

A BILL FOR AN ACT

To amend section 504 of title 10 of the Code of the Federated States of Micronesia, to require the transmission of international agreements to Congress for ratification within two years after the Federated States of Micronesia has expressed its consent to be bound by such agreement, and for other purposes.

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

1           Section 1. Section 504 of title 10 of the Code of the  
2 Federated States of Micronesia, is hereby amended to read as  
3 follows:

4           Section 504. International Agreements.

5           (1) Unless otherwise provided by law, the  
6 President, the Secretary of [~~External Affairs~~] Foreign  
7 Affairs, or their authorized representatives, may,  
8 without ratification by Congress, in accordance with  
9 the ordinary custom of heads of government, heads of  
10 state, or ministers of foreign affairs and in  
11 conformity with the Constitution of the Federated  
12 States of Micronesia, conclude certain international  
13 agreements if the agreements do not involve a  
14 delegation of a major power of government of the  
15 Federated States of Micronesia to another government  
16 and do not involve major financial obligations  
17 requiring further appropriation. This subsection shall  
18 include only the following types of agreements:

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1 (a) those which implement, carry out, or  
2 interpret the terms of a treaty ratified by  
3 Congress;

4 (b) those which implement or carry out the  
5 specific provisions of a congressional enactment;

6 (c) those which are concluded pursuant to  
7 congressional authorization; or

8 (d) those which involve matters falling within  
9 the normal scope of executive powers or  
10 responsibilities.

11 (2) The Secretary of ~~External Affairs~~ Foreign  
12 Affairs shall transmit a copy of any agreement concluded  
13 pursuant to subsection (1) of this section to Congress  
14 of the Federated States of Micronesia, together with an  
15 explanation of the agreement and the reasons therefore.

16 (3) Nothing contained in this section shall be  
17 construed as diminishing the authority of the President,  
18 the Secretary of [~~External Affairs~~] Foreign Affairs, or  
19 their representatives, to negotiate and conclude  
20 international agreements which require ratification by  
21 Congress.

22 (4) The Secretary of Foreign Affairs shall transmit  
23 a copy of any international agreement or treaty that  
24 requires ratification to Congress within two years of it  
25 being concluded or signed by the Federated States of

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1           Micronesia.

2           If such agreement or treaty is not submitted timely to  
3           Congress it shall be deemed rejected.

4           Section 2. This act shall become law upon approval by the  
5 President of the Federated States of Micronesia or upon its  
6 becoming law without such approval.

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8 Date: 2/7/12

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

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