

TWENTY-NINTH DAY

Monday, February 5, 1973

The House of Representatives of the Fifth Congress of Micronesia, First Regular Session, 1973, was called to order at 10:05 a.m., Monday, February 5, 1973.

Speaker Bethwel Henry presided.

A moment of silent prayer was observed.

The Chief Clerk called the roll. Sixteen members were present; Representatives Balos, Domnick, Guerrero, Olkeriil; and Tenorio were excused.

Floor Leader Silk moved to suspend reading of the Journal; Vice-Speaker Dois seconded; there being no objection, the motion carried.

COMMUNICATIONS

No High Commissioner Communications were reported.

No Departmental Communications were reported.

Senate Communication No. 21, transmitting S.B. No. 19, SD1, making certain officials of the Trust Territory Government subject to advice and consent.

Senate Communication No. 22, transmitting S.B. No. 62, SD1, requiring physical examinations of persons entering the Trust Territory for employment.

No Miscellaneous Communications were reported.

STANDING COMMITTEE REPORTS

None

ASSIGNMENT OF MEASURES

The Speaker called attention to Referral Sheet No. 18 attached to the Order of the Day for the assignment of measures. The following Senate Communications were also assigned:

Senate Communication No. 17, transmitting S.B. No. 3, "Declaring certain public lands in the Sasanhaya area on Rota Island, Mariana Islands District, agricultural and village homestead lands, and for other purposes." (Assigned to Resources and Development)

Senate Communication No. 18, transmitting S.B. No. 30, "To declare certain public lands in the Teneto and Sinapalo areas on Rota Island, Mariana Islands District, village homestead lands, and for other purposes." (Assigned to Resources and Development)

Senate Communication No. 19, transmitting S.B. No. 21, SD1, "To provide for the assent of the Congress of Micronesia regarding the sitting of justices of the High Court. (Assigned to Judiciary and Governmental Relations)

UNFINISHED BUSINESS

Special Committee Report No. 7, submitted by the Senate Committee on Judiciary and Governmental Operations, regarding salary administration in the executive branch, deferred from February 1, 1973.

The Chair recognized Representative Basilius.

Representative Basilius: Mr. Speaker, last week I made a motion to defer the report as I hoped the members of the House would have a chance to read the report. I am pretty sure now, Mr. Speaker, that everyone has had a chance to read the report so I move for adoption of the report.

Floor Leader Silk seconded.

Representative Haruo moved for a short recess; Representative Setik seconded, and the Speaker declared the House recessed at 10:09 a.m., subject to the call of the Chair.

RECESS

The House reconvened at 10:11 a.m., and the Chair recognized Representative Haruo.

Representative Haruo: Mr. Speaker, I agree with the Chairman of the Committee on Judiciary and Governmental Relations that perhaps all of the House had an opportunity to go over the report; however, Mr. Speaker, because of the heavy load that some of the members have had for standing committees, they haven't had a chance to go over the report, and I move that action be deferred on the report until Friday.

Representative Setik seconded, and the motion carried by voice vote.

BILL CALENDAR

None

RESOLUTION CALENDAR

None

INTRODUCTION OF BILLS

H.B. No. 126

Introduced by: Rep. Setik  
Assigned to: Judiciary and Governmental Relations

To provide disability benefit under the Social Security System; to extend Social Security coverage to temporary workers and persons with religious organizations; to increase Social Security benefits; to amend 73 T.T.C. Section 3, Section 101, Section 104, Section 105, Section 107, Section 109; and for other purposes.

H.B. No. 127

Introduced by: Rep. Tman  
Assigned to: Appropriations

Amending Public Law 4C-70 by requiring that standard fees be charged private farmers for the use of Yap agricultural equipment purchased from funds therein appropriated and by creating a revolving fund into which such fees are to be paid, and for other purposes.

H.B. No. 128

Introduced by: Rep. Hadley  
Assigned to: Ways and Means

To amend Section 8 of Public Law No. 4C-2, as amended, to exempt from taxation individual and family-owned businesses having a gross revenue of one thousand dollars (\$1,000) or less per year.

H.B. No. 129

Introduced by: Rep. Hadley  
Assigned to: Judiciary and Governmental Relations

To amend Subsection (4), Section 251 of Title 6 of the Trust Territory Code to require payment of judgments rendered against the Trust Territory Government to be paid out of the appropriation of the department or agency of the government concerned and for other purposes.

H.B. No. 130

Introduced by: Rep. Setik  
Assigned to: Judiciary and Governmental Relations

To amend 73 T.T.C. Sections 151, 152 and 153 to reduce the employee and employer contributions to the Social Security System and for other purposes.

