AN ACT

To further amend title 32 of the Code of the Federated States of Micronesia, as amended by Public Law No. 5-21, by repealing chapter 5, as established by Public Law No. 4-109, concerning peddlers; to amend title 50 of the Code of the Federated States of Micronesia by amending section 103 for the purpose of replacing peddlers' permits with salespersons' permits, and by amending section 112 to add a new subsection (4) concerning noncompliance with the law relating to salespersons' permits; and for other purposes.

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

1. Section 1. Chapter 5 of title 32 of the Code of the Federated States of Micronesia, as established by Public Law No. 4-109, is hereby repealed in its entirety.

2. Section 2. Section 103 of title 50 of the Code of the Federated States of Micronesia is hereby amended to read as follows:

"Section 103. Entry permits - Types.

(1) A permit is not required for a person visiting for thirty days or less. For a visit in excess of thirty days a permit may be issued for an additional period not to exceed sixty days.

(2) A visitor's permit for any lawful purpose, including performance of necessary services on a short-term contractual basis, may be issued for a period of specified duration reflecting the time necessary to accomplish the purpose.

(3) Notwithstanding any provision of subsections (1) and (2) of this section, a person entering the Federated States of Micronesia for the purpose of engaging in wholesale or retail sales of goods or services, or for the purpose of taking orders for the purchase of goods or services, without establishing a place of habitation or a place of business within the Federated States of Micronesia,
shall be issued a salesperson's permit; PROVIDED, however, that this subsection shall not apply to any person who has a foreign investor's permit pursuant to subsection (5) of this section.

(4) An alien worker's permit shall be issued to a noncitizen entering the Federated States of Micronesia upon compliance with all National laws relating to private or governmental employment for the period in which the employment of the alien worker is authorized by contract. The permit shall be renewed upon extension or renewal of the alien's lawful employment status.

(5) A foreign investor's entry permit shall be issued for a specified duration and may be renewed upon renewal or extension of such foreign investor's business permit.

(6) A researcher's entry permit shall be issued for research in the fields of endeavor that the President deems in the best interest of and for the well-being of the citizens of the Federated States of Micronesia; provided that the President receives from the researcher's intended place of stay prior permission for his entry. The President may attach thereto such conditions or restrictions as he deems necessary.

(7) A missionary's permit shall be issued to a duly ordained, licensed, and certified minister or clergyman. A missionary's permit may also be issued to persons whose
activities are substantially connected with religious or
missionary work as determined by the President.

(8) An entry permit shall be issued to a lawful spouse
of a citizen. The permit shall be revoked or shall be
denied upon a finding that the parties are divorced or
irreconcilably separated, or that the citizen-spouse is
deceased. The President or his designee has the authority
to grant or reissue the permit for indefinite duration upon
a finding of hardship.

(9) A dependent's entry permit may be issued to an un-
marr ied child, under the age of eighteen, or a noncitizen
spouse subject to the conditions in subsection (8) of this
section.

(10) A spouse or unmarried child under the age of
eighteen of any noncitizen principal listed in this section
except subsection (9) may be issued an entry permit for the
duration of the principal's entry permit and may be renewed
upon renewal of the principal's entry permit."

Section 3. Section 112 of title 50 of the Code of the Federated
States of Micronesia is hereby amended to read as follows:

"Section 112. Penalties.

(1) Any person who, not being a citizen of the
Federated States of Micronesia, unlawfully enters or
attempts to enter the Federated States of Micronesia or
having lawfully entered, remains willfully and unlawfully
after expiration or revocation of his entry authorization, or who violates by act or omission any provision of this chapter or regulations issued pursuant thereto, upon conviction thereof shall be imprisoned for a period of not more than two years, or fined not more than $10,000, or both.

(2) In lieu of subsection (1) of this section or in addition thereto, any person who unlawfully entered, willfully and unlawfully remains after expiration or revocation of his entry permit shall be subject to deportation after hearing upon application by the President or his designee to any competent court in the Federated States of Micronesia.

(3) Any carrier violating the provisions of section 109 shall be fined $500 per person for persons not allowed to disembark or returned to an aircraft.

(4) Any person who fails to comply with subsection (3) of section 103 of this chapter shall lack standing to bring an action in the Supreme Court of the Federated States of Micronesia for accounts due on sales made or contracts entered into during the period of noncompliance."
Section 4. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

July 12, 1988

John R. Hunting
President
Federated States of Micronesia