwe omusano, iwe ese noted won nei ei, ina ena osukosuk, Section 3, kinisou chapur, ina ena epwe amended, A mokut a pwan second pwe epwe ina epwe tonong ena Geographical epwe siwini ena kapas Senatorial, chon tipeu ngeni ewe motion apasa U, chon rese tipeu ngeni apasa Apw, a ketiw ewe motion, Secretary kopwe note-ini pwe ena Senatorial epwe siwin ngeni Geographical, Peter Sitan, mi wor omw ekiek ke mochen weiau non porous, ina ke etieta poum.

Chairman Sitan: Mei pwal wor ai amendment, nge use silei ika a wes ewe eu ika.

President Noket: A wes ewe amendment, ka tongeni pwan forata eu omw amendment.

Chairman Sitan: Mr. President, mi pwan wor ai amendment won Section 3, murin, seni ikena era pwe, where it said private school system and one who is known, ei amendment umochen siwili en "one" ngeni "two" pwal ena word "is" epwe change ngeni "are" I so moved. Second.

President Noket: A wor tingorun asoso. Mwich epwe mwo asoso.

Mwich aasoso. Mwich a pwan niwinsefan.

President Noket: Mwich a pwan niwinsefanita. Chairman Sitan, ika Delegate Sitan.

Chairman Sitan: Kilisou Mr. President, ren ewe Section 3, first sentence ena consisting of 8 epwe siwil ngeni 9 members, iwe pwal ewe eu pwal repeat, ina a etiw era private school system and "one" who "is" epwe siwil ngeni and "two" who "are", I so moved. Second.

President Noket: A mokut a pwan second pwe ena line ena first sentence, non Section 3, second line ena era consisting of 8 members ena 8 epwe siwin ngeni 9 members iwe ena one, two, three, four line from top won na Section 3, ena e poputa won na the public school system one from the private school system and one epwe siwin ngeni two who is ena is epwe siwin ngeni are iwe a soposopono, chon- porous won ena amendment ika mi wor mefien emon won ewe amendment me mwen ach sipwe.....

Chairman Rosokow: Ngang mi fokun tipeu ngeni ena amendment pun nouch chok expertise ion education epwe naf epwe mot ngenir ekkewe kinikinin mwich ren ar repwe fori kokotun education ina popun ita ngang ia far pwal ina ia sa tiw won na line ita ipwele siwili ren ai we iura 9, nge ina mi far pwal sa fengen me an Chairman Sitan na.

Chairman Sitan: Mr. President, ai chok pwal follow up ren Delegate Rosokow, auchean ewe 9 an epwe prevent-ini incase e wor tie pokiten iei ewe pochokun ren sight-ini ewe Director e nom fan tutumunuen ewe Board. Iwe ina wewen e kawor ena iwe soposoponon iwe iei sa balance-ini pwe ekkewe mwo expert met ewe Delegate Rosokow e porous won pwe epwe wor more expert in Education ina auchean ei amendment, kilisou.

President Noket: Ese chuen wor mefien emon, Vice President Aten.

Vice President Aten: Kinisou Mr. President, eu chok ii technical question, ion epwe determine-ni, ir expert ika ir mei sinei?

President Noket: Awewen ewe kapas eis ren ion epwe finareta ika ir expertise ika sap ir expertise. Chairman Sitan.

Chairman Sitan: Mr. President, ai weweiti is the Governor, epwe base won ion mei wor an experience in education it could be met mi fis ikenai, it could be some one from the college, ma long term experience ai luku mi straight forward ena men.

Chairman Mori: Ai nuku iwe Chairman Sitan a fen aninis won ewe technical question.

Chairman Stephen: Kinisou President, aukukun an emon me emon ekena expert sinenap non education ma ina mi era pwe subject to advice of consent of the Legislature, ina wisen Legislature repwe ma screen-ini aukukun an emon me emon tufich won na Board, iwe pwan ekis ai kapas eis, apw sise mwo expose-ini ena, dispose-ini ena, upwap pwan kapas eis won ena eu.

President Noket: Ese chuen wor memef won ena amendment, ika ese wor, iwe sipwene vote won ewe amendment, ewe amendment epwe 8 ngeni 9 iwe enan kapas one epwe two ewe is epwe are, chon tipeu ngeni ena amendment apasa U, chon rese tipeu ngeni apasa Apw, a pass ewe amendment, Vice President Aten.

Vice President Aten: Kinisou Mr. President, ika mi wor pochokunen ewe suspension, uwa wanong non motion pun fan Section 4, ewe lanst decision of the board regarding to public school system shall be final epwe deleted in its entirety. Second.

President Noket: A mokut a pual second pwe enan last sentence enan decision of the board regarding to public school system shall be final epwe deleted. lei

poraus won ewe amendment ika mi wor? ika ese wor, iwe sipwene vote won ewe amendment. Chon tipew ngeni pwe mich a etiwa me passini ewe amendment, apasa U, chon rese tipew apasa Apw. A ketiw ewe amendment, iwe sipwene sipwosopwono poraus won unuseen ena proposal fiti fengen me met mi amended.

Chairman Stephen.

Mwich epwe me asoso, mwich a pual niwin sefan.

President Noket: Sopwosopwono,iei fansoun discussion won unuseen ena Proposal as amended, ika ese chiwen wor, Chairman Sitan.

Chairman Sitan: Mr. President, ngang ai nuku an epwe afatafat met ai weweiti ei Section 4, pwe during our hearing, ewe board re pual mochen physical improvement, ach weweiti pwe this one, mi tongani by statue epwe give ewe board the power to do their own personal system at the same time to their own accounts if necessary. Ai nuku epwe clear won record pwe ese pinepin base won ei proposal are met mi nomw non book. Kinisou

President Noket: Kinisou chapur Chairman Sitan, mi pual wor mefien emon, ika ese wor, sipwene amwoneta ren ach sipwene uttut. Iwe ach uttut won na proposal as amended, sipwe koko it non final reading, ika pwe e engol chon utti U a tongeni pass ei proposal, ekkewe upstain, ese count ar vote. Iei fansoun Secretary epwe koko it.

