

AN ACT

To amend Public Law No. 12-13, as enacted, to extend the moratorium on the immigration of certain alien workers, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

1 Section 1. Section 2 of Public Law No. 12-13, as enacted, is
2 hereby amended to read as follows:

3 "Section 2. Moratorium on Entry of Noncitizen Workers.

4 (1) Within ninety (90) days of this act becoming law,
5 and annually thereafter on January first of each year,
6 the President of the Federated States of Micronesia
7 shall, upon the recommendation of the Department of
8 Economic Affairs and after consultation with each
9 State's Governor, declare those specific occupations and
10 industries in the FSM for which there are insufficient
11 trained FSM citizens. Such declaration shall be issued
12 pursuant to section 102(1) of title 17 of the Code of
13 the Federated States of Micronesia. Beginning January
14 1, 2003, such declaration shall be based on statistical
15 information ascertained by the Department of Economic
16 Affairs from relevant state and national government
17 organizations.

18 (2) [~~Thereafter, except~~] Except as otherwise provided
19 by law or pursuant to the terms of any treaty, Compact,

1 or other international agreement, for a period of one
2 year from the date of enactment of this act, the entry
3 of additional noncitizen alien workers into the FSM for
4 the purpose of employment in occupations and industries
5 in the FSM shall be limited to entry for employment in
6 those occupations and industries for which there are
7 insufficient trained FSM citizen workers, as declared by
8 the President. This restriction shall apply through
9 December 13, 2002. From December 14, 2002 through
10 December 31, 2003, the entry of additional noncitizen
11 alien workers into the FSM for the purpose of employment
12 shall be limited to 'professionals', as that term shall
13 be defined in regulations issued pursuant to section
14 102(1) of title 17 of the Code of the Federated States
15 of Micronesia. [~~The list of specific occupations and~~
16 ~~industries for which there are insufficient trained FSM~~
17 ~~citizens shall be updated and published annually by~~
18 ~~regulation by the President.~~]

19 [~~(2)~~](3) The entry of noncitizen alien workers into the
20 FSM for the purpose of employment, and the issuance of
21 nonresident worker's identification certificates, shall
22 be in strict accordance with the provisions of titles 50
23 and 51 of the Code of the Federated States of
24 Micronesia.

25 [~~(3)~~](4) The Chief of the [~~FSM~~]Division of Immigration and

1 Labor, through the Secretary of Justice, shall report
2 bi-annually, on December first and June first of each
3 year, to the President and to the Congress, including to
4 the Chairman of the Judiciary and Governmental
5 Operations Committee of the Congress, on the total
6 number of noncitizen alien workers present in the FSM.
7 Such report shall include, at a minimum, the number of
8 such workers by nationality, industry, occupation, and
9 job title, and such other information and statistical
10 comparisons as the Chief and the Secretary deem relevant
11 to the goal of reducing the FSM's dependence on
12 noncitizen alien workers.

13 [~~(4)~~](5) Thirty (30) days prior to publication of the
14 annual
15 update of the list of specific occupations and
16 industries for which there are insufficient trained FSM
17 citizens required under subsection (1) of this section,
18 the Secretary of the Department of Economic Affairs
19 shall report to the President [~~of the FSM~~] and to the
20 Congress on the effect that any restriction on the entry
21 of noncitizen workers has had on the economy of the FSM
22 during the prior year."
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Section 2. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

Date: 10/30/02 Introduced by: /S/ Peter M.

Christian

Peter M. Christian

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