A BILL FOR AN ACT

To further amend title 50 of the Code of the Federated States of Micronesia, as amended, by adding a new section 101A for the purpose of adding a definitions section; by further amending section 113, as enacted by Public Law No. 10-14 and as amended by Public Law No. 10-35, for the purpose of changing the administration of the Entry Permit Revolving Fund; by adding a new section 201A for the purpose of adding a definitions section; and by amending section 207 for the purpose of changing the administration of the Passport Revolving Fund; and for other purposes.

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

1 Section 1. Title 50 of the Code of the Federated States of
Micronesia, as amended, is hereby further amended by adding a new
section 101A to read as follows:

"Section 101A. Definitions. As used throughout this
chapter:

(1) 'President or his designee' shall mean the
President of the Federated States of Micronesia or his
written designee, who shall, in all cases, be the
Secretary of the Department of Justice and no other.

(2) 'Delegate' means to delegate, in writing, to the
Secretary of the Department of Justice, which delegation
shall not thereafter be subject to re-delegation by the
Secretary."

2 Section 2. Section 113 of title 50 of the Code of the
Federated States of Micronesia, as enacted by Public Law No. 10-14
and as amended by Public Law No. 10-35, is hereby further amended to
read as follows:

"Section 113. Entry Permit Revolving Fund.

(1) There is created and established the Entry Permit
Revolving Fund separate from the General Fund of the
Federated States of Micronesia and all other funds.

(2) The purpose of the Entry Permit Revolving Fund is
to establish an ongoing revolving fund to allow
appropriations for, and revenue from, the issuance and
renewal of entry permits to be used for entry permit
issuance and renewal.

(3) All future appropriations for, and revenues
received from, the issuance and renewal of entry permits
shall be deposited in the Entry Permit Revolving Fund;
provided, that at no time shall the total amount of
monies in the Entry Permit Revolving Fund exceed $40,000;
and provided further, that any revenues received from the
issuance and renewal of entry permits which would cause
the total amount of monies in the Entry Permit Revolving
Fund to exceed $40,000 shall be deposited in the General
Fund of the Federated States of Micronesia. Any
unexpended monies in the Entry Permit Revolving Fund
shall not revert to the General Fund nor lapse at the end
of the fiscal year.

(4) The Entry Permit Revolving Fund shall be
administered by the [Chief of the Division of
Immigration] Secretary of the Department of Justice. The
[Chief] Secretary shall, not later than 30 days after the
close of each governmental fiscal year, submit to the
[Attorney General] President and the Congress of the
Federated States of Micronesia a complete report of the
activities and condition[s] of the Entry Permit Revolving
Fund for the fiscal year just closed. [The Attorney
General shall, within 30 of days receipt of the report
from the Chief, forward the report to the President and
the Congress of the Federated States of Micronesia.)

(5) The Public Auditor shall audit the Entry Permit
Revolving Fund at such times as the Public Auditor deems
appropriate."

Section 3. Title 50 of the Code of the Federated States of
Micronesia, as amended, is hereby further amended by adding a new
section 201A to read as follows:

"Section 201A. Definitions. As used throughout this
chapter:

(1) 'President or his designee' shall mean the
President of the Federated States of Micronesia or his
written designee, who shall, in all cases, be the
Secretary of the Department of Justice and no other."

Section 4. Section 207 of title 50 of the Code of the
Federated States of Micronesia is hereby amended to read as follows:

"Section 207. Passport Revolving Fund.

(1) There is created and established the Passport
Revolving Fund, hereinafter referred to as the "Fund",
separate from the General Fund of the Federated States of
Micronesia and all other funds.

(2) The purpose of the Fund is to establish an ongoing
revolving fund to allow appropriations for, and revenues
from, the issuance and renewal of passports to be used
for passport issuance and renewal.

(3) All future appropriations for, and revenues
received from, the issuance and renewal of passports shall be deposited in the Fund; provided, that at no time shall the total amount of monies in the Fund exceed $40,000; and provided further, that any revenues received from the issuance and renewal of passports which would cause the total amount of monies in the Fund to exceed $40,000 shall be deposited in the General Fund of the Federated States of Micronesia. Any unexpended monies in this Fund shall not revert to the General Fund nor lapse at the end of the fiscal year.

(4) The Fund shall be administered by the [Chief of the Division of Immigration] Secretary of the Department of Justice of the Federated States of Micronesia. The [Chief] Secretary shall, not later than thirty days after the close of each governmental fiscal year, submit to the [Attorney General] President and the Congress of the Federated States of Micronesia a complete report of the activities and condition of the Fund for the fiscal year just closed. [The Attorney General shall, within thirty days of receipt of the report from the Chief, forward the report to the President and the Congress of the Federated States of Micronesia.]

(5) The Public Auditor shall audit the Fund at such times as the Public Auditor deems appropriate.
Section 5. 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: 02-21-94

Introduced by: Nishine E. Ymizah