4

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

AN ACT

To amend section 207 of title 2 of the Code of the Federated States of Micronesia by adding new subsections requiring certain public officials whose appointments are subject to advice and consent of the Congress to submit their resignations to the President of the Federated States of Micronesia, and for other purposes.

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

- 1 Section 1. Section 207 of title 2 of the Code of the Federated
- 2 States of Micronesia is hereby amended to read as follows:
- 3 "Section 207. Appointment 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 the secretaries of departments and their deputies, if any, and the heads of the offices of the Attorney General, Budget, Planning and Statistics, and the Public Defender, and their deputies, if any, including the secretaries, deputies, and heads of departments and offices established by subsequent law; provided that nothing herein shall be construed to require the appointment of the deputies named above.
 - (2) The President or his designee may appoint officers and employees not included in subsection (1) of this section, without 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.
 - (3) 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.

Public Law No. 3 - 24

CONGRESSIONAL BILL NO. 3-46, C.D.1

1	(4) With the exception of the Chief Justice and
2	Associate Justices of the Supreme Court, the Public
3	Auditor, and members of boards, commissions, and other
4	entities with fixed terms, a public official whose appoint-
5	ment is subject to the advice and consent of the Congress
6	shall submit his resignation no later than 30 days after
7	the inauguration of the President of the Federated States
8	of Micronesia, or at the time a new nominee for such position
9	is confirmed by the Congress, whichever is earlier. The
10	President may renominate the same public official for the same
11	position subject to the advice and consent of the Congress.
12	(5) The provisions of this section shall become effec-
13	tive retroactive to May 1, 1983."
14	Section 2. This act shall become law upon approval by the
15	President of the Federated States of Micronesia or upon its becoming
16	law without such approval.
17	
18	
19	
20	
21	
22	Tosiwo Nakayama President
23	Federated States of Micronesia
24	Congress Override: August 28, 1983
25	