December 14, 2021

The Honorable Wesley W. Simina
Speaker
Twenty-Second Congress
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear Speaker Simina:

I am pleased to transmit the following act, which I have signed to become Public Law No. 22-61:

Congressional Act No. 22-54, entitled: “AN ACT TO AMEND SECTION 145 OF TITLE 52 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED, BY EXPANDING THE APPLICABILITY OF MATERNITY LEAVE TO ALL NATIONAL GOVERNMENT EMPLOYEES AND FIXING IT AT 8 CONSECUTIVE WEEKS, AND FOR OTHER PURPOSES.”

I wish to thank the 22nd FSM Congress for the passage of this act.

Sincerely,

[Signature]

David W. Panuelo
President

xc: Chief Justice, FSM Supreme Court
November 22, 2021

His Excellency David W. Panuelo  
President  
Federated States of Micronesia  
Palikir, Pohnpei FM 96941

Dear President Panuelo:

I have the honor to transmit herewith Congressional Act No. 22-54, "AN ACT TO AMEND SECTION 145 OF TITLE 52 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED, BY EXPANDING THE APPLICABILITY OF MATERNITY LEAVE TO ALL NATIONAL GOVERNMENT EMPLOYEES AND FIXING IT AT 8 CONSECUTIVE WEEKS, AND FOR OTHER PURPOSES", which was passed by the Twenty-Second Congress of the Federated States of Micronesia, Second Special Session, 2021, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

[Signature]

Jessica Lynn Reyes  
Chief Clerk, Congress of the  
Federated States of Micronesia

Enclosures
An Act

TO AMEND SECTION 145 OF TITLE 52 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED, BY EXPANDING THE APPLICABILITY OF MATERNITY LEAVE TO ALL NATIONAL GOVERNMENT EMPLOYEES AND FIXING IT AT 8 CONSECUTIVE WEEKS, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: WESLEY W. SIMINA

DATE: MAY 13, 2021

REFERRED TO: COMMITTEE ON JUDICIARY & GOVERNMENTAL OPERATIONS

WITHDRAWN – NOVEMBER 18, 2021
FIRST READING: – NOVEMBER 18, 2021
SECOND READING: – NOVEMBER 19, 2021

Jessica Lyn Reyes
Chief Clerk, FSM Congress
ACT NO. 22-54

(CONGRESSIONAL BILL NO. 22-07, C.D.1)

We hereby certify that on November 19 the foregoing act passed Second and Final Reading of the Twenty-Second Congress of the Federated States of Micronesia, Second Special Session, 2021, 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.

Wesley W. Simina
Speaker
Congress of the
Federated States of Micronesia

Jessicalynn Reyes
Chief Clerk
Congress of the
Federated States of Micronesia
AN ACT

To amend section 145 of title 52 of the Code of the Federated States of Micronesia (Annotated), as amended, by expanding the applicability of maternity leave to all national government employees and fixing it at 8 consecutive weeks, and for other purposes.

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

Section 1. Section 145 of title 52 of the Code of the Federated States of Micronesia (Annotated), as amended, is hereby amended to read as follows:

"Section 145. Leaves of absence.

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

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

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

(a) For purposes of this section, "maternity leave" means leave in connection with the birth of a child of the employee. Maternity leave applies to all national employees, regardless of employment status, whether permanent or probationary status, and whether a public service or exempt employee.

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

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

(d) The employer through its management officials may require the employee to provide a doctor's certificate indicating general condition during pregnancy and the expected delivery date."
Section 2. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

Dec 14th, 2021

David W. Panuelo
President
Federated States of Micronesia