

A BILL FOR AN ACT

To amend section 207 of title 2 of the Code of the Federated States of Micronesia, by adding a new subsection requiring certain public officials whose appointments are subject to the advice and consent of the Congress to submit their resignations to a newly elected or reelected President of the Federated States of Micronesia, and for other purposes.

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

1 Section 1. Section 207 of title 2 of the Code of the Federated  
2 States of Micronesia is hereby amended to read as follows:

3 "Section 207. Appointment authority.

4 (1) The President shall nominate and, with the advice  
5 and consent of the Congress, as provided in article X, section  
6 2 (d), of the Constitution, shall appoint the Secretaries of  
7 departments and their deputies, if any, and the heads of the  
8 offices of the Attorney General, Budget, Planning and Statistics,  
9 and the Public Defender, and their deputies, if any; including  
10 the secretaries, deputies, and heads of departments and offices  
11 established by subsequent law; provided, that nothing herein  
12 shall be construed to require the appointment of the deputies  
13 named above.

14 (2) With the exception of the Chief Justice and Associate  
15 Justices of the Supreme Court, the Public Auditor, and members  
16 of boards, commissions, and other entities with fixed terms, a  
17 public official whose appointment is subject to the advice and  
18 consent of the Congress shall submit his resignation no later  
19 than 90 days after a newly elected or reelected President of  
20 the Federated States of Micronesia has taken office. The newly  
21 elected or reelected President may renominate the same public  
22 official for the same position subject to the advice and consent  
23 of the Congress.

24 ~~(2)~~ (3) The President or his designee may appoint officers  
25 and employees not included in subsection (1) of this section,

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1 without advice and consent of the Congress; provided that such  
2 appointments are not inconsistent with the provisions of this  
3 chapter or other laws of the Federated States.

4 ~~(3)~~ (4) The President shall not resubmit the nomination  
5 of any person to the Congress for its action if the same Con-  
6 gress shall have previously rejected such nomination, unless  
7 the Congress shall by resolution authorize such resubmission."

8 Section 2. This act shall become law upon approval by the President  
9 of the Federated States of Micronesia or upon its becoming law without  
10 such approval.

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12 Date: 5/26/83

Introduced by:   
John Haglelgam  
(by request)

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