AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-2 and 5-21, by further amending section 207, as amended by Public Law No. 5-2, to require the advice and consent of the Congress for appointments to the Board of Regents of the College 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 States of Micronesia, as amended by Public Law No. 5-2, is hereby further amended to read as follows:

"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, Administrative Services, and the Public Defender, and their deputies, if any, including the secretaries, deputies, and heads of departments and offices established by subsequent law; and including the chairman and the members of the Board of Advisors for the Investment Development Fund to be appointed by the President; and including the Federated States of Micronesia members of the Board of Regents of the College of Micronesia; 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.

(4) With the exception of the Chief Justice and
Associate Justices of the Supreme Court, the Public
Auditor, and members of boards, commissions, and other
entities with fixed terms, a public official whose
appointment is subject to the advice and consent of the
Congress shall submit his resignation no later than 90 days
after the President of the Federated States of Micronesia
takes the oath of office, or at the time a new nominee for
such position is confirmed by the Congress, whichever is
earlier. The President may renominate the same public
official for the same position subject to the advice and
consent of the Congress."
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.

June 30, 1988

John R. Ngaligog
President
Federated States of Micronesia