A BILL FOR AN ACT

To amend title 52 of the Code of the Federated States of Micronesia, as amended, by amending sections 122 and 123 to clarify that the Personnel Officer under the Division of Personnel at the Department of Finance and Administration is not subject to advice and consent of Congress, and for other purposes.

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

Section 1. Section 122 of title 52 of the Code of the Federated States of Micronesia is hereby amended to read as follows:

“Section 122. Personnel Officer – Appointment and qualifications.

(1) The Personnel Officer shall be appointed by the President with the advice and consent of the Congress or its appropriate committee.

(2) The Personnel Officer shall direct and supervise all the administrative and technical activities of the Division of Personnel.

(3)(2) The Personnel Officer shall be a person qualified for administrative responsibility by training and experience and of known sympathy with merit principles of personnel administration.”
Section 2. Section 123 of title 52 of the Code of the Federated States of Micronesia is hereby amended to read as follows:

"Section 123. Personnel Officer – Functional duties. The Personnel Officer shall:

(1) be directly responsible to the President and serve as a principal adviser to the President and his staff on all matters concerning personnel administration and employee training;

(2) administer the system of personnel administration for the central Government of the Federated States of Micronesia;

(3) prepare proposed policies and regulations to carry out provisions of this chapter;

(4) cooperate fully with and attend, or assign a qualified representative to attend, all meetings of the ad hoc committees organized under section 153 of this chapter, and provide the committee with such technical advice as it may require;

(5) appoint other employees of the Division of Personnel, in accordance with all other applicable provisions of law;

(6) establish and maintain a current roster of all officers and employees in the public services, indicating for each the class of position held, the
salary, and any other appropriate data;

[(7)] (6) develop and maintain a system of performance evaluation for the purpose of appraising the productivity of employees in the public service;

[(8)] (7) develop and maintain a position classification plan and a pay plan in accordance with this chapter and other applicable laws;

[(9)] (8) develop and utilize recruitment and selection procedures and methods;

[(10)] (9) develop training programs for the improvement of employee skills and for the development of a systematic career program for employees who are citizens of the Federated States of Micronesia; and

[(11)] (10) perform any other lawful acts assigned to him by the President or otherwise required to carry out the provisions and purposes of this chapter."

Section 3. 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: 5/12/11

Introduced by: /s/ Dohsis Halbert

Dohsis Halbert