

*Ex APTF*

A BILL FOR AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia, as amended, by further amending section 207, as amended by Public Laws Nos. 5-2, 5-50, 7-6 and 7-91, to make appointments to the Deputy Chief of Mission positions require the advice and consent of the Congress, 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. 5-2, 5-50,  
3 7-6 and 7-91, 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,  
9 the Deputy Chief of Mission positions and their deputies, if  
10 any, and the heads of the offices of the Attorney General,  
11 Budget, Planning and Statistics, Administrative Services,  
12 and the Public Defender, and their deputies, if any,  
13 including the secretaries, deputies, and heads of depart-  
14 ments and offices established by subsequent law; and  
15 including the chairman and the members of the Board of  
16 Advisors for the Investment Development Fund to be appointed  
17 by the President; and including the Federated States of  
18 Micronesia members of the Board of Regents of the College  
19 of Micronesia; provided that nothing herein shall be  
20 construed to require the appointment of the deputies named  
21 above.

22               (2) The President or his or her designee may appoint  
23 officers and employees not included in subsection (1) of  
24 this section, without advice and consent of the Congress;  
25 provided that such appointments are not inconsistent with

1 the provisions of this chapter or other laws of the  
2 Federated States.

3 (3) The President shall not resubmit the nomination  
4 of any person to the Congress for its action if the same  
5 Congress shall have previously rejected such nomination,  
6 unless the Congress shall by resolution authorize such  
7 resubmission.


8 (4) With the exception of the Chief Justice and  
9 Associate Justices of the Supreme Court, the Public Auditor,  
10 ambassadors, members of boards, commissions, and other  
11 entities with fixed terms, a public official whose appoint-  
12 ment is subject to the advice and consent of the Congress  
13 shall submit his or her resignation no later than 90 days  
14 after the President of the Federated States of Micronesia  
15 takes the oath of office, or at the time a new nominee for  
16 such position is confirmed by the Congress, whichever is  
17 earlier. The President may renominate the same public  
18 official for the same position subject to the advice and  
19 consent of the Congress."

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

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24 Date: 5-28-93

Introduced by:

  
Isaac V. Figir

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