

A BILL FOR AN ACT

To amend title 6 of the Code of the Federated States of Micronesia (Annotated), by amending section 1407 thereof and to enact a new section 1416, to provide that State funds in the custody or control of a department or entity of the National Government shall not be subject to writ of garnishment or writ of execution, and for other purposes.

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

1 Section 1. Section 1407 of title 6 of the Code of the  
2 Federated States of Micronesia (Annotated) is hereby amended to  
3 read as follows:

4 "Section 1407. Writs of execution. Every court, at the  
5 request of the party recovering any civil judgment in  
6 that court for the payment of money, shall issue a writ  
7 of execution against the personal property of the party  
8 against whom the judgment has been rendered, except as  
9 provided in [~~section~~] sections 1415 and 1416 of the  
10 chapter."

11 Section 1. Title 6 of the Code of the Federated States of  
12 Micronesia (Annotated) is hereby amended by enacting a new section  
13 1416 to read as follows:

14 "Section 1416. Garnishment and execution of State funds  
15 - prohibitions. Any funds belonging to or owed to a  
16 State of the Federated States of Micronesia that are in  
17 the custody or control of a department or entity of the  
18 National Government shall not be subject to writ of

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1           garnishment, writ of execution, or other judicial  
2           process, to satisfy an obligation of the State to a  
3           third party."

4           Section 3. This act shall become law upon approval by  
5 the President of the Federated States of Micronesia or upon  
6 its becoming law without such approval.

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8 Date: 5/31/21

Introduced by: /s/ Wesley W. Simina  
Wesley W. Simina

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