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A BILL FOR AN ACT

To further amend title 10 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-97, by repealing chapter 1 and deleting section 503(4) which concern the Office of the Representative of the Federated States of Micronesia, and for other purposes.

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

1 Section 1. Chapter 1 of title 10 of the Code of the Federated
2 States of Micronesia is hereby repealed in its entirety.

3 Section 2. Section 503 of title 10 of the Code of the Federated
4 States of Micronesia is hereby amended to read as follows:

5 "Section 503. Foreign affairs duties and responsibilities
6 of the Secretary of External Affairs.

7 (1) The Secretary of External Affairs of the National
8 Government of the Federated States of Micronesia, subject
9 to the ultimate authority of the President, shall have the
10 following duties and responsibilities to be exercised in
11 accordance with applicable National laws, treaties,
12 regulations, and orders:

13 (a) formulation of foreign affairs policies for
14 review and approval or disapproval by the President;

15 (b) execution of foreign affairs policies of the
16 Federated States of Micronesia approved by the President;

17 (c) conduct of foreign affairs for all levels of
18 government within the Federated States of Micronesia;

19 (d) establishment abroad of such diplomatic
20 missions and representative, consular, and such other
21 offices of the National Government of the Federated States
22 of Micronesia as may be necessary and supervision of the
23 heads and staff of such missions and offices and other
24 National Government officials or staff assigned to or
25 connected with such missions or offices;

1 (e) initiation of official inquiries or requests
2 for foreign assistance and coordination and negotiation of
3 acceptance of all offers of such assistance;

4 (f) coordination of visiting missions abroad by
5 National and State Governments, and communications relating
6 thereto with foreign governments, governmental regional and
7 international organizations, and quasi-governmental
8 organizations;

9 (g) coordination of the activities of visiting
10 missions to the Federated States of Micronesia by officials
11 and employees of foreign governments, governmental regional
12 and international organizations, and quasi-governmental
13 organizations, and communications relating thereto with
14 such governments and organizations;

15 (h) in accordance with the ordinary principles
16 of international law and the ordinary custom of ministers
17 of foreign affairs, receive heads of missions and
18 representatives to be accredited to the Federated States
19 of Micronesia; and accept, approve, or consent to the
20 assignment of members of the staff to any permanent
21 mission or other office of a foreign government, a
22 governmental regional or international organization, or a
23 quasi-governmental organization that will be located in
24 the Federated States of Micronesia or the assignment of a
25 representative from such government or organization; and,

1 when appropriate, declare such persons persona non grata or
2 unacceptable; and

3 (i) exercise of full powers to represent the
4 Federated States of Micronesia in negotiating, adopting or
5 authenticating the text of a treaty, for expressing the
6 consent of the Federated States of Micronesia to be bound
7 by a treaty, or for accomplishing any other act with
8 respect to a treaty.

9 (2) The Secretary of External Affairs may authorize
10 other officials and employees of the Department of External
11 Affairs to act on his behalf in carrying out specific duties
12 and responsibilities provided for in subsection (1) of this
13 section and in section 504 and may authorize other National
14 or State Government officials to act on his behalf with
15 respect to such matters as he may from time to time deem
16 appropriate.

17 (3) The Deputy Secretary of External Affairs shall
18 exercise the duties and responsibilities of the Secretary
19 of External Affairs in his absence or in the event the
20 Secretary of External Affairs dies, resigns, or is unable
21 to discharge the duties and responsibilities of his office
22 as determined by the President. Notwithstanding section
23 208 of title 2 of this Code, if the office of the
24 Secretary becomes vacant and the office of Deputy Secretary
25 is not vacant, the Deputy Secretary shall assume the duties

1 and responsibilities of the Secretary until a successor to
 2 the Secretary has been confirmed by Congress. This sub-
 3 section shall not apply if the Deputy Secretary is
 4 prohibited from assuming these duties and responsibilities
 5 pursuant to section 505 of title 3 of this Code.

6 (A) The Secretary of External Affairs may authorize
 7 the Federated States of Micronesia Representative appointed
 8 and confirmed pursuant to section 101 of this title to use
 9 the title 'Ambassador' when appropriate in representing the
 10 Federated States of Micronesia on foreign affairs matters
 11 before foreign governments and governmental regional and
 12 international organizations."

13 Section 3. This act shall become law upon approval by the
 14 President of the Federated States of Micronesia or upon its becoming
 15 law without such approval.

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 17 Date: Jan 24, 1990

Introduced by: 
 Leo A. Falcam

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