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A BILL FOR AN ACT

To further amend title 52 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-21, by amending section 142 for the purpose of specifically prohibiting the use of Government time, offices, supplies, materials, equipment, vehicles, and employees for conducting or furthering any private business, and for other purposes.

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

1       Section 1. Section 142 of title 52 of the Code of the Federated  
2 States of Micronesia is hereby amended to read as follows:

3               "Section 142. Outside employment.

4                       (1) No employee subject to the provisions of this  
5 chapter shall engage in any outside employment or other  
6 outside activity which is not compatible with the full and  
7 proper discharge of the responsibilities of his position or  
8 is otherwise prohibited by law. It shall be deemed  
9 incompatible with such discharge of responsibilities for  
10 any such employee to accept any fee, compensation, gift,  
11 payment of expenses, or any other thing of monetary value  
12 in circumstances such that acceptance may result in, or  
13 create the appearance of resulting in:

14                               (a) use of public office for private gain;

15                               (b) an undertaking to give preferential  
16 treatment to any person;

17                               (c) impeding Government efficiency or economy;

18                               (d) any loss of complete independence or  
19 impartiality;

20                               (e) the making of a Government decision outside  
21 official channels; or

22                               (f) any adverse effect on the confidence of the  
23 public in the integrity of the Government.

24                       (2) No employee subject to the provisions of this  
25 chapter shall receive compensation or anything of monetary

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1 value, other than that to which he is duly entitled from  
2 the Government, for the performance of any activity during  
3 his service as such employee and within the scope of his  
4 official responsibilities.


5 (3) No employee shall use the time during which he or  
6 she is being paid by the Government to conduct or further  
7 any private business.

8 (4) No employee shall use supplies, materials,  
9 equipment, vehicles or other Government employees to  
10 conduct or further any private business.

11 (5) No employee shall conduct or further any private  
12 business from any Government-owned office or facility, or  
13 any office or facility that is rented, leased, or borrowed  
14 by the Government for Government use."

15 Section 2. This act shall become law upon approval by the  
16 President of the Federated States of Micronesia or upon its becoming  
17 law without such approval.

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19 Date: 29 June 89

Introduced by:   
Wagner M. Lawrence

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