A BILL FOR AN ACT

To amend title 50 of the Code of the Federated States of Micronesia by adding a new chapter 2 for the purpose of authorizing the President to issue passports; to create a revolving fund for the costs of and revenues from the issuance of passports; and for other purposes.

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

Section 1. Title 50 of the Code of the Federated States of Micronesia is hereby amended by adding a new section 201 of chapter 2 to read as follows:

"Section 201. Passport issuance authority. The President or his designee may grant, issue, renew, and verify passports for and on behalf of the Federated States of Micronesia and no other person may grant, issue, or verify such passports."

Section 2. Title 50 of the Code of the Federated States of Micronesia is hereby amended by adding a new section 202 of chapter 2 to read as follows:

"Section 202. Persons entitled to passports. No passport shall be granted to any person other than a citizen of the Federated States of Micronesia unless the President makes a written finding that the issuance of a passport to another person is necessary to the effective administration of the Government of the Federated States of Micronesia."

Section 3. Title 50 of the Code of the Federated States of Micronesia is hereby amended by adding a new section 203 of chapter 2 to read as follows:

"Section 203. Applications; verification; and denial. Application for a passport shall be made in such form and with such information as may be required by the President or his designee. The application and its contents shall be sworn to by the applicant. The giving of any false or
misleading information in the application may be grounds for denial of the passport."

Section 4. Title 50 of the Code of the Federated States of Micronesia is hereby amended by adding a new section 204 of chapter 2 to read as follows:

"Section 204. Fees. Application for a passport shall be accompanied by the payment of a $10 fee. Application for renewal of a valid passport shall be accompanied by a fee of $5. The President may by Executive order or regulation establish different fees for application or renewal. Such fees shall be uniform for all original applications and for all renewal applications. In the event that an original application or renewal application is denied or when a fee is erroneously charged, the President or his designee shall return the fee."

Section 5. Title 50 of the Code of the Federated States of Micronesia is hereby amended by adding a new section 205 of chapter 2 to read as follows:

"Section 205. Duration of passports.

(1) A passport shall be good for a period of 5 years from the date of issuance or renewal, PROVIDED that the President may, in an individual case, issue or renew a passport for a shorter time.

(2) If an individual passport or class of passports is issued or renewed for a diplomatic or other special
purpose, it shall be valid for 5 years or until the holder no longer occupies the diplomatic or other special position, whichever is the shorter time. The holder shall promptly surrender the passport and may make an application for a regular passport which shall be issued, at no fee, as a new passport with a duration of 5 years from the date of issuance."

Section 6. Title 50 of the Code of the Federated States of Micronesia is hereby amended by adding a new section 206 of chapter 2 to read as follows:

"Section 206. Regulations. The President may by regulation provide for the efficient or necessary administration of this chapter, PROVIDED that no formal regulation shall be necessary for the adoption of application forms for the issuance or renewal of passports when such forms require that applicants submit information reasonably necessary for the evaluation of the application or issuance or renewal of a passport."

Section 7. Title 50 of the Code of the Federated States of Micronesia is hereby amended by adding a new section 207 of chapter 2 to read as follows:

"Section 207. Passport revolving fund.

(1) There is hereby created and established the Passport Revolving Fund, called the "Fund" in this chapter, separate from the General Fund of the Federated States of
Micronesia and all other funds.

(2) The purpose of the Fund is to establish an ongoing revolving fund to allow appropriations for, and revenues from, the issuance and renewal of passports to be used for passport issuance and renewal.

(3) All future appropriations for, and revenues received from, the issuance and renewal of passports shall be deposited in the Fund. Any unexpended monies in the Fund shall not revert to the General Fund nor lapse at the end of the fiscal year.

(4) The Fund shall be administered by the President or his designee. Within 60 days after the close of each fiscal year the President or his designee shall submit to the Congress a complete report on the activities and condition of the Fund.

(5) The Public Auditor shall audit the Fund at such times as the Public Auditor deems appropriate."

Section 8. Effective date. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

Date: July 15, 1985

Introduced by: John H. Nagoliam (by request)