A BILL FOR AN ACT

To further amend title 52 of the Code of the Federated States of Micronesia, as amended, by further amending section 136 to add participation in a State Government Early Retirement Program as a disqualification or bar to employment in the National Public Service System, and for other purposes.

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

Section 1. Section 136 of title 52 of the Code of the Federated States of Micronesia is hereby amended to read as follows:

"Section 136. Disqualification from appointment.

(1) Conviction of a crime of moral turpitude shall not be a bar to employment in the public service unless the nature of the crime renders the candidate clearly unsuitable for the position applied for. The Personnel Officer shall keep a list of positions and disqualifying crimes. A pardon shall operate to remove any bar to employment which would have arisen as a result of the crime for which the pardon was granted.

(2) The Commission of or the attempt to commit any material deception or fraud in connection with any application or examination shall cause removal and permanent disqualification from appointment in the public service, after due notice and hearing by the Personnel Officer.

(3) Participation in a State Government's Early Retirement Program, which program is part of the nation-wide Public Sector Reform Program funded through a loan from the Asian Development Bank, shall be a basis for disqualification from appointment in the public service. Such disqualification shall be
effective for so long as the candidate would have
been disqualified from such appointment if the
candidate had participated in the National Government
Early Retirement Program."
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: 5/4/98

Introduced by: Joseph J. Tediomal
(by request)