Secretary Paul:

Del. Mori	U
Del. Niffon	U
Del. Raymond	U
Del. Rosokow	U
Del. Sitan	yes
Del. Stephen	U
Del. William K.	U
Del. Wiliander	Ewer
Del. V/President Aten	Ewer
Del. President Noket	U

Mr. President, pungun uttut won CPNO.3-29 chon apasa U engon 10, femon 4 mi absent.

President Noket: CP No.3-29 a pass oruuwen 2 anea. Iei Convention epwe angang won Committee Report No. 3-07, mwich epwe mo asoso ekis.

Mwich a asoso, mwich a pual niwin sefan.

President Noket: Iei kich nomw won unfinish business won nouch na order of business. Sipwe angang won Committee Proposal No. 3-07;CD3 iwe secretary epwe emwenikich ren porousan.

Secretary Paul: Mr. President CP No. 3-07;CD3 to amend Section 4 and 6 of Article 8 of the Constitution of the Chuuk State amending certain Sections regarding limitation on the operation of the Annual Budget and the operation on infrastructure funds allocations.

President Noket: Chairman Stephen,

Chairman Stephen: Omusalo Mr. President, ika usap out of order, fiti sufon me menin, ngang uwa wanong non motion pwe monun Convention repwe kan nukusokuru ai na floor amendment ngeni ena major Committee Proposal.

Mwich epwe mo asoso, mwich a pual poputa.

President Noket: Mwich a poputa, Floor Leader William.

Acting Floor Leader: Kinisou Mr. President, fan iten ei wewe, uwa wanong non motion pwe CPNo. 3-07;CD3 ref.DPNo.3-44 epwe ketiw me non ach ei Convention.

President Noket: A mokut a pual second, pwe mwich a etiwa CPNo. 3-07;CD3 non aruwen 2 anea. Chairman Stephen.

Chairman Stephen: Kinisou Mr. President, ika usap pual out of order fan ruu 2, uwa tingor monun mwich repwe nukusokuru aina floor amendment.

President Noket: A mokut a pual second pwe mwich a etiwa ena floor amendment non CPNO. 3-07,iei fansoun poraus won na floor amendment. Chairman Sitan,

Chairman Sitan: Mei wor a kapas ei ngeni ewe proponent ren ei amendment, nampa #1, ii mochen epwe asuren ika na word development mi fit in the Compact #2, aruwan ii mochen asuren i pwe Municipal plans meinisin epwe fit under the State plan nge epwe approve seni GEMCO under their quite lines.

President Noket: Chairman Stephen,

Chairman Stephen: Kinisou Mr. President, ngang use pual mochen upwe pual technical ren na word development verses infrastructure, ai nuku infrastructure development they ran the same meaning, ika mwo esap infrastructure nge epwe development mei ouchea ekkena ruu 2 kapas me ruu 2, me rei ese pual ii, esekon pual substantial osukosukan ena development. Fen wesewesen inan enan metoch u ani ouchean me non ei floor amendment my good colleague a fen kapasan. Ngang ai na floor amendment, ew save part ngeni nesor me ponon pun ese mochen pwe compromise-ini sovereignty ei State Government ngeni met nonomun nesor, nge use mw chok sinei, ina wewen ei language u wanong, epwe chok flexible ngeni realities of the model, nge kakapasach ikenai, sisap kakapasen en fansoun nge sisamwo opata

won, ina wewen met ewe sii poputani me nepoputan ach ei Convention, sii menei ekkewe experts economist me met ekkewe repwe war, tori iei, use sinei ika ewe Finance Committee mi solicit ekkena information ika data ach sipwe anisi ach discussion making. Me rei ewe Committee e felt ina wewen sia oputa won ei osukosukan ei uwekisin, wesesen iei ei major portion of this Constitution mei ouchea ach angang won, use mochen sipwe angetaronapei, in a way to compromise-ini ach sovereignty just because of our regional interest, iwe ina wewen ngang u mochen ei sovereignty epwe preserve me ikan. Omusalo Mr. President, Kinisou chapur.

Mwich a asoso, Mwich a paul niwin sefan.

President Noket: Chairman Stephen

Chairman Stephen: Kinisou chapur Mr. President, ngang uwa fen pual ekis lost nge upwe kan pual omusomus sefan ngeni ai we good colleqe ren ai na floor amendment an epwe fat non record pwe uwa mut ngeni convention epwe pual nenengen sefanochu ngingin me nonomun ai na floor amendment non unusan pual ekena tichikin, akkaewin na restrictive epwe mai niwinong, usun mei fen emphasis by your own chair mei tichiki nonomun ai na floor amendment ena municipalities mei kan pual ew specific element non verses regional, ina ena wewe ma Vice, pwe ngang u weser mochen epwe fat nonganongun ai ei uwa withdrawni ai ei floor amendment, nge epwe pual fat me non na record pwe usechok withdraw mwanii, pun mi critical ekena elements non ai na amendments an epwe chok, Municipalities verses Regional for the record, uwa etiwa regional an epwe niwinong, nge line 7 down all the way totonuno nge with the condition pwe ewe 50/50 non ewe original proposal epwe ew subject for discussion, I shall move. Second

Mwich a mw asosno, a pual niwinsefan.

President Noket: Mwich a pual poputa, Chairman Stephen.

