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A BILL FOR AN ACT

To further amend title 10 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-97, 6-50 and 6-51, by further amending section 503, as amended by Public Law No. 6-51, for the purpose of prohibiting the Government of the Federated States of Micronesia from engaging in any international agreement or treaty which will not expire before the end of the Compact period, and for other purposes.

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

1           Section 1. Section 503 of title 10 of the Code of the Federated  
2 States of Micronesia, as amended by Public Law No. 6-51, is hereby  
3 further amended to read as follows:

4           "Section 503. Foreign affairs duties and responsibilities  
5 of the Secretary of External Affairs.

6           (1) The Secretary of External Affairs of the National  
7 Government of the Federated States of Micronesia, subject  
8 to the ultimate authority of the President, shall have the  
9 following duties and responsibilities to be exercised in  
10 accordance with applicable National laws, treaties,  
11 regulations, and orders:

12                   (a) formulation of foreign affairs policies for  
13 review and approval or disapproval by the President;

14                   (b) execution of foreign affairs policies of the  
15 Federated States of Micronesia approved by the President;

16                   (c) conduct of foreign affairs for all levels of  
17 government within the Federated States of Micronesia;

18                   (d) establishment abroad of such diplomatic  
19 missions and representative, consular, and such other  
20 offices of the National Government of the Federated States  
21 of Micronesia as may be necessary and supervision of the  
22 heads and staff of such missions and offices and other  
23 National Government officials or staff assigned to or  
24 connected with such missions or offices;

25                   (e) initiation of official inquiries or requests

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1 for foreign assistance and coordination and negotiation of  
2 acceptance of all offers of such assistance;

3 (f) coordination of visiting missions abroad by  
4 National and State Governments, and communications relating  
5 thereto with foreign governments, governmental regional and  
6 international organizations, and quasi-governmental  
7 organizations;

8 (g) coordination of the activities of visiting  
9 missions to the Federated States of Micronesia by officials  
10 and employees of foreign governments, governmental regional  
11 and international organizations, and quasi-governmental  
12 organizations, and communications relating thereto with  
13 such governments and organizations;

14 (h) in accordance with the ordinary principles  
15 of international law and the ordinary custom of ministers  
16 of foreign affairs, receive heads of missions and  
17 representatives to be accredited to the Federated States of  
18 Micronesia; and accept, approve, or consent to the  
19 assignment of members of the staff to any permanent mission  
20 or other office of a foreign government, a governmental  
21 regional or international organization, or a  
22 quasi-governmental organization that will be located in the  
23 Federated States of Micronesia or the assignment of a  
24 representative from such government or organization; and,  
25 when appropriate, declare such persons persona non grata or

1 unacceptable; and

2 (i) exercise of full powers to represent the  
3 Federated States of Micronesia in negotiating, adopting or  
4 authenticating the text of a treaty, for expressing the  
5 consent of the Federated States of Micronesia to be bound  
6 by a treaty, or for accomplishing any other act with  
7 respect to a treaty except that the Government of the  
8 Federated States of Micronesia shall not propose, submit,  
9 negotiate, sign, ratify or otherwise enter into any  
10 international agreement or treaty which does not by its  
11 terms expire before the end of the period of the Compact of  
12 Free Association with the United States.

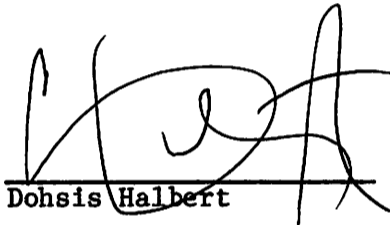
13 (2) The Secretary of External Affairs may authorize  
14 other officials and employees of the Department of External  
15 Affairs to act on his behalf in carrying out specific  
16 duties and responsibilities provided for in subsection (1)  
17 of this section and in section 504 and may authorize other  
18 National or State Government officials to act on his behalf  
19 with respect to such matters as he may from time to time  
20 deem appropriate.

21 (3) The Deputy Secretary of External Affairs shall  
22 exercise the duties and responsibilities of the Secretary  
23 of External Affairs in his absence or in the event the  
24 Secretary of External Affairs dies, resigns, or is unable  
25 to discharge the duties and responsibilities of his office

1 as determined by the President. Notwithstanding section  
 2 208 of title 2 of this Code, if the office of the Secretary  
 3 becomes vacant and the office of Deputy Secretary is not  
 4 vacant, the Deputy Secretary shall assume the duties and  
 5 responsibilities of the Secretary until a successor to the  
 6 Secretary has been confirmed by Congress. This subsection  
 7 shall not apply if the Deputy Secretary is prohibited from  
 8 assuming these duties and responsibilities pursuant to  
 9 section ~~303~~ 502 of title 3 of this Code."

10 Section 2. This act shall become law upon approval by the  
 11 President of the Federated States of Micronesia or upon its becoming  
 12 law without such approval.

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 14 Date: 10-22-93

Introduced by:   
 Dohsis Halbert

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