

AN ACT

To further amend section 117 of title 52 Code of the Federated States of Micronesia (Annotated), as amended by Public Laws Nos. 20-152 and 22-05, to exempt the General Counsel for the FSM Supreme Court and the Secretary of the Chief Justice of the FSM Supreme Court from the Public Service System Act, and for other purposes.

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

1 Section 1. Section 117 of title 52 of the Code of the
2 Federated States of Micronesia (Annotated), as amended by Public
3 Laws Nos. 20-152 and 22-05, is hereby further amended to read as
4 follows:

5 "Section 117. Application of chapter: Exemptions.

6 The National Public Service System shall apply to all
7 employees of and positions in the Government of the
8 Federated States of Micronesia now existing or hereafter
9 established and to all personnel services performed for
10 that Government except the following, unless this chapter
11 or provisions thereof are specifically made applicable to
12 them:

13 (1) Members of the Congress of the Federated States of
14 Micronesia;

15 (2) the President and Vice President of the Federated
16 States of Micronesia;

17 (3) Justices and other Judges of the National Courts, the
18 General Counsel to the Supreme Court, and the Secretary of

1 the Chief Justice;

2 (4) the legislative counsel, deputy legislative
3 counsel, director of administration and budget, budget
4 officer, assistant budget officer, administrator, the
5 clerk and assistant chief clerk, the Congress Protocol
6 and Information Officer, the Secretary to the
7 Legislative Counsel, the Technology Administrator of the
8 Congress, and the Secretary to the Floor Leader;

9 (5) the Public Auditor;

10 (6) the administrative officer of the National Courts;

11 (7) the special assistants and secretaries to the
12 President and Vice President and the secretaries to the
13 Speaker and Vice-Speaker of the Congress of the
14 Federated States of Micronesia;

15 (8) persons appointed by the President to fill the
16 following positions: Secretary of the Department of
17 Foreign Affairs, Secretary of the Department of Finance
18 and Administration, Secretary of the Department of
19 Economic Affairs, Secretary of the Department of
20 Transportation, Communication and Infrastructure,
21 Secretary of the Department of Health, Education and
22 Social Affairs, Secretary of the Department of Justice,
23 and the Chief Public Defender, and their deputies, if
24 any;

25 (9) persons appointed to any other positions by the

1 President with the advice and consent of the Congress;

2 (10) the Representative in Washington and all
3 ambassadors;

4 (11) persons or organizations retained by contract when
5 the Personnel Officer has certified that the service to
6 be performed is special or unique and nonpermanent and
7 is essential to the public interest, and that, because
8 of the degree of expertise or special knowledge required
9 and of the nature of the services to be performed, it
10 would not be practical to obtain personnel to perform
11 such services through normal public service recruitment
12 procedures;

13 (12) persons presently under contract of employment not
14 included in subsection (11) of this section, during the
15 life of such contract. No contract of employment shall
16 be entered into, renewed, or amended after the effective
17 date of this chapter, except in accordance with the
18 provisions of this chapter;

19 (13) temporary positions, required in the public
20 interest, for which the need does not exceed six months;

21 (14) positions requiring part-time or intermittent work
22 which does not exceed sixty hours in any calendar month;

23 (15) positions filled by inmates, patients, and
24 students of institutions of the Federated States of
25 Micronesia;

1 (16) members of any board, public corporation,
2 commission, or similar body, in their capacity as such;
3 (17) officers, faculty, and employees of the Board of
4 Regents and the College of Micronesia;
5 (18) positions specifically exempted by any other law
6 of the Federated States of Micronesia;
7 (19) all personnel of the National Weather Service,
8 provided that the National Weather Service shall be
9 administered by the Office of the President."

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

13
14
15 June 25, 2026
16
17
18

19 /s/ Wesley W. Simina
20 Wesley W. Simina
21 President
22 Federated States of Micronesia
23
24
25