H.B. No. 131

Introduced by: Rep. Haruo  
Assigned to: Education and Social Matters

To require the Director of the Department of Education of the Trust Territory to publish, disseminate and distribute to Micronesian students pursuing their studies abroad all available sources of scholarships, fellowships, grants and other financial assistance for which they may be eligible and for other purposes.

H.B. No. 132

Introduced by: Rep. Haruo  
Assigned to: Appropriations

To appropriate the sum of \$30,000 from the General Fund of the Congress of Micronesia to purchase six vehicles for the use of members of the Congress in each of the six districts and for other purposes.

H.B. No. 133

Introduced by: Rep. Haruo  
Assigned to: Appropriations

To amend Public Law 40-65, Section 2 (2) to clarify the intent of the law and for other purposes.

INTRODUCTION OF RESOLUTIONS

H.J.R. No. 31

Introduced by: Rep. Haruo  
Assigned to: Resources and Development

Requesting the Public Defender of the Trust Territory to assist and represent certain land owners in Truk District in pressing for renegotiation of their leases with the Trust Territory Government covering the present location and site of the Truk District Administration complex on Moen, Truk District.

MISCELLANEOUS BUSINESS

Floor Leader Silk: Mr. Speaker, I would like the House to recognize the presence of two members of the Marshall Islands Nitijela in the gallery this morning -- Legislator Kunar Abner, and Legislator Andrew Hisaiah.

Representative Hadley:

"Mr. Speaker, I have learned recently that the Trust Territory Administration has been committing expensive mistakes in its personnel hiring.

"A case in point, Mr. Speaker, is the hiring of one Macke Williams in the Department of Education. Mr. Williams was hired last August by the Acting Director of Education to be the Coordinator of Elementary and Secondary Education. He took the job in good faith, taking a drastic cut in his salary because he desired to come and really help the people of Micronesia. But for the six months he has been here, he is said to be doing nothing and now he is leaving the Trust Territory in complete disgust.

"Mr. Speaker, as I see it, this sort of situation is very unfair to all parties involved and ought not to be tolerated anymore. It is unfair, Mr. Speaker, for Mr. Williams because he was promised many things which have not materialized. He is now leaving with a sour memory of us. It is also unfair to the Micronesian who has been occupying the position for which Mr. Williams was hired. But more importantly, Mr. Speaker, it is unfair to the American tax payers and the people of Micronesia because now the Trust Territory is paying this expensive mistake because of a commitment made by one person. Mr. Williams came at government expenses, paid a full salary for doing nothing, and now he is leaving, again at government expense. Altogether, Mr. Speaker, the mistake will cost over \$11,000 to the Trust Territory Government.

"Mr. Speaker, something must be done to prevent a repetition of these expensive mistakes. This is another example of sheer waste. We cannot afford to waste any more. May I suggest, Mr. Speaker, that the Committee on Education look into this matter and tell us how this expensive mistake occurred in the Education Department of our Government.

"Thank you."

The Chair recognized Floor Leader Silk.

Floor Leader Silk: Mr. Speaker, Deputy High Commissioner and Mrs. Coleman are inviting the members of the House to their home for a luncheon today at 11:45 a.m.

#### ANNOUNCEMENTS

Chairman Sigrah announced an executive session of the Committee on Education and Social Matters immediately following the session in the Library.

Chairman Nakayama announced a meeting of the Committee on Health Matters at 8:00 a.m., February 6, 1973 in Committee Room No. 2.

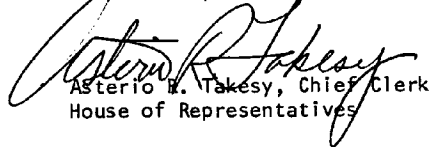
Chairman Basilius announced an executive session of the Committee on Judiciary and Governmental Relations immediately following the session in Committee Room No. 2.

Chairman Setik announced an executive session of the Committee on Appropriations at 1:00 p.m., February 5, 1973 in the Library.

Chairman Haruo announced a joint meeting of the House Committee on Resources and Development with the Senate Committee on Ways and Means at 1:00 p.m., February 5, 1973 in the Senate Chamber.

There being no further announcements, Floor Leader Silk moved that the House stand in recess. Vice-Speaker Dois seconded and the motion carried. The Speaker declared the House recessed at 10:17 a.m. until 10:00 a.m., Tuesday, February 6, 1973.

Respectfully submitted,

  
Asterio R. Takesy, Chief Clerk  
House of Representatives

TWENTY-NINTH DAY

Monday, February 5, 1973

The Senate of the Fifth Congress of Micronesia, First Regular Session, 1973, was called to order at 10:07 a.m.

The Honorable Tosiwo Nakayama, President, presided.

A moment of silent prayer was observed.

The Clerk called the roll. Nine Senators were present; Senators Pangelinan, Borja, and Tmetuchl were excused.

