



*The President*  
*Palikir, Pohnpei*  
*Federated States of Micronesia*

PRESIDENTIAL COMM. NO. 22-48  
FSM CONGRESS

May 28, 2021

Honorable Wesley W. Simina  
Speaker  
Twenty-Second Congress  
Federated States of Micronesia  
Palikir, Pohnpei FM 96941

Dear Speaker Simina:

I am pleased to transmit the following congressional act, which I have signed to become Public Law No. 22-05:

Congressional Act No. 22-02, entitled: "AN ACT TO FURTHER AMEND SECTION 117 OF TITLE 52 CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC LAW NO. 20-152, TO EXEMPT THE ASSISTANT BUDGET OFFICER OF CONGRESS FROM THE PUBLIC SERVICE SYSTEM ACT, AND FOR OTHER PURPOSES."

I wish to thank the 22<sup>nd</sup> FSM Congress for the passage of this act.

Sincerely,

David W. Panuelo  
President

xc: Chief Justice, FSM Supreme Court





Office of the Chief Clerk

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3

Palikir, Sokehs Pohnpei State, FM 96941

Tel: (691) 320-2324 / 2338 Fax: (691) 320-5122

PRESIDENTIAL COMM. NO. 22-28  
FSM CONGRESS

May 20, 2021

His Excellency David W. Panuelo  
President  
Federated States of Micronesia  
Palikir, Pohnpei FM 96941

RECEIVED  
MAY 20 2021  
Office of the  
President FSM

Dear President Panuelo:

I have the honor to transmit herewith Congressional Act No. 22-02, "AN ACT TO FURTHER AMEND SECTION 117 OF TITLE 52 CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC LAW NO. 20-152, TO EXEMPT THE ASSISTANT BUDGET OFFICER OF CONGRESS FROM THE PUBLIC SERVICE SYSTEM ACT, AND FOR OTHER PURPOSES", which was passed by the Twenty-Second Congress of the Federated States of Micronesia, First Regular Session, 2021, by a two-thirds vote of all the State delegations as required and as duly certified.

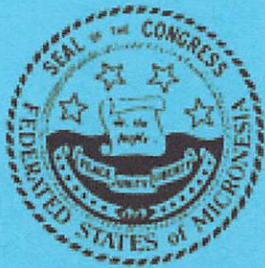
Sincerely yours,

A handwritten signature in black ink, appearing to read "JR", with a long horizontal line extending to the right.

Jessicalynn Reyes  
Chief Clerk, Congress of the  
Federated States of Micronesia

Enclosures





TWENTY-SECOND CONGRESS OF THE  
FEDERATED STATES OF MICRONESIA  
FIRST REGULAR SESSION  
MAY 11 – 30, 2021

PRESIDENTIAL COMM. NO. 22-28  
FSM CONGRESS

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## An Act

TO FURTHER AMEND SECTION 117 OF TITLE 52 CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED BY PUBLIC LAW NO. 20-152, TO EXEMPT THE ASSISTANT BUDGET OFFICER OF CONGRESS FROM THE PUBLIC SERVICE SYSTEM ACT, AND FOR OTHER PURPOSES.

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INTRODUCED BY SENATOR: FLORENCIO S. HARPER

DATE: MAY 13, 2021

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REFERRED TO: COMMITTEE ON JUDICIARY AND GOVERNMENTAL OPERATIONS

WITHDRAWN – MAY 14, 2021

FIRST READING: – MAY 14, 2021

SECOND READING: – MAY 18, 2021

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A handwritten signature in black ink, appearing to read "Jessicalynn Reyes", is written over a horizontal line.

Jessicalynn Reyes  
Chief Clerk, FSM Congress







Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 22-28  
FSM CONGRESS

ACT NO. 22-02

(CONGRESSIONAL BILL NO. 22-08)

We hereby certify that on May 18 the foregoing act passed Second and Final Reading of the Twenty-Second Congress of the Federated States of Micronesia, First Regular Session, 2021, 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.

A blue ink signature of Wesley W. Simina, consisting of a stylized 'W' and 'S'.

Wesley W. Simina  
Speaker  
Congress of the  
Federated States of Micronesia

A black ink signature of Jessicalynn Reyes, featuring a large, flowing 'J' and 'R'.

Jessicalynn Reyes  
Chief Clerk  
Congress of the  
Federated States of Micronesia

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AN ACT

To further amend section 117 of title 52 Code of the Federated States of Micronesia (Annotated), as amended by Public Law No. 20-152, to exempt the Assistant Budget Officer of Congress from the Public Service System Act, and for other purposes.

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

1       Section 1. Section 117 of title 52 of the Code of the  
2 Federated States of Micronesia (Annotated), as amended by Public  
3 Law No. 20-152, is hereby further amended to read as follows:

4               "Section 117. Application of chapter: Exemptions.

5               The National Public Service System shall apply to all  
6 employees of and positions in the Government of the Federated  
7 States of Micronesia now existing or hereafter established  
8 and to all personnel services performed for that Government  
9 except the following, unless this chapter or provisions  
10 thereof are specifically made applicable to them:

11               (1) Members of the Congress of the Federated States of  
12 Micronesia;

13               (2) the President and Vice President of the Federated  
14 States of Micronesia;

15               (3) Justices and other Judges of the National Courts;

16               (4) the legislative counsel, deputy legislative  
17 counsel, director of administration and budget, budget  
18 officer, assistant budget officer, administrator, the

clerk and assistant chief clerk, the Congress Protocol and Information Officer, the Secretary to the Legislative Counsel, the Technology Administrator of the Congress, and the Secretary to the Floor Leader;

(5) the Public Auditor;

(6) the administrative officer of the National Courts;

(7) the special assistants and secretaries to the President and Vice President and the secretaries to the Speaker and Vice-Speaker of the Congress of the Federated States of Micronesia;

(8) persons appointed by the President to fill the following positions: Secretary of the Department of Foreign Affairs, Secretary of the Department of Finance and Administration, Secretary of the Department of Economic Affairs, Secretary of the Department of Transportation, Communication and Infrastructure, Secretary of the Department of Health, Education and Social Affairs, Secretary of the Department of Justice, and the Chief Public Defender, and their deputies, if any;

(9) persons appointed to any other positions by the President with the advice and consent of the Congress;

(10) the Representative in Washington and all ambassadors;

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(11) persons or organizations retained by contract when the Personnel Officer has certified that the service to be performed is special or unique and nonpermanent and is essential to the public interest, and that, because of the degree of expertise or special knowledge required and of the nature of the services to be performed, it would not be practical to obtain personnel to perform such services through normal public service recruitment procedures;

(12) persons presently under contract of employment not included in subsection (11) of this section, during the life of such contract. No contract of employment shall be entered into, renewed, or amended after the effective date of this chapter, except in accordance with the provisions of this chapter;

(13) temporary positions, required in the public interest, for which the need does not exceed six months;

(14) positions requiring part-time or intermittent work which does not exceed sixty hours in any calendar month;

(15) positions filled by inmates, patients, and students of institutions of the Federated States of Micronesia;

(16) members of any board, public corporation, commission, or similar body, in their capacity as such;



(17) officers, faculty, and employees of the Board of Regents and the College of Micronesia;

(18) positions specifically exempted by any other law of the Federated States of Micronesia;

(19) all personnel of the National Weather Service, provided that the National Weather Service shall be administered by the Office of the President."

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.

May 28<sup>th</sup>, 2021



David W. Panuelo  
President  
Federated States of Micronesia