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A BILL FOR AN ACT

To further amend title 50 of the Code of the Federated States of Micronesia, as amended, by adding a new section 101A for the purpose of adding a definitions section; by further amending section 113, as enacted by Public Law No. 10-14 and as amended by Public Law No. 10-35, for the purpose of changing the administration of the Entry Permit Revolving Fund; by adding a new section 201A for the purpose of adding a definitions section; and by amending section 207 for the purpose of changing the administration of the Passport Revolving Fund; and for other purposes.

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

1 Section 1. Title 50 of the Code of the Federated States of
2 Micronesia, as amended, is hereby further amended by adding a new
3 section 101A to read as follows:

4 "Section 101A. Definitions. As used throughout this
5 chapter:

6 (1) 'President or his designee' shall mean the
7 President of the Federated States of Micronesia or his
8 written designee, who shall, in all cases, be the
9 Secretary of the Department of Justice and no other.

10 (2) 'Delegate' means to delegate, in writing, to the
11 Secretary of the Department of Justice, which delegation
12 shall not thereafter be subject to re-delegation by the
13 Secretary."

14 Section 2. Section 113 of title 50 of the Code of the
15 Federated States of Micronesia, as enacted by Public Law No. 10-14
16 and as amended by Public Law No. 10-35, is hereby further amended to
17 read as follows:

18 "Section 113. Entry Permit Revolving Fund.

19 (1) There is created and established the Entry Permit
20 Revolving Fund separate from the General Fund of the
21 Federated States of Micronesia and all other funds.

22 (2) The purpose of the Entry Permit Revolving Fund is
23 to establish an ongoing revolving fund to allow
24 appropriations for, and revenue from, the issuance and
25 renewal of entry permits to be used for entry permit

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1 issuance and renewal.

2 (3) All future appropriations for, and revenues
3 received from, the issuance and renewal of entry permits
4 shall be deposited in the Entry Permit Revolving Fund;
5 provided, that at no[~~t~~] time shall the total amount of
6 monies in the Entry Permit Revolving Fund exceed \$40,000;
7 and provided further, that any revenues received from the
8 issuance and renewal of entry permits which would cause
9 the total amount of monies in the Entry Permit Revolving
10 Fund to exceed \$40,000 shall be deposited in the General
11 Fund of the Federated States of Micronesia. Any
12 unexpended monies in the Entry Permit Revolving Fund
13 shall not revert to the General Fund nor lapse at the end
14 of the fiscal year.

15 (4) The Entry Permit Revolving Fund shall be
16 administered by the [~~Chief of the Division of~~
17 ~~Immigration~~] Secretary of the Department of Justice. The
18 [~~Chief~~] Secretary shall, not later than 30 days after the
19 close of each governmental fiscal year, submit to the
20 [~~Attorney General~~] President and the Congress of the
21 Federated States of Micronesia a complete report of the
22 activities and condition[s] of the Entry Permit Revolving
23 Fund for the fiscal year just closed. [~~The Attorney~~
24 ~~General shall, within 30 of days receipt of the report~~
25 ~~from the Chief, forward the report to the President and~~

~~the Congress of the Federated States of Micronesia.]~~

(5) The Public Auditor shall audit the Entry Permit Revolving Fund at such times as the Public Auditor deems appropriate."

Section 3. Title 50 of the Code of the Federated States of Micronesia, as amended, is hereby further amended by adding a new section 201A to read as follows:

"Section 201A. Definitions. As used throughout this chapter:

(1) 'President or his designee' shall mean the President of the Federated States of Micronesia or his written designee, who shall, in all cases, be the Secretary of the Department of Justice and no other."

Section 4. Section 207 of title 50 of the Code of the Federated States of Micronesia is hereby amended to read as follows:

"Section 207. Passport Revolving Fund.

(1) There is created and established the Passport Revolving Fund, hereinafter referred to as the "Fund", separate from the General Fund of the Federated States of Micronesia and all other funds.

(2) The purpose of the Fund is to establish an ongoing revolving fund to allow appropriations for, and revenues from, the issuance and renewal of passports to be used for passport issuance and renewal.

(3) All future appropriations for, and revenues

1 received from, the issuance and renewal of passports
2 shall be deposited in the Fund; provided, that at no time
3 shall the total amount of monies in the Fund exceed
4 \$40,000; and provided further, that any revenues received
5 from the issuance and renewal of passports which would
6 cause the total amount of monies in the Fund to exceed
7 \$40,000 shall be deposited in the General Fund of the
8 Federated States of Micronesia. Any unexpended monies in
9 this Fund shall not revert to the General Fund nor lapse
10 at the end of the fiscal year.

11 (4) The Fund shall be administered by the [~~Chief of the~~
12 ~~Division of Immigration~~] Secretary of the Department of
13 Justice of the Federated States of Micronesia. The
14 [~~Chief~~] Secretary shall, not later than thirty days after
15 the close of each governmental fiscal year, submit to the
16 [~~Attorney General~~] President and the Congress of the
17 Federated States of Micronesia a complete report of the
18 activities and condition of the Fund for the fiscal year
19 just closed. [~~The Attorney General shall, within thirty~~
20 ~~days of receipt of the report from the Chief, forward the~~
21 ~~report to the President and the Congress of the Federated~~
22 ~~States of Micronesia.~~]

23 (5) The Public Auditor shall audit the Fund at such
24 times as the Public Auditor deems appropriate.
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1 Section 5. 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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Date: 10-21-99

Introduced by: 
Nishime E. Yleizah