

AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-2, 5-21, 5-50 and 6-62, by further amending section 207, as amended by Public Laws Nos. 5-2 and 5-50, to exempt an ambassador from submitting his resignation after the President takes the oath of office, and for other purposes.

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

1 Section 1. Section 207 of title 2 of the Code of the Federated  
2 States of Micronesia, as amended by Public Laws Nos. 5-2 and 5-50, is  
3 hereby further amended to read as follows:

4 "Section 207. Appointment authority.

5 (1) The President shall nominate and, with the advice  
6 and consent of the Congress, as provided in article X,  
7 section 2(d), of the Constitution, shall appoint the  
8 secretaries of departments and their deputies, if any, and  
9 the heads of the offices of the Attorney General, Budget,  
10 Planning and Statistics, Administrative Services, and the  
11 Public Defender, and their deputies, if any, including the  
12 secretaries, deputies, and heads of departments and offices  
13 established by subsequent law; and including the chairman  
14 and the members of the Board of Advisors for the Investment  
15 Development Fund to be appointed by the President; and  
16 including the Federated States of Micronesia members of the  
17 Board of Regents of the College of Micronesia; provided  
18 that nothing herein shall be construed to require the  
19 appointment of the deputies named above.

20 (2) The President or his designee may appoint  
21 officers and employees not included in subsection (1) of  
22 this section, without advice and consent of the Congress;

1 provided that such appointments are not inconsistent with  
2 the provisions of this chapter or other laws of the  
3 Federated States.

4 (3) The President shall not resubmit the nomination  
5 of any person to the Congress for its action if the same  
6 Congress shall have previously rejected such nomination,  
7 unless the Congress shall by resolution authorize such  
8 resubmission.

9 (4) With the exception of the Chief Justice and  
10 Associate Justices of the Supreme Court, the Public Auditor,  
11 members of boards, commissions, and other entities with  
12 fixed terms, ambassadors, a public official whose appoint-  
13 ment is subject to the advice and consent of the Congress  
14 shall submit his resignation no later than 90 days after  
15 the President of the Federated States of Micronesia  
16 takes the oath of office, or at the time a new nominee for  
17 such position is confirmed by the Congress, whichever is  
18 earlier. The President may renominate the same public  
19 official for the same position subject to the advice and  
20 consent of the Congress."

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

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June 20, 1991

Bailey Olter  
Bailey Olter  
President  
Federated States of Micronesia

