

THIRD DAY

Thursday, January 9, 2020

CALL TO ORDER

President Killion called the Fourth FSM Constitutional Convention to order at 10:31 a.m., Thursday, January 9, 2020.

MOMENT OF SILENT PRAYER

President Killion: I now call our Convention to order. Before we do that, I wish to have us pause for a moment of silent prayer.

A moment of silent prayer was observed.

ROLL CALL

President Killion: Before we proceed, for the record, I wish to appoint Delegate Cantero to be the temporary Floor Leader of this morning's session in the absence of our Floor Leader Yatilman who has other urgent matters to take care of this morning. This time I would like to have our Secretary read the roll call.

Chief Clerk Reyes called the roll, 23 delegates are present.

President Killion: Thank you very much Convention Secretary. So, we have a quorum to transact business this morning. So, moving on, Item 4, Adoption of Journal.

ADOPTION OF JOURNAL

Delegate Fritz: Mr. President.

President Killion: Delegate Fritz.

Delegate Fritz: Thank you very much. Just for the record, it should be reflected I believe that our good Floor Leader is absent with excuse.

President Killion: Yes, thank you. Floor Leader Yatilman is excused and may be joining us later, but he's excused today. It shall be reflected in our record.

Delegate Cantero: Recess please, Mr. President. May I call for a short recess?

President Killion declared the Convention recessed at 10:35 a.m., subject to the call of the Chair.

RECESS

The Convention reconvened at 10:36 a.m.

President Killion: So, we're back to business. Acting Floor Leader Cantero.

Delegate Cantero: Thank you, thank you and good morning Delegates. It's really good to see all of you here. Just a note for assuming the role of Floor Leader, thank you so much for that. Specific to Item number 4, I move to suspend the adoption of the Journal as advised. It has yet to be prepared.

President Killion: Any second? It's been moved and seconded to suspend the adoption of the Journal. All those in favor say Aye. All those opposed say Nay. Motion carried. Communications, Item 5.

Chief Clerk Reyes: For item 5, Communications, as of now we do not have any, Mr. President.

COMMUNICATIONS

None

UNFINISHED BUSINESS

President Killion: Thank you. Unfinished Business.

Chief Clerk Reyes: For Item 6, Unfinished Business, we have Reports on Committee organization.

President Killion: So, I would like to have each of the Chairpersons or Chairman of each of the committees as listed in order to make the Report to the Plenary on their organization. And starting off on the Committee on Civil Liberties and Traditions.

Delegate Albert: Mr. President.

President Killion: Go ahead, Delegate Chairman.

Delegate Albert: Thank you, Mr. President. Foremost, let me begin by paying my respects to Iso, you Mr. President, Delegates, and those who are able to join us today. Special recognition to Honorable Congressman Moses, who has been with us since day one. Mr. President, your committee on Civil Liberties and Traditions met yesterday to organize your committee. During deliberations, your committee elected Delegate Camillo Noket as your Vice Chairman for the committee. Kalahngan.

President Killion: Thank you, Chairman for that information. So therefore, Delegate Camillo Noket is the Vice Chairman of the committee on Civil Liberties and Traditions. It shall be noted. Any other matters on that before moving on?

Delegate Martin: President.

President Killion: Yes. Delegate Martin.

Delegate Martin: With all due respect to the President, Iso Nahnken and all Delegates, I move for the adoption of the Oral Report by the Chairman.

Delegate Susaia: Second.

President Killion: Thank you. It's been moved and seconded that the Oral Report by Chairman Albert be adopted. Any Second?

Delegate Susaia: Second.

President Killion: It's been moved and seconded that the Oral Report as presented by Chairman Albert is adopted. Any discussion? If none, all those in favor of the motion say Aye. All those opposed say Nay. The motion is hereby adopted so the Report is adopted. So, moving on to the Committee on Finance and Revenue. Chairman Sitan.

Delegate Sitan: Thank you very much, Mr. President. My respects to you, Iso Nahnken, and fellow Delegates. The committee met yesterday and we have selected Senator, I mean Delegate Liwy to be our Vice Chairman from Pohnpei and I also want to announce our legal counsel for the committee who will be Yancy Cottrill. He is currently the legal counsel for the Committee of Ways and Means for Congress. Further, without even being assigned, I want to say that our committee room will be the Public Hearing Room because I cannot wait any further. Thank you.

President Killion: Thank you, Chairman Sitan. Any motion for adoption of the Report?

Delegate Sitan: So move.

President Killion: It's been moved and seconded that the Oral Report presented by Chairman Sitan is adopted. Discussion? If none, all those in favor, say Yes. All those oppose say Nay. Motion adopted so the Oral Report as presented was unanimously adopted. Moving on. Committee on Government Structure and Functions?

Delegate Nabeyan: Thank you, Mr. President. Your Committee on Government Structure and Functions has elected Delegate Akilino Susaia as its Vice President. Thank you. Vice Chairman.

