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A BILL FOR AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia, as amended by Public Law No. 3-24, by amending sections 203, 206 and 207 and by repealing sections 204 and 205 for the purpose of reducing the size of the Government of the Federated States of Micronesia; to renumber sections 206 through 210; and for other purposes.

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

1 Section 1. Section 203 of title 2 of the Code of the Federated
2 States of Micronesia is hereby amended to read as follows:

3 "Section 203. Department~~s~~.

4 (1) There shall be the following department~~s~~ which shall
5 be responsible for major programs or administrative support
6 areas in the Government of the Federated States:

7 (A) Department of Finance~~s~~

8 (B) Department of Social Services~~s~~

9 (C) Department of External Affairs~~s~~ and

10 (D) Department of Resources and Development~~s~~

11 (2) The administrative head of ~~each~~ the department shall
12 be designated as a 'Secretary.'

13 Section 2. Sections 204 and 205 of title 2 of the Code of the
14 Federated States of Micronesia are hereby repealed in their entirety.

15 Section 3. Section 206 of title 2 of the Code of the Federated
16 States of Micronesia is hereby amended to read as follows:

17 "Section ~~206~~ 204. Duties, responsibilities, and functions
18 of the department~~s~~ and office~~s~~. The respective duties,
19 responsibilities, and functions of ~~each~~ the department ~~and~~
20 office~~s~~ within the organization of the executive branch of the
21 Government of the Federated States of Micronesia shall be as
22 established by, and in accordance with, administrative
23 directive of the President until amended or superseded by law.
24 The President shall also provide for subdivisions of the
25 department~~s~~ ~~and~~ office~~s~~ and shall set forth the duties,

1 responsibilities, and functions thereof by administrative
2 directive."

3 Section 4. Section 207 of title 2 of the Code of the Federated
4 States of Micronesia, as amended by Public Law No. 3-24, is hereby
5 further amended to read as follows:

6 "Section ~~207~~ 205. Appointment authority.

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

17 (2) The President or his designee may appoint officers
18 and employees not included in subsection (1) of this section,
19 without advice and consent of the Congress; provided that such
20 appointments are not inconsistent with the provisions of this
21 chapter or other laws of the Federated States.

22 (3) The President shall not resubmit the nomination of
23 any person to the Congress for its action if the same Congress
24 shall have previously rejected such nomination, unless the
25 Congress shall by resolution authorize such resubmission.

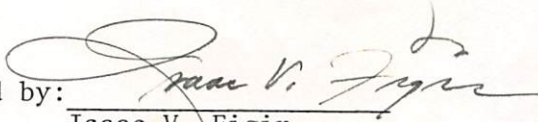
1 (4) With the exception of the Chief Justice and Associate
 2 Justices of the Supreme Court, the Public Auditor, and members
 3 of boards, commissions, and other entities with fixed terms,
 4 a public official whose appointment is subject to the advice
 5 and consent of the Congress shall submit his resignation no
 6 later than 30 days after the inauguration of the President of
 7 the Federated States of Micronesia, or at the time a new
 8 nominee for such position is confirmed by the Congress,
 9 whichever is earlier. The President may renominate the same
 10 public official for the same position subject to the advice
 11 and consent of the Congress.

12 (5) *The provisions of this section shall become effect-*
 13 *ive retroactive to May 16 1983."*

14 Section 5. Sections 206 through 210 of title 2 of the Code of the
 15 Federated States of Micronesia are hereby renumbered as sections 204
 16 through 208.

17 Section 6. This act shall become law upon approval by the President
 18 of the Federated States of Micronesia or upon its becoming law without
 19 such approval.

21 Date: 6-19-86

Introduced by: 
 Isaac V. Figir



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