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A BILL FOR AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia, as amended, by amending section 207, as amended by Public Laws Nos. 5-2, 5-50, 7-6, 7-91, and 9-128, for the purpose of requiring a public official whose appointment is subject to the advice and consent of the Congress to submit his or her resignation no later than 90 days after the President of the Federated States of Micronesia 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
2 Federated States of Micronesia, as amended by Public Laws
3 Nos. 5-2, 5-50, 7-6, 7-91, and 9-128, for the purpose of
4 requiring a public official whose appointment is subject to
5 the advice and consent of the Congress to submit his or her
6 resignation no later than 90 days after the President of the
7 Federated States of Micronesia takes the oath of office, is
8 hereby further amended to read as follows:

9 "Section 207. Appointment authority.

10 (1) The President shall nominate and, with
11 the advice and consent of the Congress, as provided
12 in article X, section 2(d), of the Constitution,
13 shall appoint the secretaries of departments and
14 their deputies, if any, and the heads of the
15 offices of the Attorney General, Budget, Planning
16 and Statistics, Administrative Services, and the
17 Public Defender, and their deputies, if any,
18 including the secretaries, deputies, and heads of
19 departments and offices established by subsequent
20 law; and including the chairman and the members of
21 the Board of Advisors for the Investment
22 Development Fund to be appointed by the President;
23 and including the Federated States of Micronesia
24 members of the Board of Regents of the College of
25 Micronesia; and including the Federated States of

1 Micronesia's deputy ambassadors (assistants to the
 2 ambassadors) and consul generals; provided that
 3 nothing herein shall be construed to require the
 4 appointment of the deputies and deputy ambassadors
 5 (assistants to the ambassadors) and consul generals
 6 named above.

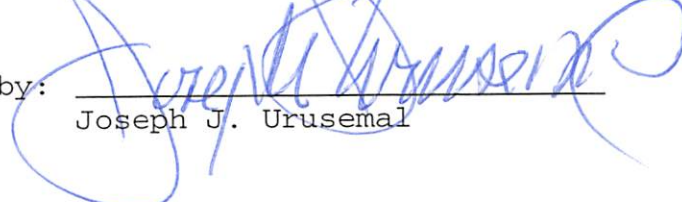
7 (2) The President or his or her designee may
 8 appoint officers and employees not included in
 9 subsection (1) of this section, without advice and
 10 consent of the Congress; provided that such
 11 appointments are not inconsistent with the
 12 provisions of this chapter or other laws of the
 13 Federated States of Micronesia.

14 (3) The President shall not resubmit the
 15 nomination of any person to the Congress for its
 16 action if the same Congress shall have previously
 17 rejected such nomination, unless the Congress shall
 18 by resolution authorize such resubmission.

19 (4) With the exception of the Chief Justice
 20 and Associate Justices of the Supreme Court, the
 21 Public Auditor, ambassadors, members of boards,
 22 commissions, and other entities with fixed terms, a
 23 public official whose appointment is subject to the
 24 advice and consent of the Congress shall submit his
 25 or her resignation no later than ~~30 day after~~

1 ~~successor~~ ~~Congress~~ ~~of~~ ~~the~~ ~~Federated~~ ~~States~~ ~~of~~
 2 ~~Micronesia~~ ~~is~~ ~~organized~~ 90 days after the
 3 President of the Federated States of Micronesia
 4 takes the oath of office, or at the time a new
 5 nominee for such position is confirmed by the
 6 Congress, whichever is earlier. The President may
 7 renominate the same public official for the same
 8 position subject to the advice and consent of the
 9 Congress."

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

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 14 Date: 5/19/97 Introduced by: 
 15 Joseph J. Urusemal
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