

AN ACT

To amend sections 501, 503, 504, and 505 of title 10 Code of the Federated States of Micronesia (Annotated), to formally change the name of the Department External Affairs to the Department of Foreign Affairs, and for other purposes.

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

1 Section 1. Section 501 of title 10 of the Code of
2 the Federated States of Micronesia (Annotated), is hereby
3 amended to read as follows:

4 "Section 501. General responsibilities for foreign
5 affairs.

6 The Department of Foreign Affairs, under the
7 direction of the Secretary of Foreign Affairs and
8 subject to the ultimate authority of the President,
9 is responsible for the conduct of relations of the
10 Federated States of Micronesia with foreign
11 governments, governmental regional and international
12 organizations, and quasi-governmental organizations,
13 in accordance with applicable laws, treaties,
14 regulations, and orders; and for advising officials
15 of the State and National Governments of the
16 Federated States of Micronesia of policies to be
17 observed toward such governments and organizations."

18 Section 2. Section 503 of title 10 of the Code of

1 the Federated States of Micronesia (Annotated), is hereby
2 amended to read as follows:

3 "Section 503. Foreign affairs duties and
4 responsibilities of the Secretary of Foreign Affairs.

5 (1) The Secretary of Foreign Affairs of the
6 National Government of the Federated States of
7 Micronesia, subject to the ultimate authority of the
8 President, shall have the following duties and
9 responsibilities to be exercised in accordance with
10 applicable National laws, treaties, regulations, and
11 orders:

12 (a) formulation of foreign affairs policies
13 for review and approval or disapproval by the
14 President;

15 (b) execution of foreign affairs policies of
16 the Federated States of Micronesia approved by the
17 President;

18 (c) conduct of foreign affairs for all levels
19 of government within the Federated States of
20 Micronesia;

21 (d) establishment abroad of such diplomatic
22 missions and representative, consular, and such other
23 offices of the National Government of the Federated
24 States of Micronesia as may be necessary and
25 supervision of the heads and staff of such missions

1 and offices and other National Government officials
2 or staff assigned to or connected with such missions
3 or offices;

4 (e) initiation of official inquiries or
5 requests for foreign assistance and coordination and
6 negotiation of acceptance of all offers of such
7 assistance;

8 (f) coordination of visiting missions abroad
9 by National and State Governments, and communications
10 relating thereto with foreign governments,
11 governmental regional and international
12 organizations, and quasi-governmental organizations;

13 (g) coordination of the activities of visiting
14 missions to the Federated States of Micronesia by
15 officials and employees of foreign governments,
16 governmental regional and international
17 organizations, and quasi-governmental organizations,
18 and communications relating thereto with such
19 governments and organizations;

20 (h) in accordance with the ordinary principles
21 of international law and the ordinary custom of
22 ministers of foreign affairs, receive heads of
23 missions and representatives to be accredited to the
24 Federated States of Micronesia; and accept, approve,
25 or consent to the assignment of members of the staff

1 to any permanent mission or other office of a foreign
2 government, a governmental regional or international
3 organization, or a quasi-governmental organization
4 that will be located in the Federated States of
5 Micronesia or the assignment of a representative from
6 such government or organization; and, when
7 appropriate, declare such persons persona non grata
8 or unacceptable; and

9 (i) exercise of full powers to represent the
10 Federated States of Micronesia in negotiating,
11 adopting or authenticating the text of a treaty, for
12 expressing the consent of the Federated States of
13 Micronesia to be bound by a treaty, or for
14 accomplishing any other act with respect to a treaty.

15 (2) The Secretary of Foreign Affairs may authorize
16 other officials and employees of the Department of
17 Foreign Affairs to act on his behalf in carrying out
18 specific duties and responsibilities provided for in
19 subsection (1) of this section and in section 504 of
20 this chapter and may authorize other National or
21 State Government officials to act on his behalf with
22 respect to such matters as he may from time to time
23 deem appropriate.

24 (3) The Deputy Secretary of Foreign Affairs shall
25 exercise the duties and responsibilities of the

1 Secretary of Foreign Affairs in his absence or in the
2 event the Secretary of Foreign Affairs dies, resigns,
3 or is unable to discharge the duties and
4 responsibilities of his office as determined by the
5 President. Notwithstanding section 208 of title 2 of
6 this code, if the office of the Secretary becomes
7 vacant and the office of Deputy Secretary is not
8 vacant, the Deputy Secretary shall assume the duties
9 and responsibilities of the Secretary until a
10 successor to the Secretary has been confirmed by
11 Congress. This subsection shall not apply if the
12 Deputy Secretary is prohibited from assuming these
13 duties and responsibilities pursuant to section 502
14 of title 3 of this code."

15 Section 3. Section 504 of title 10 of the Code of
16 the Federated States of Micronesia (Annotated), is hereby
17 amended to read as follows:

18 "Section 504. International agreements.

19 (1) Unless otherwise provided by law, the
20 President, the Secretary of Foreign Affairs, or their
21 authorized representatives, may, without ratification
22 by Congress, in accordance with the ordinary custom
23 of heads of government, heads of state, or ministers
24 of foreign affairs and in conformity with the
25 Constitution of the Federated States of Micronesia,

1 conclude certain international agreements if the
2 agreements do not involve a delegation of a major
3 power of government of the Federated States of
4 Micronesia to another government and do not involve
5 major financial obligations requiring further
6 appropriation. This subsection shall include only
7 the following types of agreements:

8 (a) those which implement, carry out, or
9 interpret the terms of a treaty ratified by Congress;

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

12 (c) those which are concluded pursuant to
13 congressional authorization; or

14 (d) those which involve matters falling within
15 the normal scope of executive powers or
16 responsibilities.

17 (2) The Secretary of Foreign Affairs shall transmit
18 a copy of any agreement concluded pursuant to
19 subsection (1) of this section to the Congress of the
20 Federated States of Micronesia together with an
21 explanation of the agreement and the reasons
22 therefore.

23 (3) Nothing contained in this section shall be
24 construed as diminishing the authority of the
25 President, the Secretary of Foreign Affairs, or their

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1 authorized representatives, to negotiate and conclude
2 international agreements which require ratification
3 by Congress."

4 Section 4. Section 505 of title 10 of the Code of
5 the Federated States of Micronesia (Annotated), is hereby
6 amended to read as follows:

7 "Section 505. Authority to establish policies and
8 procedures.

9 The Secretary of Foreign Affairs of the National
10 Government of the Federated States of Micronesia is
11 hereby authorized to establish and promulgate written
12 policies and procedures for the purpose of
13 effectuating his duties and responsibilities as
14 specified in this chapter."

15 Section 5. This act shall become law upon approval
16 by the President of the Federated States of Micronesia or
17 upon its becoming law without such approval.

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20 June 24, 2026

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23 /s/ Wesley W. Simina
24 Wesley W. Simina
25 President
Federated States of Micronesia