Chairman Stephen: Kinisou chapur, uwa wanong non motion pwe uwa withdraw-ni ai we floor amendment, second

President Noket: A withdraw ewe amendment. Chairman Sitan.

Chairman Sitan: Mr. President, ia fori motion pwe ei CPNo 3-07;CD3, epwe mwo table epwap pual etta nesor.

President Noket: A mokut a pual second pwe CPNo. 3-07;CD3 epwe table until nesor. Chon tipew ngeni ewe motion apasa U, chon rese tipew ngeni apasa Apw. A chapenino ei CPNo. 3-07;CD3. Chairman Sitan,

Mwich a mo asoso, mwich a pual niwin sefan

President Noket: Chairman Sitan,

Chairman Sitan: Kinisou Mr. President, ia fori motion pwe CPNo.3-06;D2 epwe place won, epwe move sengei table an epwe place won 2nd reading, it's a move.

President Noket: Epwe affat ena second reading, a tou seni COW epwe nomw won plenary won 2nd reading. A mokut a pual second pwe epwe ina, chon tipew ngeni ewe motion apasa U, chon rese tipew ngeni apasa Apw. A carry ewe motion. Chairman Sitan.

Chairman Sitan: Mr. President, ia fori motion pwe ei Convention epwe place ei proposal won final reading.

President Noket: A mokut a pual second pwe ei proposal epwe place won plenary. Chon tipew ngeni ewe motion apasa U, chon rese tipew ngeni apasa Apw. A carry ewe motion. Ewe motion ren an a pass pwe a fen place nge, ika ewe motion fen withdraw iei a place nge epwe for motion an epwe, pwe mwich a etiwa ei motion. Kopwe fori ew motion pwe mwich a etiwa, passini ei proposal.

Chairman Sitan: Mr. President, ua fori ew motion pwe Convention epwe etiwa ei proposal won 2nd reading.

President Noket: A mokut a pual second pwe mwich a etiwa ei proposal non 2nd reading plenary, kopwe amweni mwich secretary ren ach sipwe sinei met ena proposal e porousan.

Secretary Muritok: Mr. President, CPNo. 3-06;CD2, itenapan a apasa pwe, to amend Article 8, Section 8 of the Chuuk State Constitution relation to the prohibition of the government from levying tax on ral property, by adding an exception threof.

President Noket: Floor Leader William,

Floor Leader William: Kose mochen sipwe mwo asoso Mr. President.

Mwich a asoso, mwich a pual niwin sefan.

President Noket: Mwich a poputa, iei fansoun memef won ewe proposal, Chairman Sitan.

Chairman Sitan: Mr. President, akaewan ii mochen ipwe awewan ngeni Convention ei katonong as a floor amendment ekkena mi bold, ikkena ekkena minafo. Ekkei e base won kapas eis during COW are pual ewe sa reconsideruni. Wewen pwe transaction chok epwe involve cash ina na epwe tax, aruwan nge are e wor revenue seni ei sokkun transaction, epwe share with ewe municipality e fis ewe transaction. Ren allocation ika present ika nouch municipal ika state epwe fix by statue. Aucheian ei an epwe fis ew, epwe pual self executing ren pekin enforcement kewe municipal repwe pual anisi state ne report any transaction ren list, ika sale pokitan ewe municipal epwe pual benefit seni. Kinisou.

President Noket: Chairman Mino

Chairman Mori: Kinisou President, ngang ita upwe chok kapas ies ika, ekkan code minafo mi bolded uncode, mei minafo base won discussion, wewen nge ekkei mi nomw non bold letters, ei floor amendment ngeni ewe original amendment? Soposoponoon ai na kapas ei, did we, ika pwe ew floor amendment, kich mi fen mw etiwa non ach mwich ekkei amendment ngeni ewe original propose amendment.

President Noket: Chairman Sitan, en mi tongeni ponuweni?

Chairman Sitan: Ewer, Mr. President, ewer ekkei bolded one ikkei ekkei minafor, ewer mi katiw, mi wor ekkewe ekkoch pual kapas eis an epwe afatafat ina popun a wor ekkei minafon so as bold amendment.

President Noket: Chairman Rosokow

Chairman Rosokow: Ita ipwe kapas ais ren en Revenue tax, revenue tax epwe no lon general account. Iwe fansoun Legislature epwe appropriate moni, appropriate-nono iwe met noun ekkewe municipal. Met epwe share.

President Noket: Chairman Sitan, en mi tongeni ponueni ewe kapas eis.

Chairman Sitan: Ewer, ewer, ei epwap afatafat lone na statute Legislature epwe fori. Epwe afata wisen Municipal seni ewe tax, iwe ina epwap to ngenir over.

Chairman Rosokow: Iwe upwe chok sopweno.

President Noket: Soposopono omw kapas eis Chairman Rosokow.

Chairman Rosokow: Iwe ika pwe ina iwe epwe set up eu account epwe weser - epwe strictly ren ena sales. Pun esap fat monien taxes me inisin nge repwe chok nonono.

President Noket: Chairman Sitan kopwe set-ni ena account. Ook kopwe ponueni ena kapas ais ren ena account.

Chairman Sitan: Mr. President, eke alongolong won ewe alluk epwe for seni Legislature, mi tongeni before epwe go in, a fer aimulo loun Municipal or are a lom epwap re- appropriated ena epwe base won ewe statute.

Acting Floor Leader William: Point of information Mr. President.

President Noket: State your point, Flr. Ldr. William.

Acting Floor Leader William: Ewer, kinisou Mr. President, ach weweiti pwe all general fund ika all local revenue epwe deposit into general fund. Iwe ai luku ika pwe

sipwe set aside eu account, iwe epwe puan ma violate-ni eu - nouch na ma constitution. Ei uchok wauu ren faniten ach sipwe wewe pwe site fen ekieki pwe sipwe puan set aside en - fan iten en - en revenue and tax.

