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SECOND CONGRESS OF THE FEDERATED STATES OF MICRONESIA

THIRD REGULAR SESSION, 1982

C.B. No. 2 223

A BILL FOR AN ACT

To give effect to the constitutional provision for the external affairs responsibilities of the executive branch of the National Government of the Federated States of Micronesia; to provide for policies, procedures, and regulations for the implementation thereof; and for other purposes.

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

1 Section 1. General responsibility for external affairs. The
2 Department of External Affairs, under the direction of the President,
3 is responsible for the conduct of relations between the National
4 Government of the Federated States of Micronesia and the State govern-
5 ments; for the conduct of relations of the Federated States of Micro-
6 nesia with foreign governments; governmental, regional, and interna-
7 tional organizations; and quasi-governmental organizations, in ac-
8 cordance with applicable laws, treaties, regulations, and orders; for
9 advising the President; and for advising other governmental officials
10 of policies to be observed toward such other governments and organiza-
11 tions.

12 Section 2. Definitions.

13 (1) "External affairs" refers to foreign affairs as defined
14 in subsection 3 and in addition refers to the conduct of relations
15 between the National Government and the governments of the States of
16 the Federated States of Micronesia and the conduct of relations with
17 the Government of the United States, its subdivisions, and agencies.

18 (2) "External economic assistance" refers to aid in the
19 nature of money, goods, and/or services provided by a foreign govern-
20 ment; governmental, regional, or international organization; or quasi-
21 governmental organization.

22 (3) "Foreign affairs" refers to matters of policy of the
23 Federated States of Micronesia in its relations with foreign governments;
24 governmental, regional, and international organizations; and quasi-
25 governmental organizations.

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1 (4) "Foreign governments" refer to the duly established
2 and recognized governments of sovereign nation states and the
3 governments of commonwealths, territories, and other not fully
4 sovereign entities.

5 (5) "Quasi-governmental organization" refers to an
6 organization associated with a national government, or an organization
7 representing the interests of several nations, which has the
8 authority to conduct governmental affairs within prescribed limita-
9 tions, but does not have the authority to obligate the sovereign
10 powers of the nation or nations.

11 Section 3. Duties and responsibilities of the Department of
12 External Affairs. The Department of External Affairs of the Federated
13 States of Micronesia shall have the following duties and responsi-
14 bilities:

15 (1) Formulation of foreign affairs policies for approval
16 by the President;

17 (2) Execution of foreign affairs policies of the Federated
18 States of Micronesia approved by the President;

19 (3) Conduct of foreign affairs for all levels of govern-
20 ment within the Federated States of Micronesia in accordance with
21 applicable laws, treaties, regulations, and orders;

22 (4) Conduct of relations between the National Government
23 and the governments of the States of the Federated States of
24 Micronesia;

25 (5) Conduct of relations with the Government of the United

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1 States of America, its subdivisions, and agencies, and the Government
2 of the Trust Territory of the Pacific Islands;

3 (6) Conduct of trade relations between the Federated
4 States of Micronesia and foreign governments; governmental, regional,
5 and international organizations; and quasi-governmental organizations;

6 (7) Establishment abroad of such liaison and diplomatic
7 offices of the Federated States of Micronesia as may be necessary;

8 (8) Initiation of all formal investigations and requests
9 for external economic assistance and coordination and negotiation
10 of acceptance of all offers of such assistance; and

11 (9) Coordination of missions abroad by National and State
12 Government officials and employees, and communications relating
13 thereto with foreign governments; governmental, regional, and
14 international organizations; and quasi-governmental organizations.

15 Section 4. International agreements. With the exception of
16 treaties which must be ratified by Congress as provided for in the
17 Constitution, the President, in accordance with the ordinary usage
18 of heads of government or heads of state, and without incurring
19 major financial obligations requiring appropriations, may conclude
20 certain international agreements, including:

21 (1) Those which implement or carry out the terms of a
22 treaty ratified by Congress;

23 (2) Those which carry out the specific requirements of a
24 congressional enactment; and

25 (3) Routine matters falling within the normal scope of the

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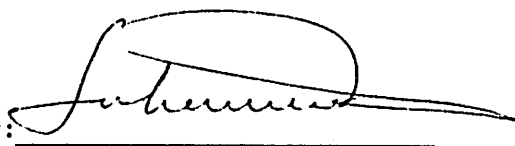
1 executive branch.

2 Section 5. Authority to establish policies and procedures. The
3 Secretary of External Affairs of the National Government of the
4 Federated States of Micronesia is hereby authorized to establish
5 and promulgate written policies and procedures for the purpose of
6 effectuating the duties and responsibilities of the department.

7 Section 6. Regulations. The President is hereby authorized to
8 promulgate regulations implementing the provisions of this act, which
9 regulations shall have the force and effect of law.

10 Section 7. Effective date. This act shall become law upon
11 approval by the President of the Federated States of Micronesia or
12 upon becoming law without such approval.

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14 Date: 5/25/82

Introduced by: 

Luke M. Tman
(by request)

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