



*The President*  
*Palikir, Pohnpei*  
*Federated States of Micronesia*

March 01, 2021

PRESIDENTIAL COMM. NO. 21-514  
FSM CONGRESS

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

Dear Speaker Simina:

I am pleased to transmit the following Congressional Act, which I have signed to become Public Law No. 21-236:

Congressional Act No. 21-239, entitled: "AN ACT TO FURTHER AMEND TITLE 2 OF THE CODE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED, BY AMENDING SECTION 207 THEREOF, TO CORRECT TECHNICAL ERRORS IN THE 2014 F.S.M.C. (ANNOTATED), AND FOR OTHER PURPOSES."

Thank you.

Sincerely,

David W. Pannelo  
President

xc: Chief Justice, FSM Supreme Court





Office of the Chief Clerk

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3

Palikir, Sokehs Pohnpei State, FM 96941

Tel: (691) 320-2324 / 2338 Fax: (691) 320-5122

PRESIDENTIAL COMM. NO. 21-514  
FSM CONGRESS

RECEIVED  
FEB 1 2021  
Office of the  
President FSM

February 01, 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. 21-239, "AN ACT TO FURTHER AMEND TITLE 2 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED, BY AMENDING SECTION 207 THEREOF, TO CORRECT TECHNICAL ERRORS IN THE 2014 F.S.M.C. (ANNOTATED), AND FOR OTHER PURPOSES", which was passed by the Twenty-First Congress of the Federated States of Micronesia, Sixth Regular Session, 2021, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

Jessicalynn Reyes  
Chief Clerk, Congress of the  
Federated States of Micronesia

Enclosures



PRESIDENTIAL COMM. NO. 21-514  
FSM CONGRESS

TWENTY-FIRST CONGRESS OF THE  
FEDERATED STATES OF MICRONESIA  
SIXTH REGULAR SESSION  
JANUARY 11 – 30, 2021

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## An Act

TO FURTHER AMEND TITLE 2 OF THE CODE OF THE FEDERATED STATES OF MICRONESIA (ANNOTATED), AS AMENDED, BY AMENDING SECTION 207 THEREOF, TO CORRECT TECHNICAL ERRORS IN THE 2014 F.S.M.C. (ANNOTATED), AND FOR OTHER PURPOSES.

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INTRODUCED BY SENATOR: WESLEY W. SIMINA

DATE: JULY 27, 2019

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REFERRED TO: COMMITTEE ON JUDICIARY & GOVERNMENTAL OPERATIONS

WITHDRAWN – JANUARY 27, 2021

FIRST READING: – JANUARY 27, 2021

SECOND READING: – JANUARY 28, 2021

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A handwritten signature in black ink, appearing to read "Jessicalyn Reyes", is written over a horizontal line.

Jessicalyn Reyes  
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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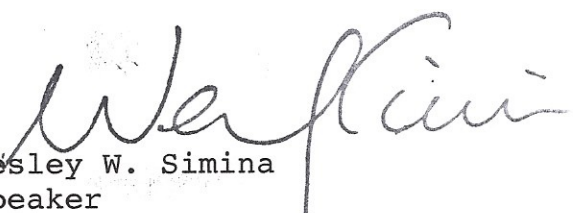
Fax: (691) 320-5122


PRESIDENTIAL COMM. NO. 21-574  
FSM CONGRESS

ACT NO. 21-239

(CONGRESSIONAL BILL NO. 21-52)

We hereby certify that on January 28 the foregoing act passed Second and Final Reading of the Twenty-First Congress of the Federated States of Micronesia, Sixth Regular 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

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AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia (Annotated), as amended, by amending section 207 thereof, to correct technical errors in the 2014 F.S.M.C. (Annotated), and for other purposes.

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

1           Section 1. The purpose of this Act is to correct  
2 technical errors in the codification of section 207 of title 2  
3 of the Code of the Federated States of Micronesia (Annotated).  
4 Public Laws Nos. 10-55, 11-40, 13-77, 15-23, 16-61, and 17-02  
5 amended section 207 of title 2; some of the amendments made by  
6 Public Law No. 17-02 were unintentionally omitted from the 2014  
7 F.S.M.C. (Annotated). This Act amends section 207 of title 2  
8 to accurately reflect the provisions of Public Law No. 17-02.

9           Section 2. Section 207 of title 2 of the Code of the  
10 Federated States of Micronesia (Annotated) is hereby amended to  
11 read as follows:

12                   "Section 207. Appointing Authority.

13                   (1) The President shall nominate and, with the  
14 advice and consent of the Congress, as provided in  
15 article X, section 2(d), of the Constitution, shall  
16 appoint ambassadors, the secretaries of departments  
17 and their deputies, if any, and the head of the office  
18 of the Public Defender, including the secretaries, and

1 heads of departments and offices established by  
2 subsequent law; and including the chairman and the  
3 members of the Board of Advisors for the Investment  
4 Development Fund to be appointed by the President; and  
5 including the Federated States of Micronesia members  
6 of the Board of Regents of the College of Micronesia;  
7 and including the Federated States of Micronesia's  
8 consul generals and the deputy chiefs of mission of  
9 the various embassies and diplomatic missions.

10 (2) The President or his or her designee may appoint  
11 officers and employees not included in subsection (1)  
12 of this section, without the advice and consent of the  
13 Congress; provided that such appointments are not  
14 inconsistent with the provisions of this chapter or  
15 other laws of the Federated States of Micronesia.

16 (3) Any nomination submitted to Congress which is  
17 not confirmed within two consecutive sessions of  
18 Congress, including the session in which Congress  
19 first receives the nomination, or 30 days, whichever  
20 occurs later in time, shall be deemed rejected. A  
21 nomination submitted when Congress is not in session  
22 shall, for the purposes of this section, be deemed to  
23 have been received on the first day of the following  
24 session. The President shall not resubmit the  
25 nomination of any person to the Congress for its

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1           action if the same Congress shall have previously  
2           rejected such nomination, unless the Congress shall by  
3           resolution authorize such resubmission.

4           (4) With the exception of the Chief Justice and  
5           Associate Justices of the Supreme Court, the Public  
6           Auditor, members of boards, commissions, and other  
7           entities with fixed terms, a public official whose  
8           appointment is subject to the advice and consent of  
9           the Congress shall submit his or her resignation no  
10          later than 90 days after the President of the  
11          Federated States of Micronesia takes the oath of  
12          office, or at the time a new nominee for such position  
13          is confirmed by the Congress, whichever is earlier.  
14          The President may renominate the same public official  
15          for the same position subject to the advice and  
16          consent of the Congress."

1 Section 3. This act shall become law upon approval by the  
2 President of the Federated States of Micronesia or upon its  
3 becoming law without such approval.

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March 1st, 2021



David W. Panuelo  
President  
Federated States of Micronesia