President Noket: Delegate Raymond.

Delegate Raymond: Mi wor ekis ai kapas ais ren mefien Delegate ika Floor Leader William, ren enan poraus, kose mochen kopwe - kinisou Mr. President. Ai ei ekis kapas eis ren Floor Leader William, ren enan poraus e aporausa, nge ngang uchok rongorong eu poraus pwe ewe Chamber of Commerce mi set aside - I don't know if that's met constitutional ika unconstitutional.

Acting Floor Leader: Kose mochen upwe mwo ekis.....

Delegate Raymond: Ngang uchok ngang - I'm sorry if ai na comment mi none sense nge uchok mochen silei.

President Noket: Floor Leader William.

Floor Leader William: Mi pung pwe mi wor ena action seni ewe Chamber of Commerce, nge esap fan iten ar repwe defeat-ni ewe Chunap. Pwe re fori ewe fan asengesin epwe wor eu achacha ar repwe tongeni anisi ach kewe local vendors. Actually enan account mi puan sa sefan ngeni ach ei State. Ese ii sano - ra amochu seni ei State. Nge rechok mochen epwe wor eu etipeew nefinen ach en executive ngeni ekkewe local vendor ar repwe atufichi won ar kewe osupwang. Ina chok ii wewen ar establish ena napanap.

Delegate Raymond: Iwe puan ekis Mr. Chairman, ika pwe inan enan poraus seni osupwang, iwe ai luku an Delegate Rosokow nan puan eu poraus mi osupwang. Pokiten ena eu osukosuk iei kich mi nomw won iei, iwe - apw ichok ma mochen ma aporausa.

President Noket: Vice President Aten.

Vice President Aten: Kinisou chapur Mr. President, ika en mi chechemeni pun mi wor ewe resolution kich mi passni nge sisamwo angang won, fan iten ach tungor ngeni Legislature an epwe imulo ekkena account. Lon ewe Financial Management Act, epwe imulo executive, Legislature, Judiciary, me municipality. Tori iei ngang use silei pwata esap - sisamwo angang won. Kinisou Mr. President.

President Noket: Kinisou chapur. Soposopono memef won ei proposal. Floor Leader.

Acting Flr. Ldr. William: Ngang mi chok puan wor ekis ai concern won line 4 ngeni line 5 won ena Floor amendment ngeni ewe committee Proposal fan iten ngingin ena revenue from such tax shall be shared with the Municipal. At this point kich mi silei

pwe ei 8% mi fen sa seni en tax - en revenue mi fen noo ngeni municipal. Iwe wewen nge ika sia puan receive-ni ewe moni, iwe wewen nge sia puan angei fite percent ngeni ewe municipal. Wewen nge a ruu sakkun percentage, 8% kapach en epwe sa seni fen puan en sia angei seni ekkan real property. Ei uchok puan share ngeni kich pwe ach sipwe puan nenengeni ika mi fen och an epwene - an a sa won ruu sakkun wewen ena. Nge at the same time sifen angei 8% seni en local revenue, sie akangei me won ekkan tax. Iwe ika pwe sia set aside en fund meaning wewen nge sia - wewen nge sia double pay-ni ewe municipal. Ei 8% kapach en share with the municipal government. Ina choke u concern uchok brought up, pwe sipwe tongeni ma katon pwe ika pwe mi fen tufich ach sipwe fen oruua ika eu chok.

President Noket: Chairman Mori.

Chairman Mori: Kinisou President, eu ekiek efen chok toto ai uwa nengeni ei - ekkan mak mi nom non bold letter won 4 and 5 lines. Ren en idea an a poputa ewe ekiekin split won ewe tax, ian ewe neni e collect-ni. Ewer ii ma mi fat me lon ei meen pwe epwe chok seni sales won ekkewe real property. Leases and sales, iwe nge usun ita ai alapalapa nge epwe bring up pual ekkoch ekiek ren collection of taxes me revenues. Pwe ika sie nenengeni lon ei fansoun iwe Weno chok e collect sakkopaten tax meinisin e operateni ach ei state. Ika esap Weno chok nge very minimal ekkewe ekkoch municipalities ika ekkewe government re collect ar repwe tongeni tonong lon ewe revenue an state ren taxes. Iwe ika esap fen - esap ii wor emon epwe ponueni ai kei meen, nge just a thought ngang ukana ekekiki, iwe upwe chok puan share ngeni kemi. Ren ei - ika Weno a era pwe iwe, sakkun revenue e collect me lon sakopaten taxes meinisin, we must first get half then, you can share the rest. Kinisou Mr. President.

President Noket: Chairman Nifon.

Chairman Nifon: Kinisou Mr. President mi arapakan epwe chok puan ii related metei ita upwe ura ngeni metenan Chairman Mori e kapasan. Pwe en mi pung pwe eu revenue tax, usun metewe Floor Leader a kapas won, tonong lon general account, iwe fiti ewe 8% inet. Nge ai luku en epwe ekis treated differently, pwe esap eminisin ekkewe municipalities repwe anei fan eu chok. Pwe ien mi pusin afata pwe ewe tax epwe chok share ngeni meni ewe municipal government ewe sale e fis ian. Iwe ina pwata ma ii ren an epwe materialize en Legislature epwe pusin fori kokotun an epwe ioi me an epwe distributed en share revenue. Nge fen ii ina ena nganga puan concern uwe ekekiki won pwe ika Legislature epwe treat-ni ngeni chok puan ekkan taxes collect-ni wanong lon General fund, distribute-ni alongolong won ewe inet, iwe a kon puan ma unfair ngeni ekkewe soufonu non Weno. Pwe re amomono fonuwer kewe fan iten ar osupwang, etto chok State Government angei senir och, murin ewe e angei senir a puan ineti ngeni ekkewe meinisin. Noum, noum, noum, noum, nge ina fen puan eu ai ekis mochen upwe clear won ei meen ika - apw ii pwe ngang uwa weweiti uwa chemeni nge lon ewe discussion mi tonong pwe ewe - ekkewe seller repwe wisen bear the tax. NGe ina chok puan ai ekis meen pwe aramas re amomono fonuwer esap ren chok ar repwe enjoy the selling, nge re amomono alongolong won met osukosuk mi wor. Nge

