

AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-2 and 5-21, by further amending section 207, as amended by Public Law No. 5-2, to require the advice and consent of the Congress for appointments to the Board of Regents of the College of Micronesia, and for other purposes.

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

1 Section 1. Section 207 of title 2 of the Code of the Federated
2 States of Micronesia, as amended by Public Law No. 5-2, is hereby
3 further amended to read as follows:

4 "Section 207. Appointment authority.

5 (1) The President shall nominate and, with the advice
6 and consent of the Congress, as provided in article X,
7 section 2(d), of the Constitution, shall appoint the
8 secretaries of departments and their deputies, if any, and
9 the heads of the offices of the Attorney General, Budget,
10 Planning and Statistics, Administrative Services, and the
11 Public Defender, and their deputies, if any, including the
12 secretaries, deputies, and heads of departments and offices
13 established by subsequent law; and including the chairman
14 and the members of the Board of Advisors for the Investment
15 Development Fund to be appointed by the President; and
16 including the Federated States of Micronesia members of the
17 Board of Regents of the College of Micronesia; provided that
18 nothing herein shall be construed to require the appointment
19 of the deputies named above.

20 (2) The President or his designee may appoint
21 officers and employees not included in subsection (1) of
22 this section, without advice and consent of the Congress;



1 provided that such appointments are not inconsistent with
2 the provisions of this chapter or other laws of the
3 Federated States.

4 (3) The President shall not resubmit the nomination
5 of any person to the Congress for its action if the same
6 Congress shall have previously rejected such nomination,
7 unless the Congress shall by resolution authorize such
8 resubmission.

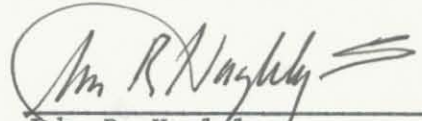
9 (4) With the exception of the Chief Justice and
10 Associate Justices of the Supreme Court, the Public
11 Auditor, and members of boards, commissions, and other
12 entities with fixed terms, a public official whose
13 appointment is subject to the advice and consent of the
14 Congress shall submit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

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Public Law No. 5 - 50
CONGRESSIONAL BILL NO. 5-265, C.D.1

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

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5 June 30, 1988

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8 John R. Haglélgan
9 President
10 Federated States of Micronesia
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