A BILL FOR AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia, as amended, by amending section 209; to further amend title 3 of the Code of the Federated States of Micronesia, as amended, by amending section 301; to further amend title 4 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-12, 5-125, 5-135, 6-102 and 7-30, by amending section 108; and 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 adding a new section 403 for the purpose of remuneration to the President, Vice-President, Speaker, Chief Justice in office and former President of the Federated States of Micronesia; and for other purposes.

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

1. Section 209 of title 2 of the Code of the Federated States of Micronesia is hereby further amended to read as follows:

"Section 209. Salaries of the President and Vice President. As of the date of the commencement of their terms of office, the President of the Federated States of Micronesia shall receive a salary of $32,000 60,000 per annum, and the Vice President shall receive a salary of $20,000 50,000 per annum. The President or Vice President shall continue to receive the salary set hereby until their successors take office. Should a vacancy in either office occur, the successor shall be entitled to the salary attendant to the office assumed as of the date of succession."

2. Section 301 of title 3 of the Code of the Federated States of Micronesia is hereby further amended to read as follows:

"Section 301. Compensation levels. Upon the presentation of credentials and qualification thereof, a Member of the Congress of the Federated States of Micronesia shall be entitled to receive compensation at a rate of $27,000 30,000 per annum as of the date his term of office begins and shall remain eligible therefor until the Member's term expires or until a vacancy has been declared in his or her office. The Speaker, upon
his election as the Speaker, shall be entitled to
receive compensation at the rate of $30,000 per
annum and shall remain eligible therefor until a new
Speaker assumes the office or until a vacancy in the
Office of Speaker has been declared. A Member appointed
or elected to fill a vacancy in the Congress shall be
entitled to receive compensation upon taking the oath of
office as a Member of the Congress. The official
expense allowance shall not exceed $3,000."

Section 3. Section 108 of title 4 of the Code of the
Federated States of Micronesia, as amended by Public Laws Nos.
5-12, 5-125, 5-135, 6-102 and 7-30, is hereby further amended to
read as follows:

"Section 108. Compensation of the judiciary.

(1) Salaries. The Chief Justice of the Supreme
Court of the Federated States of Micronesia shall
receive a salary of $60,000 per annum. The
Associate Justices of the Supreme Court shall receive a
salary of $50,000 per annum.

(2) Overtime compensation. No justices of the
Supreme Court shall be entitled to any form of
additional compensation for any work performed in excess
of 40 hours per week.

(3) Health insurance. Each Justice of the Supreme
Court shall be entitled to participate in the National
Government group health insurance program in effect
during his tenure in office, under the same terms and
conditions which apply to employees of the National
Public Service System.

(4) Housing. Furnished housing and utilities shall
be provided without cost to each Justice of the Supreme
Court.

(5) Vehicle. Each Justice of the Supreme Court
shall be provided with a Government automobile at his
duty station, which shall be used primarily for official
business.

(6) Recruitment expenses.

(a) Each Justice of the Supreme Court shall be
entitled to whatever recruitment expenses are available
to regular Government prime contract employees at the
time he is confirmed, under the same terms and
conditions which apply to employees of the National
Public Service System.

(b) For the purpose of determining the
benefits available pursuant to this subsection, the
dependents, if any, of each Justice shall be determined
in accordance with subsection (9) of this section.

(c) The shipment of household goods and
personal effects for each Justice must commence within
two years of the date of entry on duty of the Justice,
notwithstanding any contrary provisions of the standard
Government prime contract.

(d) Notwithstanding any contrary provisions of this section, the household goods and personal effects of any Justice confirmed after the effective date of the act from which this section derives, must be shipped to his duty station within the time limit applicable to regular Government prime contract employees at the time he is confirmed.

(7) Repatriation expenses.

(a) Whenever a Justice of the Supreme Court shall retire or otherwise terminate his service as a Justice of the Court, he shall be entitled to whatever repatriation expenses are available to regular Government prime contract employees at the time he terminates his service, under the same terms and conditions which apply to employees of the National Public Service System; provided, however, that for the purpose of determining the benefits available pursuant to this section, the dependents, if any, of each Justice shall be determined in accordance with subsection (9) of this section.

(b) The provisions of this subsection shall not apply to any Justice who terminates his service as a Justice of the Supreme Court due to impeachment.
(8) Life insurance. Each Justice of the Supreme Court shall be entitled to participate in the National Government group life insurance program in effect during his tenure in office, under the same terms and conditions which apply to employees of the National Public Service System.

(9) Dependents. As used in this section, the term "dependents" is limited to the spouses and children of Justices; provided, that no child shall be considered a dependent after he graduates from undergraduate school, is married, or reaches the age of twenty-two years, whichever occurs first.

(10) Compensation limitations. No Justice of the Supreme Court shall be entitled to any benefits, remuneration, salary, or any other form of compensation except as provided by this section.

(11) Retroactivity. The provisions of this section shall be retroactive to the date of confirmation by the Congress of the Federated States of Micronesia of each Justice of the Supreme Court; provided, that in no event shall any monetary payment be permitted for any form of compensation hereby made retroactively available, but not received during the fiscal year in which the right to such compensation accrued."

Section 4. Title 10 of the Code of the Federated States of
Micronesia, as amended by Public Laws Nos. 5-97, 6-50 and 6-51, is hereby further amended by adding a new section 403 of chapter 4 to read as follows:

"Section 403. Ambassador-at-large. Former Presidents of the Federated States of Micronesia shall be accorded the status of ambassadors-at-large, with the following privileges and responsibilities:

(1) They shall be entitled to receive annual compensation in the amount of one-half the current compensation of the President of the Federated States of Micronesia, which compensation shall be reduced by half if they hold any other appointed or elected National position for which they receive compensation;

(2) They shall be entitled to undertake any special and temporary diplomatic missions which are authorized in writing by the President;

(3) They shall be entitled to receive official visitors as the representative of the President, and to conduct discussions on matters of importance to the Nation, and to communicate the substance and conclusions of any discussions directly to the President;

(4) They shall be entitled to decline any particular assignment without affecting their status or compensation:"

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Section 5. 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: 12/9/94

Introduced by: Joseph J. Urusemal (by request)