ika ra amomono pokiten osupwangen emon aramaser repwe - ese tongeni epwe titino won ekkan pioing nukun, iwe ra amomono ewe fonu pwe epwe anisir. Etto chok Government fen puan angei senir och, metewe ar osupwang a fen puan osupwangono. Kinisou chapur Mr. President. Nge ren en intention, uwa men sani. Uwa men sani nge ua men aneanei pwe amo ita Legislature epwe fori ei meen nge epwe treat-ni differently seni regular taxes meinisin. Kinisou chapur.

President Noket: Chairman Sitan.

Chairman Sitan: Mr. President, ewer ma ena intention for the record, pwe epwe treated different pwe ewe municipal e take place ewe transaction, pwe angei ewe share or - at the same time ika a inet epwe puan angei an we share ewe 8%. Pokiten Land ma ii mi treated very important, iawe a transaction ian, ewe municipal epwe take more ewe percent ngeni noun aramas ion ewe municipal. Again for the record, epwe treated different from any other tax.

President Noket: Chairman Rosokow.

Chairman Rosokow: Puan chok ai curiosity ren ei sakun Weno, ese mumuta amomo fonu. Ekkewe outer island mi - rese akamomo fonu, mi very little, iwe puan ekkoch ekkewe municipal mi jpual prohibit-ni land sale me won fonuwem. Iwe epwe meen weires, nge ika pwe emon epwe amomo monomon fonuan me Weno, epwe atai allukun Weno, iwe a tipis. Iwe a puan wor osukosuk. Puan usun chok puan kuna ekkewe ekkoch - ina popun uwe ura use kon puan kuna auchean.

Floor Leader William: Mr. President.

President Noket: Floor Leader William.

Floor Leader William: Kinisou chapur Mr. President, ngang ita upwe fen chok kapas eis won enan ngingi ika pwe ewe municipal a amomono eu fonuan ngeni State, iwe epwe ne ifan kinikinin en tax ngeni seni ewe State ngeni ewe Municipal. Usun metenan atenan e kapasan.

President Noket: Chairman Sitan, en mi tongeni ponueni ewe kapas eis?

Chairman Sitan: Again ina epwe afat ion statute epwe forita seni Legislature, mi tongeni epwan tax ewe fonu Government - municipal government eke amomo ngeni State, ewe ma tax a puan wor wisan ewe municipal at the same time epwe pual wor an share seni ewe 8% collected.

President Noket: Acting Floor Leader William.

Floor Leader William: Mr. President, ai luku ina eu aramas ekkei chon amomo fonu, iwe sipwe ekis fen song, sipwe concern ika pwata State ese fen tax, ekkewe municipal re meen, nge pwata aramas repwe fen amomo ra tax. Nge pwata rese puan

tax ekkewe Government re amomo aar kewe property. Ei uchok ii ma - ai chok.

President Noket: Chairman Sitan.

Chairman Sitan: Kilisou, mi - again ina epwe afat lon ena alluk, pwe mi tongeni State pual pay tax, ika Municipal pay tax, pual private pual pay tax, ina epwap afat. Pwe ai luku pual ekkoch alluk mi pinei ekkoch tax ren use silei ika lGovernment ika. Nge are Legislature ra angang won ma repwe research thoroughly are esap tongeni iwe esap wor tax.

Floor Leader William: President ika upwe chok ekis aninis won ena.

President Noket: Soposopono won ena floor iei.

Floor Leader William: Ewer, Mr. President. Kinisou chapur, ai nuku non ei fansoun pokiten ewe reform noch kewe Economist re fori ina eu tack tick re wanong non ewe ewin reform. Pwe esap chiwen wor tax seni government. Iwe fen ina eu ach ma - uchok ii wanong en ach sipwe nenengeni ren Government me aramas. Epwe ifan nonomur an government, nge ikenai kich mi sinei pwe government ese tongeni tax, mi exempt.

President Noket: Vice President Aten.

Vice President Aten: Mi pung met ekkewe economist re recommend-ni och mettoch ei government mi chok angang won. Iwe fan iten ei wewe pun ke chok angei monien seni eu pokit wanong puan non eu pokit. Same pants nge different pocket. Iwe ina popun mi pung metena economist re awewe won.

President Noket: Chairman Stephen:

Chairman Stephen: Kinisou Mr. President, uwa ekis puan lost ren en line of argument an atekan nge use silei ika upwene fen interfere nge use sinei iaei ra puan ma venture-no ian . Nge en exception - en amendment eu exception ngeni en e ura pwe no government may levy a tax on real property, owning property ese tax. Wewen nge government esap tongeni taxni ach - emon a woning such property, pwe kopwe freely own your own property. Nge en e ura pwe cash sales, ika pwe - how would I come around owning a property, esap by buying - through buying a property. Ina wewen usun ita nge mi fen osukosuk en mettoch Ifan. Wewen ekkewe chok sia wor fonuach seni newoch feito feito tori ei amendment, iwe ma a ina chok fonuach, nge sisap chiwen tongeni as individual strive to look forward to owning other property puan, in addition to our. Ina wewen uwe ekis ani osukosukan mettoch me ikan. E discourage-ni ma spirit of individual who strive to won property, more than one at least.

