A BILL FOR AN ACT

To amend sections 102 and 103 of title 50 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-105, and to add a new section 103 and renumber subsequent sections for the purpose of imposing a $40 entry fee on all visitors to the Federated States of Micronesia, and for other purposes.

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

1. Section 102 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 102. Entry permits -- Required.

"No noncitizen, vessel, or aircraft, unless specifically exempted by applicable law or regulations, shall enter or otherwise remain in the Federated States of Micronesia without having been issued an appropriate entry permit except for officials, employees, and contractual personnel of foreign governments and governmental regional or international organizations, and their spouses, dependents and household members, to the extent the President or his designee determines such exemptions are granted by law or international treaty obligations of the Federated States of Micronesia. Entry permits to visit or otherwise remain in the Federated States of Micronesia shall be issued by the President or his designee in accordance with laws and regulations to be promulgated or issued pursuant to this chapter."

2. Title 50 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-105, is hereby further amended by adding a new section 103 and renumbering the subsequent sections to read as follows:

Section 103. Entry permits -- Fee and Apportionment.

A fee of $40 shall be paid at the time of issuance of each entry permit issued pursuant to section 104(1) of this act. The state in which the entry permit is issued shall receive one half of any fee collected pursuant to this section.
Section 3. Section 103 of title 50 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-105, is hereby renumbered and further amended to read as follows:

"Section 103. Entry permits -- Types.

(1) A permit is not required for a person visiting for 30 days or less. For a visit in excess of 30 days a permit may be issued to visit for an additional period not to exceed 60 days; except that, with respect to citizens and nationals of the United States of America, for the effective period of the Compact of Free Association, a permit may be issued for the duration of the visit which shall not exceed 365 days.

(2) A visitor's permit for any lawful purpose, including performance of necessary services on a short-term contractual basis, may be issued for a period of specified duration reflecting the time necessary to accomplish the purpose.

(3) A student permit shall be issued for a specified duration reflecting a student's enrollment in a school or educational program.

(4) A foreign government official's permit may be issued to any official, employee, or contractual personnel of a foreign government or governmental regional or international organization who wishes to enter the Federated States of Micronesia for purposes of official governmental activities and who is not entitled to enter the Federated States of Micronesia without a permit under section 102 of this chapter.

(5) Notwithstanding any provision of subsections (1) and (2) of
this section, a person entering the Federated States of Micronesia for
the purpose of engaging in wholesale or retail sales of goods or
services, or for the purpose of taking orders for the purchase of
goods or services, without establishing a place of habitation or a
place of business within the Federated States of Micronesia, shall be
issued a salesperson's permit; PROVIDED, however, that this
subsection shall not apply to any person who has a foreign investor's
permit pursuant to subsection (7) of this section.

(6) An alien worker's permit shall be issued to a noncitizen
entering the Federated States of Micronesia upon compliance with all
National laws relating to private or governmental employment for the
period in which the employment of the alien worker is authorized by
contract. The permit shall be renewed upon extension or renewal of
the alien's lawful employment status.

(7) A foreign investor's entry permit shall be issued for a specified
duration and may be renewed upon renewal or extension of such
foreign investor's business permit.

(8) A researcher's entry permit shall be issued for research in the
fields of endeavor that the President deems in the best interest of and
for the well-being of the citizens of the Federated States of
Micronesia; provided that the President receives from the researcher's
intended place of stay prior permission for his entry. The President
may attach thereto such conditions or restrictions as he deems
necessary.

(9) A missionary's permit shall be issued to a duly ordained,
licensed, and certified minister or clergyman.

(10) An entry permit shall be issued to a lawful spouse of a citizen. The permit shall be revoked or shall be denied upon a finding that the parties are divorced or irreconcilably separated, or that the citizen-spouse is deceased. The President or his designee has the authority to grant or reissue the permit for indefinite duration upon a finding of hardship.

(11) A dependent's entry permit may be issued to an unmarried child, under the age of 18, of a citizen or a noncitizen spouse subject to the conditions in subsection (10) of this section.

(12) A spouse or unmarried child under the age of 18 of any noncitizen principal listed in this section except subsection (11) may be issued an entry permit for the duration of the principal's entry permit and may be renewed upon renewal of the principal's entry permit.

Section 4. 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: 11/27/95

Introduced by: Nishiima Yelizah