



*The President*  
*Palikir, Pohnpei*  
*Federated States of Micronesia*

October 16, 2009

**PRESIDENTIAL COMM. NO. 16-94**  
**FSM CONGRESS**

The Honorable Isaac V. Figir  
Speaker  
16<sup>th</sup> FSM Congress  
Palikir, Pohnpei State, FM 96941

Dear Speaker Figir:

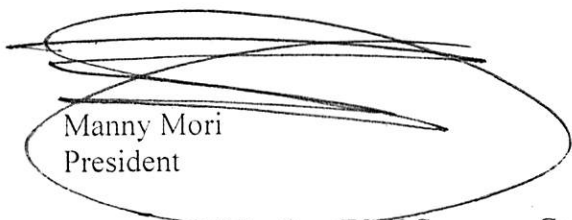
I am pleased to inform you that I have designated the following Congressional Act as Public Law No. 16-15:

Congressional No. 16-13, "AN ACT TO FURTHER AMEND TITLE 52 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTION 145 SUBSECTION 1 THEREOF, TO DELETE MATERNITY AS A REASON FOR LEAVE OF ABSENCE, AND BY ADDING A NEW SUBSECTION 3 TO ALLOW PAID MATERNITY LEAVE FOR PUBLIC EMPLOYEES OF THE NATIONAL GOVERNMENT, AND FOR OTHER PURPOSES."

This issue of maternity leave has been a reoccurring concern that has resurfaced on several occasions and was left without any further attention. I am quite pleased that Congress has finally revisited the issue and deliberated on the potential implications it may have on the operation of our government. I am hopeful, with this new law, eligible employees for maternity leave will assist them cope with their new born baby and at the same time keep them productive in our government and responsible parents at home.

Now that Congress has acted upon maternity leave, my concern now rests on paternity leave. Perhaps equal consideration and treatment should likewise be afforded by Congress in due time.

Sincerely,



Manny Mori  
President

xc: Chief Justice, FSM Supreme Court  
Secretary, Department of Justice  
Director, Office of SBOC  
**Legislative Counsel, CFSM**  
Library, CFSM  
PIO, FSM





CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 16-94  
FSM CONGRESS

Office of the Chief Clerk

October 05, 2009.



His Excellency Manny Mori  
President  
Federated States of Micronesia  
Palikir, Pohnpei FM 96941

Dear President Mori:

I have the honor to transmit herewith Congressional Act No. 16-13, "AN ACT TO FURTHER AMEND TITLE 52 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTION 145 SUBSECTION 1 THEREOF, TO DELETE MATERNITY AS A REASON FOR LEAVE OF ABSENCE, AND BY ADDING A NEW SUBSECTION 3 TO ALLOW PAID MATERNITY LEAVE FOR PUBLIC EMPLOYEES OF THE NATIONAL GOVERNMENT AND FOR OTHER PURPOSES.", which was passed by the Sixteenth Congress of the Federated States of Micronesia, Second Regular Session, 2009, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in blue ink, appearing to read "Liwiana K. Ramon".

Liwiana K. Ramon  
Chief Clerk, Congress of the  
Federated States of Micronesia

Enclosures





PRESIDENTIAL COMM. NO. 16-94  
FSM CONGRESS

SIXTEENTH CONGRESS OF THE  
FEDERATED STATES OF MICRONESIA  
SECOND REGULAR SESSION  
SEPTEMBER 14 – OCTOBER 3, 2009

PUBLIC LAW No. 16-15

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## An Act

TO FURTHER AMEND TITLE 52 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA, AS AMENDED, BY AMENDING SECTION 145 SUBSECTION 1 THEREOF, TO DELETE MATERNITY AS A REASON FOR LEAVE OF ABSENCE, AND BY ADDING A NEW SUBSECTION 3 TO ALLOW PAID MATERNITY LEAVE FOR PUBLIC EMPLOYEES OF THE NATIONAL GOVERNMENT AND FOR OTHER PURPOSES.

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INTRODUCED BY SENATOR: JOSEPH J. URUSEMAL

DATE: MAY 25, 2009

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REFERRED TO: HEALTH AND SOCIAL AFFAIRS COMMITTEE  
S.C.R. NO. 16-27 – SEPTEMBER 25, 2009

FIRST READING: SEPTEMBER 28, 2009

SECOND READING: SEPTEMBER 29, 2009

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Liwiana K. Ramon  
Chief Clerk, FSM Congress





Office of the Speaker

*Congress of the  
Federated States of Micronesia*

*Palikir, Pohnpei  
Federated States of Micronesia*

**PRESIDENTIAL COMM. NO. 1694**  
**FSM CONGRESS**

ACT NO. 16-13

(CONGRESSIONAL BILL NO. 16-20, C.D.1)

We hereby certify that on September 29 the foregoing act passed Second and Final Reading of the Sixteenth Congress of the Federated States of Micronesia, Second Regular Session, 2009, by a two-thirds vote of all the State delegations as required under article IX, section 20, of the Constitution of the Federated States of Micronesia.

A handwritten signature in black ink, appearing to read "Isaac V. Figir".

Isaac V. Figir  
Speaker  
Congress of the  
Federated States of Micronesia

A handwritten signature in blue ink, appearing to read "Liwiana K. Ramon".

Liwiana K. Ramon  
Chief Clerk  
Congress of the  
Federated States of Micronesia

SIXTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIRST REGULAR SESSION, 2009

CONGRESSIONAL BILL NO. 16-20, C.D.1

**PUBLIC LAW No. 16-15**

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AN ACT

To further amend title 52 of the Code of the Federated States of Micronesia, as amended, by amending section 145 subsection 1 thereof, to delete maternity as a reason for leave of absence, and by adding a new subsection 3 to allow paid maternity leave for public employees of the National Government and for other purposes.

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

1       Section 1. Section 145 subsection 1 of title 52 of the Code  
2 of the Federated States of Micronesia, is hereby amended by  
3 deleting maternity as one of the reasons for leave absence to be  
4 granted to employees of the National Government. The new  
5 subsection 1 shall read as follows:

6               "Section 145. Leaves of absence.

7               (1) Leaves of absence with pay may be granted to  
8 employees by management officials for reasons of  
9 vacation, illness, training, or education, or for such  
10 other reason as will be in the best interests of the  
11 public service. Eligibility for such leaves, the method  
12 and rate of earning such eligibility, and the duration  
13 of the leave shall be established by regulations.

14              (2) Leave of absence without pay may be granted for  
15 such reasons as management officials may deem proper and  
16 consistent with the best interests of the public  
17 service. Regulations may prescribe the characteristics  
18 of such leaves.

1           (3) Paid maternity leave of absence shall be granted  
2           to an employee for a period of six consecutive weeks per  
3           twelve month period:

4                   (a) For purposes of this section, "maternity  
5           leave" means leave in connection with the birth of a  
6           child of the employee.

7                   (b) Paid maternity leave shall not be considered  
8           to be annual leave or sick leave accrued in a calendar  
9           year.

10                   (c) Paid maternity leave shall not accumulate  
11           for any subsequent use if not used by an employee before  
12           the end of each calendar year.

13                   (d) The employer through its management  
14           officials may require the employee to provide a doctor's  
15           certificate indicating general condition during  
16           pregnancy and the expected delivery date.

10/16, 2009

Manny Mori  
President  
~~Federated States of Micronesia~~