President Noket: Chairman Mori.

Chairman Mori: Mr. President, kinisou chapur, ai upwe puan chok ii wanong

ekkoch ai view. Ren ena taxes won real property. Ai nuku en tax won real property is a re-occurring charge ir mi, government mi levy every year ren taxes on real property. Ei taxes ren sales its different from tax on real property. Iwe ai nuku it's a one shot tax for ewe transaction. Nge ren tax on real property mi prohibited under this constitution. Is a prohibitive is usual mechanism. Mi fifis non ekkean ekkoch fonu me nukun Chuuk. Nge me non Chuuk e wesewesen stopni ei - no tax may levy on - may levy on real property. Ei taxes ren chok ewe amomo.

President Noket: Chairman Stephen.

Chairman Stephen: Kinisou wewen ma ika pwe inan enan point, ren Delegate Mori, iwe wewen nge sia amend-ni puan ma en esap wor tax won real property. Epwe fen ma - esap eu - wewen epwe imuno en, esap pacheri en section 8. Pwe no government tax won real property. Iwe ien ka wata en exception iwe ka weakening - weaken-ni enan fen akom. Ka ma pwangeni foupwechin enan meen asan. Prior taxing derivative from my property. What ever derive from my property is mine. My own fundamental right, ese wor an emon pung won monien fonuwei we. Ese wor an ewe government, ina wewen enan e ura pwe government esap tongeni epwe taxes-ni omw own-uni eu fanu me puna. Pun pusin omw pisek, non omw nonomoto, non omw uputiw. Nge ma ika pwe kopwene tax-ni sales for property iwe epwe ma - aramas resap chiwen ma kakamo fonu - resap kamo fonu. This is a discouragement of buying land, or sales.

President Noket: Vice President Aten.

Vice President Aten: Kinisou Mr. President, metewe Nelson Stephen e poraus won mi pung, eu discouragement, iwe inan intentin ei metoch. Fan iten kich mi kuna aramasach kei re amomono fonuwach kan, iwe amomono fonuen sipwe ura ach family ika ach eterenges me ekkei metoch. Iwe ina met si sotuni, achocho ngeni epwe defect-ni ekkan sakkun ekiek. Ei mettoch e tonong fan iten eu metoch epwe ekis pineno ekkena sakkun ekiek. Iwe pungun pun mi wor ach na fundamental right ekkena sakkun mettoch ren fonuach kan, nge usun met si poraus won ewe sovereignty. Iwe ina och mettoch sipwe nengeniochu ach sipwe fangeno ach na fundamental right fan iten met e fis ikenai. Met e fis ikenai pun mii kamo angangen mettoch meinisin. Mi kamo angangen amomo fonu, mi wor soualluk mi puan pachonong court documents, mi puan pacholon metoch meinisin mi attach ngeni ewe sale. Ion epwe moni ekkena mettoch, iwe inan enan kapas eis. Sia tap-in ngeni ei general fund, nge ena general fund echok warato seni ekis me ekis nge ese kuu ngeni ekkewe metoch e osukosuka ena meen. Ei drainage seni nouch ei moni en Chuuk State ika met e tou seni Chuuk State, a ururun esap touu ngenir. Pwe ese wareto senir, kinisou Mr. President.

President Noket: Upwe chok - mi chok - epwe chok wor clarification won ei mwen ach sipwe soposopono won. Ren enan - ua ekieki metenan Nelson Stephen e poraus won ren en property tax, me en sales tax, ika pwe epwe taxes en fonu ren market value, iwe puan en sales tax epwan based on market value, met sakofesenin. Ua ekieki inan enan e poraus won, nge mi och epwe touu ena intention, pwe epwe fat

states - between non ach ei - mi och an epwe afat pwe emon ete challenge-ni ena annuk nge eoch an epwe fat intentionun. Iwe aruan epwe fat ika epwe ifan ika emon e kamo fonu nge e kamo won Chitosa, valuen ewe Chitosa 10thousand. Iwe a amomo, iwe uwa era pwe kopwe moni nge - fonuei-en nge kopwe moni efoch wai Chitosa. Kosap ngeniei ena moni, pwe niwinin efoch chitosa. Nge niwinin kopwe angei enan e nom ren Keresio, 10 thousand dollars upwe wani nge ien en fonu. Mei ifan usun non ei - epwe fen fat intentionun epwe kamo. Epwe ifan usun ena taxes, esap ii ren chitosa chok nge puan ren och mettoch, ng emi wor cash involvement nge ese pwa pwe mei - emon e wisen moni ewe pisek ren chitosa me sakun pisek mota me. Mi worth su much money, ina ena epwe puan fat. Iwe puan eu met ren real property met definition-un Real Property ren Weno, mi included imw, metekan improvement mi nom won ewe fonu? Ika ese chok fonu ese puan tonong Imw me ika emon epwe amomono. Ren ena real property epwe fat intention-un pwe ika ouwe chok era pwe fonu chok - fonu chok. Esap puan tonong imw, ika ir me ruu meinisin. Masowen ewe imw, masowen ewe fonu. Ren chok an epwe fat mwen ach sipwe.....

Chairman Sitan: Ewer, Mr. President, ina ach kapas eis mi puan ask during COW, iwe efer puan nupwen an a touu ngeni Plenary, ach sipwe - iwe lon ena wewe pokiten mi confused ren exchange ren real properties ika ese wor cash. Change usun chok ren chitosa ngeni fonu are epwe kasiwin fonu me fonu are puan ekkoch pwe en amendment ma sia iselong an chok epwe awenewena ngeni cash only. Only cash iwe an epwe fatafatoch sise ma silei ma - nge upwal comment ren an Tony Rosokow we ren ekkoch fonu ese mutate amomo fonu. Ach luku ei proposal a usun puan eu, ekke fori ekkewe ruu Government ren ar repwe make sure pwe epwe wor compliance ren are pwe mi wor alluk pwe ese mumuta amomo fonu esap wor. Iwe pokiten iir 2 remi benefit seni thrugh tax, iwe ina pun sie ura eii mi auchea. Iwe puan last-non metewe e ura, ei amendment epwe chok deal with cash, nge esap exchange with other properties.

