A BILL FOR AN ACT

To further amend title 52 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 3-73 and 4-114, by amending section 117 for the purpose of exempting Congress staff attorneys from the Public Service System, and for other purposes.

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

1. Section 1. Section 117 of title 52 of the Code of the Federated States of Micronesia is hereby amended to read as follows:

"Section 117. Application of chapter; Exemptions. The National Public Service System shall apply to all employees of and positions in the central Government of the Federated States of Micronesia now existing or hereafter established and to all personnel services performed for that Government except the following, unless this chapter or provisions thereof are specifically made applicable to them:

(1) members of the Congress of the Federated States of Micronesia;

(2) the President and Vice President of the Federated States of Micronesia;

(3) Justices and other Judges of the National Courts;

(4) the legislative counsel, the staff attorneys, and the Clerk of the Congress;

(5) the Public Auditor;

(6) the administrative officer of the National Courts;

(7) the special assistants and secretaries to the President and Vice President;

(8) persons appointed by the President to fill the following positions: Secretary of External Affairs, Secretary of Finance, Secretary of Resources and Develop-
ment, Secretary of Social Services, Budget Officer,
Information Officer, Personnel Officer, National Planner,
Attorney General, and Public Defender, and their deputies,
if any;

(9) persons appointed to any other positions by the
President with the advice and consent of the Congress;

(10) the Liaison Officer in Washington and all
ambassadors;

(11) persons or organizations retained by contract
when the Personnel Officer has certified that the service
to be performed is special or unique and nonpermanent and
is essential to the public interest, and that, because of
the degree of expertise or special knowledge required and
the nature of the services to be performed, it would not
be practical to obtain personnel to perform such services
through normal public service recruitment procedures;

(12) persons presently under contract of employment
not included in subsection (11) of this section, during
the life of such contract. No contract of employment
shall be entered into, renewed, or amended after the
effective date of this chapter, except in accordance with
the provisions of this chapter;

(13) temporary positions, required in the public
interest, for which the need does not exceed six months;

(14) positions requiring part-time or intermittent
work which does not exceed sixty hours in any calendar month;

(15) positions filled by inmates, patients, and students of institutions of the Federated States of Micronesia;

(16) members of any board, public corporation, commission, or similar body, in their capacity as such;

(17) officers, faculty, and employees of the Board of Regents and the College of Micronesia; and

(18) positions specifically exempted by any other law of the Federated States of Micronesia."

Section 2. 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 21, 1987

Introduced By: Nick Boen