
A BILL FOR AN ACT

To amend title 7 of the Code of the Federated States of Micronesia by repealing sections 204 and 205 in their entirety; by adding new sections 204 through 207 for the purpose of prohibiting naturalization and creating the status of permanent resident alien; by amending sections 207 and 208; by renumbering section 206; and for other purposes.

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

1 Section 1. Section 204 of title 7 of the Code of the Federated
2 States of Micronesia is hereby repealed in its entirety and a new
3 section 204 is hereby enacted to read as follows:

4 "Section 204. Prohibition on naturalization. No person
5 who fails to qualify for citizenship pursuant to section
6 202 of this title may be naturalized as a citizen of the
7 Federated States of Micronesia."

8 Section 2. Section 205 of title 7 of the Code of the Federated
9 States of Micronesia is hereby repealed in its entirety and a new
10 section 205 is hereby enacted to read as follows:

11 "Section 205. Permanent resident aliens. To President, on
12 Congress's recommendation by resolution, may grant a non-
13 citizen the status of permanent resident alien in the
14 Federated States of Micronesia in a manner or form prescribed
15 by law or regulation if:

16 (1) The noncitizen shall have lawfully resided within
17 the Federated States of Micronesia for at least 5 years
18 immediately preceding the date of filing a petition for
19 permanent resident alien status;

20 (2) The noncitizen is a child or spouse of a citizen or
21 is a national of the Federated States of Micronesia;

22 (3) The noncitizen has competence in at least one of the
23 indigenous languages of the Federated States of Micronesia
24 evidenced by passing a language examination prepared and
25 administered by the President or the President's designee; and

1 (4) The noncitizen's petition for permanent resident
2 alien status is supported by resolution by the legislature of
3 at least one of the States of the Federated States of Micro-
4 nesia."

5 Section 3. Title 7 of the Code of the Federated States of
6 Micronesia is hereby amended by adding a new section 206 of chapter 2
7 to read as follows:

8 "Section 206. Children of permanent resident aliens. The
9 children of a permanent resident alien, whether by birth
10 or legal adoption, shall be granted permanent resident alien
11 status in a manner or form prescribed by law or regulation
12 without regard to the requirements of section 205 of this
13 title. This section shall not apply if the children are
14 citizens of the Federated States of Micronesia."

15 Section 4. Title 7 of the Code of the Federated States of Micro-
16 nesia is hereby amended by adding a new section 207 of chapter 2 to
17 read as follows:

18 "Section 207. Permanent resident aliens' rights and duties -
19 Cancellation.

20 (1) The rights and duties of persons who have become
21 permanent resident aliens of the Federated States of Micro-
22 nesia pursuant to sections 205 and 206 of this title shall
23 be the same as those of persons who are citizens of the
24 Federated States of Micronesia except as otherwise provided
25 by the Constitution or by subsection (2) of this section.

1 (2) A permanent resident alien may not hold elective
2 public office in the Federated States of Micronesia.

3 (3) Permanent resident alien status may be cancelled
4 within 5 years of discovery that the status was obtained
5 through concealment of a material fact or willful mis-
6 representation in applying for the status. Cancellation
7 shall be by court order."

8 Section 5. Section 207 of title 7 of the Code of the Federated
9 States of Micronesia is hereby amended to read as follows:

10 "Section ~~207~~ 209. Regulations. The President ~~may/ from time~~
11 ~~to time/ issue such regulations as are reasonably necessary~~
12 ~~to implement the provisions of this chapter~~ is hereby
13 authorized to promulgate regulations, in accordance with
14 chapter 1 of title 17 of the Code of the Federated States of
15 Micronesia, implementing the provisions of this chapter,
16 which regulations shall have the force and effect of law."

17 Section 6. Section 208 of title 7 of the Code of the Federated
18 States of Micronesia is hereby amended to read as follows:

19 "Section ~~208~~ 210. Penalties. Any person who obtains
20 ~~naturalization~~ permanent resident alien status through
21 concealment of a material fact or willful misrepresentation
22 in applying for ~~naturalization~~ such status, upon conviction
23 thereof, shall be imprisoned for a period of not more than
24 two years, or fined not more than \$10,000, or both."

25 Section 7. Section 206 of title 7 of the Code of the Federated


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1 States of Micronesia is hereby renumbered as section 208.

2 Section 8. This act shall become law upon approval by the
3 President of the Federated States of Micronesia or upon its becoming
4 law without such approval.

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6 Date: 10-22-93

Introduced by: 
Isaac Figli

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