President Noket: iwe ika an chok epwe fat ii, ika ese wesewesen wor en emon epwe angei en moni, nge emon echok ura iwe kopwe wire-ni ika place - ika wire-ni och moni ngeni eu bank. Iwe ina ena mi puan include ena cash. Iwe epwe.....

Chairman Sitan: Ewer, again met mi involve cash what wire- seni ekis in the form of cash epwe tax. Iwe saingonon metewe uwe monukano ren omw we question, met real property. Met ma ach weweiti ikenai, mi nom won an FSM we me an State, is Land, ina ach weweiti.

President Noket: Kinisou chapur, ese puan wor poraus won ei, Chairman Nifon.

Chairman Nifon: Mr. President, ika usap ochu netipen Delegate uwa fori motion pwe a koukutiw poraus. Second.

President Noket: A mokut a puan second pwe a koukutiw anini won ei Proposal, chon tipeew ngeni ewe motion apasa U, chon rese tipeew ngeni apasa Apw. A passed ewe motion a koukutiw anini. lei fansoun sipwene utut won ei proposal. Iwe

puan iwe chok epwe koko it, iwe 10 e required an epwe passed ei proposal ika pwe sie utti U, Secretary kopwe koko it.

Secretary:

Delegate Mori	
Delegate Nifon	U
Delegate Raymond	Ewer
Delegate Rosokow	
Delegate Sitan	
Delegate Stephen	
Delegate Wiliander	U
Acting. Flr. Ldr. William	Ewer
Vice President Aten	U
President Noket	Au
2nd Call: Delegate Mori	U
Delegagte Rosokow	Okay
Delegate Stian	Yes
Delegate Stephen	No

Mr. President, 9 re vote yes, 1 No.

President Noket: Committee Proposal No. 3-06; ese pass aruen anea. Mwich epwe mwo ekis asoso.

Mwich a asoso, mwich a popusefanita.

FIRST READING OF COMMITTEE PROPOSALS

President Noket: Iei sia nom won Order of Business won First Reading ren Committee Proposal item 8 won nouch na Order of Business. Sipwe angang won ena (a) Committee Propsal No. 3-28; Code of Ethics, ika delegates ra monota meinisin ika a wor proposal. Iei fansoun secretary epwe amwenikich ren ena proposal. Secretary.

Secretary: Mr. President, Ion ewe August 12, 2004, Mwichenap a angang won First Reading won ei Committee Proposal, a table-ni fan iten a wor instruction ngeni ewe Secretary an epwe reword-ni iwe ina a afat ion ena rewording an Secretary. Iwe sia tongeni era pwe Draft I, title-un a apasa pwe, To amend Article IX fo the Chuuk State Constitution by adding a new section relating to the ethical conduct of all individuals in the government and its political subdivisions, members of its boards, commission and other bodies.

President Noket: Floor Leader William.

Floor Leader William: Ewer, kinisou chapur Mr. President, uwa wanong non motion pwe convention epwe etiwa Committee Proposal No. 3-28; non ewin anea.

Second.

President Noket: A mokut a puan second pwe convention a etiwa Committee Proposal No. 3-28; non ewin anea. Iei fansoun memef won ena proposal.

Floor Leader William: Mr. President.

President Noket: Acting Flr. Ldr. William.

Floor Leader William: Ewer, kinisou chapur Mr. President, ai nuku fan item ekkei committee proposal a meen auchea ach sipwe momot won non COW, iei poun ngang upwe tungor ena sea me members ika pwata sisene etiwa ekkei 3. Ei chok ma ai tungor Mr. President. Iwe ika iwe sia etiwa ekkei non first reading, iwe sipwap achocho ngeni ne cow fengen non COW. Ei chok mefiei won ekkena meen pun an epwe tongeni anisi puan emwitiri ach angang.

President Noket: Delegate Raymond.

Delegate Raymond: Kinisou President, ngang mi chok wor ai kapas eis ren section 1 line 9, it says which applies - which shall apply to appointed and elected officers and employees of the State or the political subdivisions, respectively, including members of the boards, commissions and other bodies. Is it include the Governor, everybody?

President Noket: Vice President Aten epwe ponueni ena kapas eis pwe epwe nom non record.

Vice President Aten: Kinisou Mr. President, ponuen ewe kapas eis U. Ika ke nengeni asechikin, in mi era pwe appointed and elected officers, iwe employees, iwe mi puan pachonong members of the boards, commissions and other bodies.

President Noket: A ponu ewe kapas eis, soposopono poraus won ena proposal.

Floor Leader William: Mr. President kose mochen sipwe mwo asoso, pwe ngang uwa pee ne kutta.

Mwich a asoso, a puan popusefanita.

President Noket: Mwich a puan popusefan. Iei sia nom won First Reading Calendar, item 8 won noch na Order of Business. Sia fen angang won Committee Proposal No. 3-28. Soposopono ach angang won. Acting Flr. Ldr. William.

Floor Leader William: Ewer, kinisou chapur Mr. President, fan item non ewe asoso a wor ach wewe fengen, pwe sipwene angei Committee Proposal No. 3-28, Committee Proposal No. 3-01; Committee Proposal No. 3-34; pwe epwene tonong non

Committee of the Whole. Ren ena wewe, uwa wanong non motion pwe ekkena 3 proposal sipwene mwo, kose mochen sipwe mwo asoso.

