

THIRTEENTH KOSRAE STATE LEGISLATURE

SIXTH SPECIAL SESSION, NOVEMBER 2023

L.R. No. 13-62

J&GO

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A RESOLUTION

Amending Rule 5.1.2 of the Kosrae State Legislature Rules of Procedure, to allow a Senator to be deemed present when participating through any virtual platform to be able to engage in the conduct of any legislative session and to further clarify that Senators participating remotely must engage via videoconference while having their cameras on throughout the legislative session in order to be considered present for quorum count, voting, and attendance purposes.

1           **WHEREAS**, the primary constitutional function of the Legislature is to make laws  
2 efficiently for the State's benefit; and

3           **WHEREAS**, the purpose of the Kosrae State Legislature Rules of Procedure is to  
4 provide the internal structure, procedure, and discipline to enable the Legislature to fulfill its  
5 primary constitutional function in the fairest, most efficient, and most constitutionally  
6 responsible manner possible; and

7           **WHEREAS**, pursuant to Rule 1.3 of the Kosrae State Legislature Rules of Procedure, the  
8 Legislature adopts, amends, and repeals the rules by resolution; and

9           **WHEREAS**, Rule 5.1.2. is the section referring to the Attendance; and

10           **WHEREAS**, the 13<sup>th</sup> Kosrae State Legislature desires to amend its Rules of Procedures,  
11 under Rule 5.1.2, to allow a Senator to be deemed present when participating through any virtual  
12 platform to be able to engage in the conduct of legislative sessions and to further clarify that  
13 Senators participating remotely must engage via videoconference while having their cameras on  
14 throughout the legislative session in order to be considered present for quorum count, voting, and  
15 attendance purposes.; **NOW & THEREFORE**

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1           **BE IT RESOLVED**, that the 13<sup>th</sup> Kosrae State Legislature Rules of Procedure is hereby  
2 amended to read as follows:

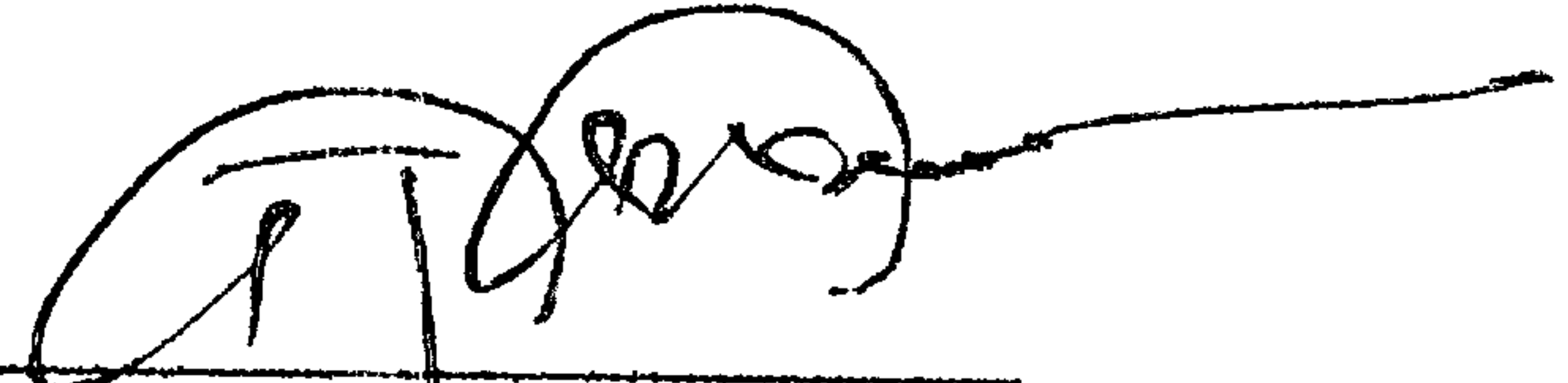
3           **“Rule 5.1.2 Attendance.** A majority of less than a quorum may compel the attendance of  
4 absent members, and may adjourn from day-to-day. The Speaker may declare the Legislature  
5 adjourned if there is no quorum present at the hour of opening. During a meeting of the Legislature,  
6 any member may call upon the Speaker to determine whether a quorum exists or not, and the Speaker  
7 shall so determine and announce his finding. Notwithstanding the above, during any exigent or  
8 emergency circumstances, a member shall be deemed present when participating through any  
9 virtual platform to be able to engage in the conduct of any legislative session. In addition, any  
10 Senator participating remotely must engage via videoconference while having their cameras on  
11 throughout the legislative session in order to be considered present for quorum count, voting, and  
12 attendance purposes. “

13           **BE IT FURTHER RESOLVED**, that certified copies of this resolution be transmitted to  
14 The Honorable Tulensa W. Palik, Governor of the State of Kosrae.

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17 Date: 11/06/23

Introduced by:   
Andy J. Andrew