AN ACT

To amend Public Law No. 1-8, to provide the method of advice and consent, and for other purposes.

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

Section 1. Section 1 of Public Law No. 1-8 is hereby amended as follows:

"Section 1. Appointments to all positions in the Executive Branch or other entities of the Government of the Federated States of Micronesia which require the advice and consent of the Congress of the Federated States of Micronesia shall be made in the following manner:

(1) If the nomination for an appointment to such a position is made during a Session of the Congress, the President shall submit the nomination to the Speaker of the Congress, and advice and consent to the nomination shall be provided by a resolution of the Congress. In such cases, if the Congress fails to take action to either approve or reject a nomination prior to the close of the Regular Session, such nomination shall not be deemed to be either approved or rejected by the Congress.

(2) Except as provided in Subsection (3) of this Section, if the nomination for an appointment to such a position is made while Congress is not in Session, the President shall submit the nomination to the Speaker of the Congress and advice and consent to the nomination shall be provided by at least three votes, each representing a separate state, of a committee authorized by the
Congress to act for and on its behalf in providing advice and consent during such periods; Provided, that if a state is not represented in the voting for any appointment by such committee, an absent member from that state shall designate from his state delegation a member to act in his stead.

(3) Appointments of the Chief Justice and Associate Justices of the Supreme Court may be made only with the advice and consent of 2/3 of 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.

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, 1980

Tosiwo Nakayama
President
Federated States of Micronesia

Passed over Presidential disapproval June __13__, 1980.