
A BILL FOR AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 3-24, 4-63, 4-65 and 4-75, by amending further section 207, as amended by Public Laws Nos. 3-24 and 4-63, to extend the time in which certain public officials must submit their resignations, 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, as amended by Public Laws Nos. 3-24 and
3 4-63, is hereby further amended to read as follows:

4 "Section 207. Appointment authority.

5 (1) The President shall nominate and, with the advice
6 and consent of the Congress, as provided in article X,
7 section 2(d), of the Constitution, shall appoint the
8 secretaries of departments and their deputies, if any, and
9 the heads of the offices of the Attorney General, Budget,
10 Planning and Statistics, and the Public Defender, and their
11 deputies, if any, including the secretaries, deputies, and
12 heads of departments and offices established by subsequent
13 law; and including the chairman and the members of the
14 Board of Advisors for the Investment Development Fund to be
15 appointed by the President; provided that nothing herein
16 shall be construed to require the appointment of the
17 deputies named above.

18 (2) The President or his designee may appoint
19 officers and employees not included in subsection (1) of
20 this section, without advice and consent of the Congress;
21 provided that such appointments are not inconsistent with
22 the provisions of this chapter or other laws of the
23 Federated States.

24 (3) The President shall not resubmit the nomination
25 of any person to the Congress for its action if the same

1 Congress shall have previously rejected such nomination,
2 unless the Congress shall by resolution authorize such
3 resubmission.

4 (4) With the exception of the Chief Justice and
5 Associate Justices of the Supreme Court, the Public
6 Auditor, and members of boards, commissions, and other
7 entities with fixed terms, a public official whose
8 appointment is subject to the advice and consent of the
9 Congress shall submit his resignation no later than ~~30~~ 90
10 days after the inauguration of the President of the
11 Federated States of Micronesia, or at the time a new
12 nominee for such position is confirmed by the Congress,
13 whichever is earlier. The President may renominate the
14 same public official for the same position subject to the
15 advice and consent of the Congress.

16 (5) The provisions of this section shall become
17 effective retroactive to May 1, 1983."

18 Section 2. This act shall become law upon approval by the
19 President of the Federated States of Micronesia or upon its becoming
20 law without such approval.

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22 Date: May 28/87
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Introduced by: Claude H. Phillip
Claude H. Phillip
(by request)

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