A BILL FOR AN ACT

To further amend title 50 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-54, 5-105, 7-23, and 7-38, by further amending section 103, as amended by Public Laws Nos. 5-54 and 5-105, for the purpose of creating a permanent resident alien status, and for other purposes.

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

1 Section 1. Section 103 of title 50 of the Code of the
2 Federated States of Micronesia, as amended by Public Laws Nos.
3 5-54 and 5-105, is hereby further amended to read as follows:
4 "Section 103. Entry permits - Types.
5
6 (1) A permit is not required for a person
7 visiting for thirty days or less. For a visit in
8 excess of thirty days a permit may be issued for an
9 additional period not to exceed sixty days; except
10 that, with respect to citizens and nationals of the
11 United States of America, for the effective period
12 of the Compact of Free Association, a permit may be
13 issued for the duration of the visit which shall
14 not exceed 365 days.
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16 (2) A visitor's permit for any lawful purpose,
17 including performance of necessary services on a
18 short-term contractual basis, may be issued for a
19 period of specified duration reflecting the time
20 necessary to accomplish the purpose.
21
22 (3) A student permit shall be issued for a
23 specified duration reflecting a student's enrollment
24 in a school or educational program.
25
26 (4) A foreign government official's permit may
27 be issued to any official, employee, or contractual
28 personnel of a foreign government or governmental
29 regional or international organization who wishes to
enter the Federated States of Micronesia for purposes of official governmental activities and who is not entitled to enter the Federated States of Micronesia without a permit under section 102 of this chapter.

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

(6) An alien worker's permit shall be issued to a noncitizen entering the Federated States of Micronesia upon compliance with all National laws relating to private or governmental employment for the period in which the employment of the alien worker is authorized by contract. The permit shall be renewed upon extension or renewal of the alien's lawful employment status.
(7) A permanent resident alien's entry permit may be issued if the President determines that:

(a) The alien's presence in the Federated States of Micronesia will substantially benefit the nation's economy;

(b) The alien has demonstrated exceptional ability in a profession, the sciences, or the arts; and

(c) Due to exceptional circumstances, an alien worker's permit under subsection (6) of this section would not be appropriate.

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

(9) A permanent resident foreign investor's entry permit may be issued for the purpose of engaging in a lawful commercial enterprise based in the Federated States of Micronesia, provided that:

(a) The alien has invested or is actively in the process of investing capital in an amount not less than $1,000,000 into that commercial enterprise;

(b) The President determines that the commercial enterprise is likely to result in a net
benefit to the Federated States of Micronesia; and

(c) The commercial enterprise will create
full-time employment for no fewer than 20 citizens
of the Federated States of Micronesia.

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

§11 A missionary's permit shall be issued to
a duly ordained, licensed, and certified minister or
clergyman.

§12 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.

§13 A dependent's entry permit may be
issued to an unmarried child, under the age of
eighteen, of a citizen or a noncitizen spouse
subject to the conditions in subsection (1012) of
this section.

(bb14) A spouse or unmarried child under the
age of eighteen of any noncitizen principal listed
in this section except subsection (1013) 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 2. 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: 6/2/92    Introduced by: Yosiwo P. George