STANDING COMMITTEE REPORT NO. 15-21

RE: C.R. NO. 15-29/W&M

SUBJECT: NOMINATION OF EVELYN ADOLPH TO BE A MEMBER

OF THE COMPACT MANAGEMENT BOARD

JULY <u>21</u>, 2007

The Honorable Isaac Figir Speaker, Fifteenth Congress Federated States of Micronesia First Special Session, 2007

Dear Mr. Speaker:

Your Committee on Ways and Means ("W&M"), to which was referred Presidential Communication No. 15-39, regarding the change of nomination of Ms. Evelyn Adolph from a nomination to JEMCO to a nomination to the Compact Board of Management.

"A RESOLUTION CONFIRMING THE NOMINATION OF EVELYN ADOLPH TO BE A MEMBER OF THE COMPACT MANAGEMENT BOARD PURSUANT TO SECTION 1503 (1) (B) OF TITLE 55 OF THE FSM CODE.",

begs leave to report as follows:

The President seeks to appoint Ms. Evelyn to the Compact Board of Management ("Board") in order to secure her as an FSM representative to JEMCO. There is urgency in this request, as there is a JEMCO meeting in August.

The President initially nominated Ms. Adolph directly to JEMCO, but the current Title 55 of the Code of the Federated States of Micronesia does not permit such nominations. However, Title 55 section 1503(1)(b) does provide for the President to nominate a new member to the Board of Compact Management, subject to the advice and consent of Congress. Once appointed to the Board, the President may appoint a Board member appointed under section 1503(1)(b) to be one of the FSM's representatives to JEMCO.

Pursuant to Title 55 section 1503(3) CMB members serve at the pleasure of the appointing authority, except that the term cannot be less than one year. The Attorney General maintains that as this is a new

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administration the terms of the two previous members (Anefal and Andon) expired with the outgoing Administration. Furthermore, she maintains that since both members resigned in writing when they left the previous administration, those resignations in themselves should serve also as resignations from the Board.

Due to the request for a change in nomination occurring so late in the first special session, Your Committee did not have sufficient time to hold a public hearing on the matter. However, Ms. Adolph's resume, combined with her admirable working reputation and with the experience your Committee members have had dealing with Ms. Adolph, lead to the recommendation of Ms. Adolph to this position.

Your Committee has full confidence in Ms. Adolph as a member of the Compact Board of Management.

Your Committee suggests that given Ms. Adolph's skills, she be involved in writing the FSM's annual report. Your Committee also encourages Ms. Adolph to use her negotiating skills to ensure that JEMCO meetings produce not only resolutions, but records of meetings, agreed by both the US and FSM representatives.

Your committee is in accord with the resolution as introduced recommends its adoption.

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Respectfully submitted,	
/s/ Dohsis Halbert	/s/ Roosevelt D. Kansou
Dohsis Halbert, chairman	Roosevelt D. Kansou, vice chairman
/s/ Moses A. Nelson	
Moses A. Nelson, member	Fredrico O. Primo, member
/s/ Peter Sitan	
Peter Sitan, member	Joseph J. Urusemal, member
Claude H. Phillip, member	