A BILL FOR AN ACT

To further amend title 10 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 2-61, 3-4, and 4-66, by repealing chapter 2 in its entirety and enacting a new chapter 2 concerning the privileges and immunities of diplomatic missions and governmental regional or international organizations, and for other purposes.

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

Section 1. Title 10 of the Code of the Federated States of Micronesia is hereby further amended by repealing section 201 of chapter 2 in its entirety and adding a new section 201 of chapter 2 to read as follows:

"Section 201. Privileges and immunities of diplomatic missions. The President of the Federated States of Micronesia is authorized to approve the accreditation of diplomatic missions to the Federated States of Micronesia. When the President has approved the accreditation of such a mission, that mission shall, unless otherwise provided by treaty or law, be granted the privileges and immunities contained within the Vienna Convention on Diplomatic Relations of April 18, 1961."

Section 2. Title 10 of the Code of the Federated States of Micronesia is hereby further amended by repealing section 202 of chapter 2 in its entirety and adding a new section 202 of chapter 2 to read as follows:

"Section 202. Privileges and immunities of governmental regional or international organizations. The President of the Federated States of Micronesia is authorized to designate governmental regional or international organizations entitled to special privileges and immunities within the Federated States of Micronesia. Organizations so designated shall, unless otherwise provided by treaty, executive agreement, or law, receive privileges and
immunities equivalent to those contained in the
Convention on the Privileges and Immunities of the United
Nations of February 13, 1946. The President is authorized
to enter into agreements with such organizations which
provide for more limited privileges and immunities when,
in his judgment, such agreements would be in the interest
of the Federated States of Micronesia but would not
unduly hinder the work of the organization."

Section 3. Title 10 of the Code of the Federated States of
Micronesia is hereby further amended by repealing section 203 of
chapter 2 in its entirety and adding a new section 203 of chapter
2 to read as follows:

"Section 203. Dismissal on motion of actions against
persons entitled to immunity. Any action or proceeding
brought against a person who is entitled to immunity with
respect to such action or proceeding pursuant to this
chapter shall be dismissed. Such immunity may be
established upon motion or suggestion by or on behalf
of the individual, or as otherwise permitted by law or
applicable rules of procedure."

Section 4. Title 10 of the Code of the Federated States of
Micronesia is hereby further amended by repealing section 204
of chapter 2 in its entirety and adding a new section 204 of chapter
2 to read as follows:

"Section 204. Executive discretion. Notwithstanding
any provision in this chapter, the President is empowered
to deny entry to or deport any person otherwise accorded
privileges and immunities pursuant to this chapter upon a
finding by the President that the entry or continued
presence of the person in the Federated States of Micron-
nesia would not be in the best interests of the
Federated States of Micronesia:"

Section 5. Title 10 of the Code of the Federated States of
Micronesia is hereby further amended by repealing section 205 of
chapter 2 in its entirety and adding a new section 205 of chapter 2
to read as follows:

"Section 205. Liability insurance.

(1) All persons receiving privileges and immunities
pursuant to this chapter must comply with any requirements
imposed by the regulations promulgated by the President
pursuant to subsection (2) of this section.

(2) The President shall, in accordance with chapter
1 of title 17 of the Code of the Federated States of
Micronesia, establish liability insurance requirements to
be met by all persons receiving privileges and immunities
pursuant to this chapter. Such liability insurance
requirements shall relate to risks arising from the
operation in the Federated States of Micronesia of any
motor vehicle, vessel, or aircraft.

(3) The President shall take such steps as he may
deem necessary and proper to insure that all persons receiving privileges and immunities pursuant to this chapter who operate motor vehicles, vessels, or aircraft in the Federated States of Micronesia comply with the requirements established pursuant to subsection (2) of this section."

Section 6. 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: 1-19-87

Introduced by: Isaac V. Figit