A BILL FOR AN ACT

To further amend title 4 of the Code of the Federated States of Micronesia, as amended, by amending section 108, to increase the salaries of the Chief Justice and Associate Justice of the Supreme Court of the Federated States of Micronesia, and for other purposes.

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

Section 1. Section 108 of title 4 of the Code of the Federated States of Micronesia is hereby 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 $[40,000] 45,000 per annum. The Associate Justices of the Supreme Court shall receive a salary of $[38,000] 43,000 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 2. This act shall take effect upon its approval by the President, or upon its becoming law without such approval,
except as otherwise provided by law.

Date: 2/1/07

Introduced by: /s/ Simiram Sipenuk

Simiram Sipenuk
(by request)