

A BILL FOR AN ACT

To further amend section 207 of title 2 of the Code of the Federated States of Micronesia (Annotated), as amended by Public Law No. 21-236, to clarify that only the appointment of the Chiefs of Mission of diplomatic missions and consul generals is subject to the advice and consent of 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  
2 Federated States of Micronesia (Annotated), as amended by Public  
3 Law No. 21-236, is hereby amended to read as follows:

4           "Section 207. Appointing 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  
8 ambassadors, the secretaries of departments and their  
9 deputies, if any, and the head of the office of the Public  
10 Defender, including the secretaries, and heads of  
11 departments and offices established by subsequent law; and  
12 including the chairman and the members of the Board of  
13 Advisors for the Investment Development Fund to be  
14 appointed by the President; and including the Federated  
15 States of Micronesia members of the Board of Regents of  
16 the College of Micronesia; and including the Federated  
17 States of Micronesia's consul generals [~~and the deputy~~

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1 ~~chiefs of mission of the various embassies and diplomatic~~  
2 ~~missions].~~

3 (2) The President or his or her designee may appoint  
4 officers and employees not included in subsection (1) of  
5 this section, without the advice and consent of the  
6 Congress; provided that such appointments are not  
7 inconsistent with the provisions of this chapter or other  
8 laws of the Federated States of Micronesia.

9 (3) Any nomination submitted to Congress which is not  
10 confirmed within two consecutive sessions of Congress,  
11 including the session in which Congress first receives the  
12 nomination, or 30 days, whichever occurs later in time,  
13 shall be deemed rejected. A nomination submitted when  
14 Congress is not in session shall, for the purposes of this  
15 section, be deemed to have been received on the first day  
16 of the following session. The President shall not  
17 resubmit the nomination of any person to the Congress for  
18 its action if the same Congress shall have previously  
19 rejected such nomination, unless the Congress shall by  
20 resolution authorize such resubmission.

21 (4) With the exception of the Chief Justice and  
22 Associate Justices of the Supreme Court, the Public  
23 Auditor, members of boards, commissions, and other  
24 entities with fixed terms, a public official whose  
25 appointment is subject to the advice and consent of the

1 Congress shall submit his or her resignation no later than  
2 90 days after the President of the Federated States of  
3 Micronesia takes the oath of office, or at the time a new  
4 nominee for such position is confirmed by the Congress,  
5 whichever is earlier. The President may renominate the  
6 same public official for the same position subject to the  
7 advice and consent of the Congress."

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

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12 Date: 5/14/24

Introduced by: /s/ Peter M. Christian  
Peter M. Christian

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