January 21, 2011

Honorable Isaac V. Figir
Speaker, Sixteenth Congress
Federated States of Micronesia
Palikir, Pohnpei FSM 96941

Dear Speaker Figir:

I am pleased to inform you that I have designated the following Congressional Act as Public Law No.16-61:

Congressional Act No. 16-63, “AN ACT TO FURTHER AMEND SECTION 207 OF TITLE 2 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, TO CLARIFY THAT AMBASSADORS ARE APPOINTED BY THE PRESIDENT WITH THE ADVICE AND CONSENT OF CONGRESS AND MUST RESIGN AFTER A NEW PRESIDENT TAKES OFFICE, AND FOR OTHER PURPOSES.”

With warm personal regards, I remain,

Sincerely,

Manny Mori
President

Enclosures:

cc: Chief Justice, FSM Supreme Court
    Secretary, Department of Justice
    Director, SBOC
    Legislative Counsel, CFSM
    Library, CFSM
    PIO, FSM
January 18, 2011

His Excellency Manny Mori
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear President Mori:

I have the honor to transmit herewith Congressional Act No. 16-63, "AN ACT TO FURTHER AMEND SECTION 207 OF TITLE 2 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, TO CLARIFY THAT AMBASSADORS ARE APPOINTED BY THE PRESIDENT WITH THE ADVICE AND CONSENT OF CONGRESS AND MUST RESIGN AFTER A NEW PRESIDENT TAKES OFFICE, AND FOR OTHER PURPOSES.", which was passed by the Sixteenth Congress of the Federated States of Micronesia, Sixth Regular Session, 2011, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

Liwiana Ramon Ioanis
Chief Clerk, Congress of the Federated States of Micronesia

Enclosures
An Act

TO FURTHER AMEND SECTION 207 OF TITLE 2 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, TO CLARIFY THAT AMBASSADORS ARE APPOINTED BY THE PRESIDENT WITH THE ADVICE AND CONSENT OF CONGRESS AND MUST RESIGN AFTER A NEW PRESIDENT TAKES OFFICE, AND FOR OTHER PURPOSES.

INTRODUCED BY: SENATOR DION G. NETH
DATE: JANUARY 28, 2010

REFERRED TO: COMMITTEE ON EXTERNAL AFFAIRS
FIRST READING: JANUARY 12, 2011
SECOND READING: JANUARY 17, 2011

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress
ACT NO. 16-63

(CONGRESSIONAL BILL NO. 16-78, C.D.1)

We hereby certify that on January 17 the foregoing act passed Second and Final Reading of the Sixteenth Congress of the Federated States of Micronesia, Sixth Regular Session, 2011, by a two-thirds vote of all the State delegations as required under article IX, section 20, of the Constitution of the Federated States of Micronesia.

Isaac V. Figir
Speaker
Congress of the
Federated States of Micronesia

Liwiana Ramon Ioanis
Chief Clerk
Congress of the
Federated States of Micronesia
SIXTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

THIRD REGULAR SESSION, 2010

CONGRESSIONAL BILL NO. 16-78, C.D.1

AN ACT

To further amend section 207 of title 2 of the Code of the Federated States of Micronesia, as amended, to clarify that ambassadors are appointed by the President with the advice and consent of Congress and must resign after a new President takes office, and for other purposes.

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

1. Section 207 of title 2 of the Code of the
2. Federated States of Micronesia, as amended by Public Laws Nos.
3. 10-55, 11-40, 13-77 and 15-23, is hereby further amended to read
4. as follows:

"Section 207. Appointing Authority.

(1) The President shall nominate and, with the advice
and consent of the Congress, as provided in article X,
section 2(d), of the Constitution, shall appoint
ambassadors, the secretaries of departments and their
deputies, if any, and the head of the office of the
Public Defender, including the secretaries, and heads of
departments and offices established by subsequent law;
and including the chairman and the members of the Board
of Advisors for the Investment Development Fund to be
appointed by the President; and including the Federated
States of Micronesia members of the Board of Regents of
the College of Micronesia; and including the Federated
States of Micronesia's consul generals and the deputy
chiefs of mission of the various embassies and
diplomatic missions.

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

(3) Any nomination submitted to Congress which is not
acted upon within two (2) consecutive sessions of
Congress, not including the session in which Congress
first receives the nomination, or ninety (90) days,
whichever occurs later in time, shall be deemed
rejected. The President shall not resubmit the
nomination of any person to the Congress for its action
if the same Congress shall have previously rejected such
 nomination, unless the Congress shall by resolution
 authorize such resubmission.

(4) With the exception of the Chief Justice and
Associate Justices of the Supreme Court, the Public
Auditor, members of boards, commissions, and other
entities with fixed terms, a public official whose
appointment is subject to the advice and consent of
the Congress shall submit his or her resignation no
later than 90 days after the President of the
Federated States of Micronesia takes the oath of office, or at the time a new nominee for such position is confirmed by the Congress, whichever is earlier. The President may renominate the same public official for the same position subject to the advice and consent of the Congress."

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.

January 21, 2011

Manny Mori
President
Federated States of Micronesia