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A BILL FOR AN ACT

To amend sections 102 and 103 of title 50 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-105, and to add a new section 103 and renumber subsequent sections for the purpose of imposing a \$40 entry fee on all visitors to the Federated States of Micronesia, and for other purposes.

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

1 Section 1. Section 102 of title 50 of the Code of the Federated States of  
2 Micronesia, as amended by Public Law No. 5-105, is hereby further amended to  
3 read as follows:

4 "Section 102. Entry permits -- Required.

5 "No noncitizen, vessel, or aircraft, unless specifically exempted by  
6 applicable law or regulations, shall enter or otherwise remain in the  
7 Federated States of Micronesia without having been issued an  
8 appropriate entry permit except for officials, employees, and  
9 contractual personnel of foreign governments and governmental  
10 regional or international organizations, and their spouses, dependents  
11 and household members, to the extent the President or his designee  
12 determines such exemptions are granted by law or international  
13 treaty obligations of the Federated States of Micronesia. - Entry  
14 permits to visit or otherwise remain in the Federated States of  
15 Micronesia shall be issued by the President or his designee in  
16 accordance with laws and regulations to be promulgated or issued  
17 pursuant to this chapter."

18 Section 2. Title 50 of the Code of the Federated States of Micronesia, as  
19 amended by Public Law No. 5-105, is hereby further amended by adding a new  
20 section 103 and renumbering the subsequent sections to read as follows:

21 Section 103. Entry permits -- Fee and Apportionment.

22 A fee of \$40 shall be paid at the time of issuance of each entry  
23 permit issued pursuant to section 104(1) of this act. The state in  
24 which the entry permit is issued shall receive one half of any fee  
25 collected pursuant to this section.

1 Section 3. Section 103 of title 50 of the Code of the Federated States of  
2 Micronesia, as amended by Public Law No. 5-105, is hereby renumbered and  
3 further amended to read as follows:

4 "Section 1034. Entry permits -- Types.

5 "(1) ~~A permit is not required for a person visiting for 30 days or~~  
6 ~~less. For a visit in excess of 30 days a~~ A permit may be issued to  
7 visit for an a additional period not to exceed ~~60~~ 90 days; except that,  
8 with respect to citizens and nationals of the United States of  
9 America, for the effective period of the Compact of Free Association,  
10 a permit may be issued for the duration of the visit which shall not  
11 exceed 365 days.

12 (2) A visitor's permit for any lawful purpose, including  
13 performance of necessary services on a short-term contractual basis,  
14 may be issued for a period of specified duration reflecting the time  
15 necessary to accomplish the purpose.

16 (3) A student permit shall be issued for a specified duration  
17 reflecting a student's enrollment in a school or educational program.

18 (4) A foreign government official's permit may be issued to any  
19 official, employee, or contractual personnel of a foreign government  
20 or governmental regional or international organization who wishes to  
21 enter the Federated States of Micronesia for purposes of official  
22 governmental activities and who is not entitled to enter the Federated  
23 States of Micronesia without a permit under section 102 of this  
24 chapter.

25 (5) Notwithstanding any provision of subsections (1) and (2) of

1 this section, a person entering the Federated States of Micronesia for  
2 the purpose of engaging in wholesale or retail sales of goods or  
3 services, or for the purpose of taking orders for the purchase of  
4 goods or services, without establishing a place of habitation or a  
5 place of business within the Federated States of Micronesia, shall be  
6 issued a salesperson's permit; PROVIDED, however, that this  
7 subsection shall not apply to any person who has a foreign investor's  
8 permit pursuant to subsection (7) of this section.

9 (6) An alien worker's permit shall be issued to a noncitizen  
10 entering the Federated States of Micronesia upon compliance with all  
11 National laws relating to private or governmental employment for the  
12 period in which the employment of the alien worker is authorized by  
13 contract. The permit shall be renewed upon extension or renewal of  
14 the alien's lawful employment status.

15 (7) A foreign investor's entry permit shall be issued for a specified  
16 duration and may be renewed upon renewal or extension of such  
17 foreign investor's business permit.

18 (8) A researcher's entry permit shall be issued for research in the  
19 fields of endeavor that the President deems in the best interest of and  
20 for the well-being of the citizens of the Federated States of  
21 Micronesia; provided that the President receives from the researcher's  
22 intended place of stay prior permission for his entry. The President  
23 may attach thereto such conditions or restrictions as he deems  
24 necessary.

25 (9) A missionary's permit shall be issued to a duly ordained,

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licensed, and certified minister or clergyman.

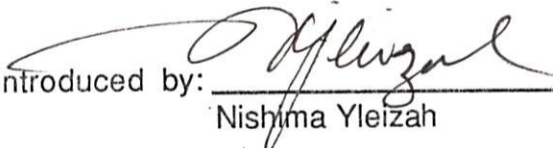
(10) An entry permit shall be issued to a lawful spouse of a citizen. The permit shall be revoked or shall be denied upon a finding that the parties are divorced or irreconcilably separated, or that the citizen-spouse is deceased. The President or his designee has the authority to grant or reissue the permit for indefinite duration upon a finding of hardship.

(11) A dependent's entry permit may be issued to an unmarried child, under the age of 18, of a citizen or a noncitizen spouse subject to the conditions in subsection (10) of this section.

(12) A spouse or unmarried child under the age of 18 of any noncitizen principal listed in this section except subsection (11) may be issued an entry permit for the duration of the principal's entry permit and may be renewed upon renewal of the principal's entry permit.

Section 4. 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: 11/27/95

Introduced by:   
Nishima Yleizah