President Killion: Thank you Chairman Nabeyan.

Delegate Martin: President. I move for the adoption of this Oral Report by my good Chairman Nabeyan.

Delegate Susaia: Second.

President Killion: It's been moved and seconded that the Report as presented by Chairman Nabeyan on the Committee on Government Structures and Functions be adopted. Discussion? If none, all those in favor say Aye. All those opposed say Nay. Motion adopted so the Report was adopted. Moving on to Committee on General Provisions. Chairperson?

Delegate Sigrah: Thank you, Mr. President. Good morning to all. The Committee on General Provisions met yesterday, Wednesday, January 8, 2020 at 3 p.m. and it is my honor to present our duly elected Vice Chairman, Delegate from the great state of Yap, Delegate Andy Choor, as the Vice Chairman. Our immediate concern right now is our meeting venues and if there is a budget for the committees so that we can and eat and talk and be merry. Thank you very much.

President Killion: Thank you, Chairperson Sigrah. Any motion for the adoption of this Report?

Delegate Martin: I so move for the adoption of this said Oral Report.

President Killion: Any second? It's been moved and seconded that the Oral Report as presented by Chairperson Sigrah is hereby adopted. Discussion? If none, those in favor say Aye. All those oppose, say Nay. Motion carried. Moving on to Committee on Style and Arrangement. Chairman Saimon.

Delegate Saimon: Thank you, Mr. President. Sakaradahn Wahu pahn kupwuren Isohko. My respects to the President, all members. Your committee on Style and Arrangement met yesterday and the committee chose Mr. Naich, Delegate Naich as the Vice Chairman. The Committee also learned that the Committee will be assigned Ms. Burch as the Committee's legal counsel and we're working to finalize our venue for meetings. Thank you, Mr. President.

President Killion: Thank you, Chairman Saimon. Any motion for adoption of the Report?

Delegate Martin: So move, Mr. President.

President Killion: It's been moved. Any Second?

Delegate Albert: Second.

President Killion: It's been moved and seconded that the Report as presented by Chairman Saimon is hereby adopted. Discussion? All those in favor of the motion, say Aye. All those oppose say Nay. Motion unanimously adopted. So that's basically the organization of the various committees and on our behalf, I wish to thank each and every one of you, especially the Chairman/Chairperson of those committees and members for your hard work and efforts in organizing the committees so that we can move on and tackle the main issues at hand, which is to deal with the various proposals, Convention proposals that will be forthcoming or to be

introduced and they're from, assigned each of your committees based on the subjects. So, moving on, item 7, Reports of Committees.

Delegate Martin: President.

President Killion: Yes, Delegate Martin.

Delegate Martin: With all due respect, I would like to move that we suspend our calendar and move down to item 12.

President Killion: Okay. It's been moved and seconded that we leapfrog down from item 7 to item 12, Introduction of Delegate Proposals and Resolutions. It's been seconded. Discussion? So, we're on item 12, if no objection.

Floor Leader Yatilman: Recess, Mr. President.

President Killion declared the Convention recessed at 10:45 a.m., subject to the call of the Chair.

RECESS

The Convention reconvened at 10:50 a.m.

President Killion: We're back to order. A while ago, there was a motion by Delegate Martin to leapfrog down to item 12 that was moved and seconded and. Yes, Delegate Susaia?

Delegate Susaia: The original motion by Delegate Martin for the Convention to suspend the calendar of today and move to item number 14 instead of item number 12.

President Killion: It's been moved and seconded that the original motion by Delegate Martin be amended to go down to item 14. It was seconded. Discussion? If no discussion, all those in favor, say Aye. All those opposed say Nay. Motion carried. So now we're on item 14.

Delegate Nabeyan: Mr. President.

President Killion: Chairman.

Delegate Nabeyan: The motion to amend the motion was carried. But the actual vote on the first question was not acted upon. Thank you.

President Killion declared the Convention recessed at 10:51 a.m., subject to the call of the Chair.

RECESS

The Convention reconvened at 10:52 a.m.

MISCELLANEOUS BUSINESS

President Killion: We still have the main motion as amended by Delegate Susaia. Any more discussion before we vote on that as amended? If no discussion, all those in favor of the main motion as amended, say Aye. All those opposed say Nay. So, motion carried, so the motion was amended. So now, we're on item 14, Miscellaneous, and for the record, I wish to say that on the first day of this Convention, as President of this Convention, I exercise my powers pursuant to Rule 19 to create a special committee for the purpose of communicating with our FSM President and Speaker of our Congress regarding the needs of our Convention. That special committee shall be called the Committee to Liaison with the FSM National Government, so it's not confused with the other Committee to wait on the President and the Speaker of our Congress. The members of the Committee to Liaison with the National Government are Delegate Akilino Susaia from Pohnpei as Chairman, Delegate Cindy Siren Mori from Chuuk, Delegate Yoslyn Sigrah from Kosrae, and Delegate Andy Choor from Yap. The assignment of the Committee is in consultation with me as President of this Convention to communicate the needs of our Convention to our President and Speaker of our Congress on such other task of communicating between Convention and National Government as the Convention may assign from time to time. So, that's really what I wish to say on that matter. Any other comments? Yes, Floor Leader?