READING AND ADOPTION OF JOURNALS

On motion by Floor Leader Iehsi, seconded by Vice-President Salii, the Journal of the Twenty-fifth Day was adopted. The Journal of the Twenty-sixth Day was distributed.

MESSAGES FROM THE HIGH COMMISSIONER

None

DEPARTMENTAL COMMUNICATIONS

None

HOUSE COMMUNICATIONS

- No. 12 Transmitting H.J.R. No. 21, requesting the High Commissioner to submit annual reports on the activities of the Navy Civic Action and Air Force Prime Beef Teams in the Trust Territory.

STANDING COMMITTEE REPORTS

Floor Leader Iehsi moved that action on S.C.R. No. 21, on S.B. No. 23, "DECLARING CERTAIN MATTERS PUBLIC RECORDS, AND PROVIDING FOR THE RIGHT OF PUBLIC ACCESS TO THE SAME, AND FOR OTHER PURPOSES.", be deferred until February 6, 1973.

Vice-President Salii seconded, and the motion carried. Action on S.C.R. No. 21 was deferred.

SPECIAL AND CONFERENCE COMMITTEE REPORTS

Floor Leader Iehsi moved for adoption of Special Committee Report No. 3 from the Joint Committee on Marine Resources, on marine resources development.

Vice-President Salii seconded.

Floor Leader Iehsi: Mr. President, I have a prepared statement here, but, instead of reading it, I will submit it to the Clerk for insertion in the journal. This statement is in support of the report and its recommendations.

The Chair so directed the Clerk. Following is the statement:

"Mr. President and fellow members of the Senate:

"As has been said many times before, the resources of the sea are our most abundant and important resource. With the decline of copra production and income derived from copra, Micronesians living away from the district center areas probably have fewer income earning opportunities than they did five or ten years ago. What we need are industries within which Micronesians, who are not employed in the district centers, can participate in order to provide income and develop economically the outer villages, municipalities and islands. Fisheries offers the promise of providing such an industry.

"Mr. President, the Joint Committee on Marine Resources was created to study and recommend ways of developing our marine resources, especially fisheries resources. Fishery development is suffering from chronic inertia. The lack of development is largely a product of lack of encouragement and support from the Government. Mr. President, we hope that the recommendations and legislation resulting from the work of the Joint Committee on Marine Resources is capable of breaking that inertia.

"Mr. President, the Joint Committee on Marine Resources disagrees with the philosophy of the Government of bringing in large foreign companies to develop our fisheries for us. For development to be truly Micronesian, for it to utilize the resources of the sea to the greatest advantage of Micronesians, it must be developed by Micronesians. But development cannot begin on a massive multi-million dollar scale -- it must begin on a small scale. Business organizations must be established capable of handling a small scale local fishery and then once the skills necessary for such an industry are mastered, expanded into a larger scale export business.

"Mr. President, in the time permitted the committee we were unable to study the whole range of problems related to the development of both our living and mineral resources of the sea. Consequently we concentrated our efforts on contriving a means to develop a local fishery capable of fully meeting the domestic demand for fish in Micronesia. In order to develop a fishery capable of meeting the local demand for fish, Mr. President, the Joint Committee on Marine Resources, in its report which we are releasing to the Senate today, recommends that fishing cooperatives be used as the primary business organization as is done in Japan, Korea, Taiwan and the Philippines. Micronesians have a great deal of experience in the operation of cooperatives and cooperatives tend to spread the benefits of development over a larger number of people than do other forms of business institutions. Based on the findings of the committee and on our experience in the functioning of cooperatives in Micronesia, we feel that they are capable of developing a local fishery, given adequate encouragement, guidance and support from the Government. The Government must support cooperatives by providing them with funds to build reefer facilities and for loans to fishermen, and must also closely regulate them.

"Mr. President, another recommendation of the committee is that a single port in each district be opened, subject to the approval of the district legislature, for call by all foreign fishing vessels. Foreign fishing vessels should be allowed to purchase food, fuel, water and bait fish at these ports and crew members should be permitted shore leave. In order to act as agent for the sale of provisions to foreign fishing vessels, formulate district fishing policy, channel funds to cooperatives, and regulate the activities of the fishing cooperatives, a district fishing association should be created in each district. The committee recommends that the district fishing association be composed of representatives from each of the fishing cooperatives in the district plus the district representative of the Division of Marine Resources. Profits from the sale of provisions to foreign fishing vessels should be used to defray the costs of operation of the district fishing association and the remainder distributed to the fishing cooperatives for use in a loan fund for fishermen.

"Mr. President, the committee also recommends that a permanent joint committee on marine resources be created for the purpose of dealing with problems such as devising a means to develop the offshore fishery and to serve the function of overseeing marine resource development in general.