Mwich a asoso, a puan poputasefan.

President Noket: Acting Flr. Ldr. William.

Floor Leader William: Kinisou chapur Mr. President, fan iten ena wewe, uwa wanong non motion pwe a koukutiw anini won Committee Proposal No. 3-28; Second.

President Noket: A mokut a puan second pwe a koukutiw anini won CP No. 3-28; apasa u, chon rese tipeew ngeni apasa Apw, a koukutiw. Lei fansoun sipwe ne vote won ena CP No. 3-28; non aewin anea. Chon tipeew ngeni pwe mwich a passni CP No. 3-28; non aewin anea apasa U, chon rese tipeew ngeni apasa Apw, A ketiw CP No. 3-28; non ewin anea. Ena aruen item, item (b) Committee Proposal No. 3-44, won intellectual property rights, sipwene tungor ngeni secretary epwemwo emwenikich won.

Secretary: Mr. President, Committee Proposal No. 3-01; a withdraw seni ewe committee won Civil Liberties and Tradition, itenapan a apasa pwe to amend Article XI of the Chuuk State Constitution by adding a new section 5, relating to the protection of intellectual property right and to renumber the subsequent sections accordingly.

President Noket: Kinisou chapur Secretary, Acting Flr. Ldr. William.

Floor Leader William: Ewer, kinisou chapur, Mr. President uwa wanong non motion pwe convention epwe etiwa Committee Proposal No. 3-01; non ewin anea. Second.

President Noket: A mokut a puan second pwe mwich a passni CP No. 3-01; non ewin anea. Lei fansoun discussion won ena proposal. Chairman Rosokow.

Chairman Rosokow: Aiei aunungatin an refer ei mettoch ngeni committee, iwe lon ewe hearing am aia awora, ngeni Joses me Ready, iwe ir mi fakkun kapas usun chok puan ar kapas me mwan me Legislature nupwen ekkewe hearing. Ir mi apasa pwe ewe intellectual property right mi okay ach sipwe fori allukun. Nge.....

Floor Leader William: Osupwang.

President Noket: Met omw osupwang?

Floor Leader William: Kinisou chapur Mr. Mr. President, tipei chok nge ach we tungor fengen pwe sipwe ne chok etiwa non first reading, iwe sipwap discuss non Committee of the Whole.

President Noket: Ewer, ei sea epwe chok mwo mut ngeni Chairman Rosokow an epwe sopweno.

Chairman Rosokow: Iwe, iwe ina chok.

President Noket: Acting Flr. Ldr. William.

Floor Leader William: Kinisou chapur Mr. President uwa wanong non motion pwe a koukutiw poraus won CP NO. 3-01; Second.

President Noket: A mokut a puan second pwe a koukutiw anini won CP No. 3-01; chon tipeew ngeni ewe motion apasa U, chon rese tipeew ngeni apasa Apw. A koukutiw anini won ena CP No. 3-01; iei fansoun sipwene utut won ena CP No. 3-01; non First reading. Chon tipeew ngeni pwe mwich a passni CP No. 3-01; non First reading, apasa U, chon rese tipeew ngeni apasa Apw. CP NO. 3-01; a pass non frist reading. Sipwe angei CP No. 3-34; item 8(c) ewe unicameral 28 membership. Sipwe tungor ngeni Secretary epwe emwenikich ren itenapen ena proposal.

Secretary: Mr. President, ienapan a apasa pwe amending Article V, of the Chuuk State Constitution by changing the bicameral legislature to an unicameral legislature.

President Noket: Acting Flr. Ldr. William.

Floor Leader William: Ewer, kinisou chapur Mr. President. Ua fori motion pwe convention a etiwa CP No. 3-34; CD1, Second.

President Noket: A mokut a puan second pwe mwich a passni committee Proposal NO. 3-34; CD1, non first reading, iei fansoun memef. Chairman Nifon.

Chairman Nifon: Ua fori motin pwe a koukutiw anini. Second.

President Noket: A mokut a puan second pwe a koukutiw anini won ei CP No. 3-34, chon tipeew ngeni pwe a koukutiw anini apasa u, chon rese tipeew ngeni apasa Apw. A koukutiw anini won CP No. 3-34; iei fansoun sipwene utut won ena proposal. Chon tipeew ngeni jpwe mwich a etiwa - passni Committee Proposal No. 3-34, non first reading, apasa U, chon rese tipeew ngeni apasa Apw. A pass Committee Proposal No. 3-34; CD1, non frist reading. Charman Mori.

Chairman Mori: Kinisou chapur, ngang upwe omusomus ngeni Delegates meinisin ika pun ewpe mwanino ai wewengaw, ngang uwa omokutu pwe sipwene mwo asosono ren ikenai niwinsefan kunok 2:00 nesor. Second.

President Noket: Mwen ach sipwe angang won enan motion mi pochokun, upwe chok placeni won record pwe ekkei unfinish business meinisin epwe - ekkei meinisin schedule ren nesor ren ekkei meen sa passni non first reading epwe no non second reading. Ekkei COW epwe eu unfinished business epwe take precedent won meinisin sipwe angang wor nesor. Chon tipeew ngeni ewe motion pwe a sar mwich tori kunok 2:00 neanowasen nesor. Sipwe mut ngeni Acting Flr. Ldr. William, pwe ii kukun

met an mochen. Chon tipeew ngeni ewe motion apasa U, chon rese tipeew ngeni apasa Apw. A pass ewe motion, iei a sar mwich tori kunok 2:00 murin neanowasen nesor.

Katonong seni

_____/S/_____

Hernak Paul
Secretary
Third Constitutional Convention