Floor Leader Yatilman: Short recess, Mr. President.

President Killion declared the Convention recessed at 10:54 a.m., subject to the call of the Chair.

RECESS

The Convention reconvened at 11:09 a.m.

President Killion: Now our session is back to order. We're on Miscellaneous Business, item 14. Any other Miscellaneous Business?

Delegate Fritz: Mr. President.

President Killion: Yes, Delegate Fritz.

Delegate Fritz: Thank you very much. From what I observe part of our challenge here is to have our proposals come out on a timely basis. During this morning's session, before I talked to our Secretariat if we have a stationery, and I understand they are developing one. And in order to work together, I would request them to send the stationery also along with the format so some of us could also cut down the work by drafting some of our own ideas and just send it to them. But we just use stationery on our laptop so whatever you call it.

President Killion: Thank you, Delegate Fritz. That is noted and it shall be done with our staff. So, it's going to be done. Any other Miscellaneous Business?

Delegate Takesy: Mr. President.

President Killion: Delegate Takesy?

Delegate Takesy: Thank you, Mr. President. My respect to all of you. On the Committee to Wait on the Leadership of our Nation, I would like to suggest that they consider, that the Committee consider communicating to the Leadership the need for, number one, adequate funding for public education, public awareness on the products that will come out of this Convention; number two, that time, sufficient time be given to the awareness, public education so that the people of this country are sufficiently informed to be able to make informed decisions. I would also suggest that the Committee request the Leadership to consider including members of this Convention in the awareness and information purposes, and not necessarily to influence the votes of the people. The people of this country are entitled to make up their independent, informed decisions. So, I think it's going to be important for this Committee to impress on the Leadership for adequate funding and with time to carry out the education and for as full information as possible on the proposals that will be emanating from this Convention. Thank you, Mr. President.

President Killion: Thank you very much, Delegate Takesy. Those are very pertinent issues to be taken up by the Special Committee to meet with our Leadership. Delegate Sitan?

Delegate Sitan: I want to say my Miscellaneous off record, so can I ask for a short recess?

President Killion declared the Convention recessed at 11:12 a.m., subject to the call of the Chair.

RECESS

The Convention reconvened at 11:28 a.m.

President Killion: Our session is back to order. We're still on item 14, Miscellaneous Business. If no other Miscellaneous Business, we move on to Announcements. Announcement by any Committee Chair or other?

Delegate Susaia: President.

President Killion: Delegate Susaia.

Delegate Susaia: I just wanted to announce that your very, very Special Committee to Liaise and Wait on the President, which? Both Liaise, Wait on the President will meet with the President tomorrow, 8:30 in the morning and I invite other Delegates who may be interested to attend, to come along with us. You're more than welcome to join us. We're still waiting for

confirmation from the Speaker for a time to meet him. He had accepted a meeting at one o'clock today, but I ask that we reschedule that. I think it's proper that we meet with the President first before we meet the Speaker. So when we get the confirmation of the time, I will let the members know through email or phone call. Thank you, Mr. President.

President Killion: Thank you Chair or Delegate Susaia. You're a diplomat so you know what is best. Thank you. Any other announcements by Chairmen of the Committees? Chairman Nabeyan.

ANNOUNCEMENTS:

Delegate Nabeyan: Thank you, Mr. President. Just to make sure that, because yesterday our schedule was passed around for the committee work, the schedule and your Committee on Government Structure and Functions is scheduled for tomorrow in the afternoon. And just because we do not have a proposal assigned to the Committee yet, I'd like to announce that until we won't convene until the Committee is assigned a proposal. Thank you.

President Killion: Thank you Chairman Nabeyan. Any other announcements from any of the Chairmen? Chairpersons? I guess, if not, before we call off the day, just a reminder for those of you who are COM-FSM, who are working there, you need to see our Legal Counsel to make sure that your concerns are taken care of in terms of the other benefits. So, if no other concerns, comments, Floor Leader?

Floor Leader Yatilman: Mr. President, are we now to adjournment? So, if we are there, then I'd like to move that the Convention stands in recess until tomorrow morning at 10 o'clock.

President Killion: It's been moved that we stand in recess until tomorrow morning. All those in favor, say Aye. All those opposed, say Nay. We stand in recess until 10 o'clock tomorrow. Thank you.

The motion carried by voice vote to recess until 10:00 a.m, Friday, January 10, 2020.

President Killion declared the Convention recess at 11:42 a.m., until 10:00 a.m., Friday, November 10, 2020.

Respectfully submitted,

Atarino A. Helieisar
Journal Clerk