"Mr. President, quite a number of other recommendations were made by the committee, too many to be reviewed at this time. These recommendations may be found in the chapter in the report entitled 'Recommendations' and they are also summarized in the last chapter.

"Mr. President, ten pieces of legislation, including four appropriation measures, totaling one million twenty thousand dollars, have been prepared by the committee and introduced into the House of Representatives. The committee hopes that the members of the Senate will carefully study our report and the legislation and act favorably upon them.

"Thank you, Mr. President."

The motion to adopt carried, and Special Committee Report No. 3 was adopted by the Senate.

UNFINISHED BUSINESS

None

BILL CALENDAR

On motion by Floor Leader Iehsi, seconded by Vice-President Salii, the following bills passed First Reading of the Senate and were assigned to the committee noted:

S.B. No. 119, "MAKING HIROKO KISHIGAWA OF HIROSHIMA, JAPAN, ELIGIBLE FOR NATURALIZATION AS A CITIZEN OF THE TRUST TERRITORY OF THE PACIFIC ISLANDS." Committee on Judiciary and Governmental Operations.

S.B. No. 120, "TO PROVIDE FOR AN INVENTORY AND CONTROL PROCEDURE FOR ALL EQUIPMENT PURCHASED BY THE CONGRESS OF MICRONESIA, AND FOR OTHER PURPOSES." Committee on Health.

S.B. No. 121, "CREATING A JOINT COMMITTEE ON LABOR; SPECIFYING ITS POWERS AND DUTIES; APPROPRIATING MONEY THEREFOR; AND FOR OTHER PURPOSES." Committees on Resources and Development and Ways and Means.

S.B. No. 122, "TO ESTABLISH A GOVERNMENT AUTHORITY TO ENGAGE IN THE BUSINESS OF PROCESSING, MANUFACTURING AND SELLING SOAP, DETERGENTS AND RELATED PRODUCTS, TO MAKE APPROPRIATION THEREFOR AND FOR OTHER PURPOSES." Committees on Resources and Development and Ways and Means.

Floor Leader Iehsi moved that action on S.B. No. 23, S.D.1, "DECLARING CERTAIN MATTERS PUBLIC RECORDS, AND PROVIDING FOR THE RIGHT OF PUBLIC ACCESS TO THE SAME; AND FOR OTHER PURPOSES.", be deferred.

Vice-President Salii seconded, and the motion carried. Action on S.B. No. 23, S.D.1, was deferred.

RESOLUTION CALENDAR

The following resolutions were assigned to the committees noted:

S.J.R. No. 35, "CREATING AN EMERGENCY JOINT COMMITTEE ON CONGRESSIONAL ORGANIZATION." Committee on Judiciary and Governmental Operations.

H.J.R. No. 21, "REQUESTING THE HIGH COMMISSIONER TO SUBMIT ANNUAL REPORTS ON THE ACTIVITIES OF THE NAVY CIVIC ACTION AND AIR FORCE PRIME BEEF TEAMS IN THE TRUST TERRITORY." Committee on Resources and Development.

INTRODUCTION OF BILLS

Senator Kabua introduced S.B. No. 123, "RELATING TO CARRIAGE OF GOODS BY SEA AND FOR OTHER PURPOSES."

INTRODUCTION OF RESOLUTIONS

None

MISCELLANEOUS COMMUNICATIONS

None

MISCELLANEOUS BUSINESS

None

ANNOUNCEMENTS

Chairman Kabua announced that the Committee on Resources and Development would hold a public hearing at 1:30 p.m., February 5, 1973, in the Community Development Office Conference Room, at

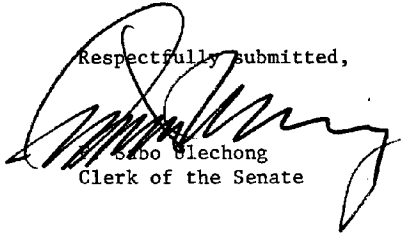
Headquarters. He further requested the members of the Committee to meet in executive session after the morning's session of the Senate.

Chairman Amaraich announced a public hearing by the Committee on Judiciary and Governmental Operations scheduled for 1:30 p.m., in the Senate Chamber. He further announced an executive session of the Committee scheduled for 7:00 p.m., February 6, 1973, in the Senate Chamber.

Floor Leader Iehsi moved that the Senate recess and reconvene at 10:00 a.m., Tuesday, February 6, 1973. Vice-President Salii seconded, and the motion carried. The Senate recessed until 10:00 a.m., February 6, 1973.

The Senate recessed at 10:15 a.m.

Respectfully submitted,

  
Sabo Glechong  
Clerk of the Senate