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A BILL FOR AN ACT

To amend Section 11.110 of Title 11, Part I, Chapter 1 of the Kosrae State Code to provide specific exemptions to the requirements as stated in this Section and to make an ancillary amendment to Section 1.201 of Title 1, Chapter 2 of the Kosrae State Code to provide a definition of charitable entity; and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1 Section 1. Purpose. The purpose of this Act is to amend Section 11.110 of Title 11,
2 Chapter 1, Part 1 of the Kosrae State Code to provide specific exemptions to the requirements
3 which are to be complied with, in regards to public land leases so that the application of this
4 provision no longer operates in regards to a State Government department, branch or entity and
5 no longer operates unfairly in regards to a charitable entity.

6 Section 2. Amendment. Section 11.110 of Title 11, Part I, Chapter 1 of the Kosrae State
7 Code shall be amended to read as follows:

8 “Section 11.110. Lease Rental Amount. The lease rental amount shall be
9 determined through competitive bidding and/or open applications. In the absence of any
10 competitive proposals for a specified parcel of land, the Director shall negotiate the rental
11 amount. The amount of rental shall be set in terms of dollar value per square meter. A
12 State Government department, branch or entity other than a State Government agency or
13 a charitable entity are exempted from all the requirements specified in this Section.”

14 Section 3. Purpose. The purpose of this Act is to further amend the Kosrae State Code by
15 inserting the following new definition in Section 1.201 of Chapter 2 of Title 1 of the Kosrae
16 State Code.

1 "Section 4. Amendment. Title 1, Chapter 2, Section 1.201 is hereby amended to read as
2 follows:

3 "Section 1.201. Definitions. Unless another meaning clearly appears in the Code, the
4 following terms have the meaning indicated:


5 ...
6 ...
7 ...

8 (92) "Charitable entity": any non-profit legal structure established for the purpose of
9 providing a benefit which serves the public interest including the relief of poverty, the
10 advancement of religion and to support the aged and disabled."

11 Section 5. Effective Date. This Act takes effect upon the approval of the Governor or
12 upon its becoming law without such approval.

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15 Date: 8.10.20

Introduced by: 
Tulensa W. Palik