AN ACT

To further amend title 50 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-54 and 5-105, by further amending section 104, as amended by Public Law No. 5-105, to require noncitizens to leave the jurisdiction of the Federated States of Micronesia and return to his country of origin in order to change immigration status, without exception, and for other purposes.

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

Section 1. Section 104 of title 50 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-105, is hereby further amended to read as follows:

"Section 104. Entry permits - Duration; Habitual residence; Change of status.

(1) Unless otherwise specified, all entry permits are limited to one year maximum period with provision for renewal.

(2) A noncitizen who remains in the Federated States of Micronesia as a visitor under section 103(1) for 1 year or more shall be classified as a habitual resident. A habitual resident may be present in the Federated States of Micronesia only for 30 day visits as permitted by section 103(1) of this chapter or for a longer period of time as permitted by section 103(2), (3), (4), (5), (6), (7), (8), (9), (10), (11) or (12) of this chapter.

(3) The immigration status of any noncitizen entering or residing in the Federated States of Micronesia may not be changed during his stay in the Federated States of Micronesia except upon written authorization by the President or his designee. For the noncitizen to change status, he shall be required to leave the jurisdiction of
the Federated States of Micronesia and return to his country
of origin and upon re-entry apply for a permit reflecting
his changed status. Departure from the jurisdiction of the
Federated States of Micronesia is required in addition to,
and not as a substitute for, any requirements of the
desired new status. The President may impose conditions
for such change of status. Marriage to an FSM citizen is
not a basis for waiving the requirements of this section."

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.

Bailey Olter
President
Federated States of Micronesia

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