

A BILL FOR AN ACT

To further amend title 50 of the Code of the Federated States of Micronesia, as amended, by amending section 103 of chapter 1 to add a category of entry permits for self-supporting retirees, and for other purposes.

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

1 Section 1. Section 103 of title 50 of the Code of the
2 Federated States of Micronesia, as amended by Public Laws Nos. 10-
3 14, 12-65 and 14-33, is hereby further amended to read as follows:

4 "Section 103. Entry permits - Types.

5 (1) A permit is not required for a person visiting for
6 thirty days or less. For a visit in excess of thirty
7 days, a permit may be issued for an additional period
8 not to exceed sixty days; except that, with respect to
9 citizens and nationals of the United States of America,
10 for the effective period of the Compact of Free
11 Association, and with respect to citizens and nationals
12 of the Republic of the Marshall Islands and the Republic
13 of Palau, a permit is not required for the duration of
14 the visit, which shall not exceed 365 days.

15 (2) A visitor's permit for any lawful purpose,
16 including performance of necessary services on a short-
17 term contractual basis, may be issued for a period of
18 specified duration reflecting the time necessary to
19 accomplish the purpose.

1 (3) A student permit shall be issued for a specified
2 duration reflecting a student's enrollment in a school
3 or educational program.

4 (4) A foreign government official's permit may be
5 issued to any official, employee, or contractual
6 personnel of a foreign government or governmental
7 regional or international organization who wishes to
8 enter the Federated States of Micronesia for purposes of
9 official governmental activities and who is not entitled
10 to enter the Federated States of Micronesia without a
11 permit under section 102 of this chapter.

12 (5) Notwithstanding any provision of subsections (1)
13 and (2) of this section, a person entering the Federated
14 States of Micronesia for the purpose of engaging in
15 wholesale or retail sales of goods or services, or for
16 the purpose of taking orders for the purchase of goods
17 or services, without establishing a place of habitation
18 or a place of business within the Federated States of
19 Micronesia, shall be issued a salesperson's permit;
20 PROVIDED, however, that this subsection shall not apply
21 to any person who has a foreign investor's permit
22 pursuant to subsection (7) of this section.

23 (6) An alien worker's permit shall be issued to a
24 noncitizen entering the Federated States of Micronesia
25 upon compliance with all National laws relating to
26 private or governmental employment for the period in

1 which the employment of the alien worker is authorized
2 by contract. The permit shall be renewed upon extension
3 or renewal of the alien's lawful employment status.

4 (7) A foreign investor's entry permit shall be issued
5 for a specified duration and may be renewed upon renewal
6 or extension of such foreign investor's business permit.

7 (8) A researcher's entry permit shall be issued for
8 research in the fields of endeavor that the President
9 deems in the best interest of and for the well-being of
10 the citizens of the Federated States of Micronesia;
11 PROVIDED that the President receives from the
12 researcher's intended place of stay prior permission for
13 his entry. The President may attach thereto such
14 conditions or restrictions, as he deems necessary.

15 (9) A missionary's permit shall be issued to a duly
16 ordained, licensed, and certified minister or clergyman.

17 (10) An entry permit shall be issued to a lawful spouse
18 of a citizen.

19 (a) Subject to this section and any requirements
20 set out in regulations issued pursuant to section 111 of
21 this chapter, a spouse permit holder shall be permitted to
22 undertake paid employment in the Federated States of
23 Micronesia. In the absence of any regulations on this
24 subject, a spouse permit holder shall be permitted to
25 undertake paid employment in the Federated States of
26 Micronesia only if he or she has been a resident of the

1 Federated States of Micronesia for the 5 years prior to
2 commencing employment and/or has been married to a citizen
3 of the Federated States of Micronesia for the 5 years
4 prior to commencing employment. For the avoidance of
5 doubt, a spouse permit holder may undertake paid
6 employment without obtaining a change of status approval
7 pursuant to section 104 of this chapter, however, such
8 employment must be obtained in accordance with the
9 requirements for hiring non-resident workers contained in
10 title 51 of the Code of the Federated States of
11 Micronesia.

12 (b) A spouse permit may be revoked or denied, in
13 accordance with the provisions of this chapter, upon a
14 finding that (i) the parties are divorced, the parties
15 are irreconcilably separated, or the citizen-spouse is
16 deceased; and (ii) the revocation or denial is in the
17 best interests of the Federated States of Micronesia.

18 (c) Except in extraordinary circumstances, no
19 action to revoke or deny a spouse permit on the grounds
20 of death of the citizen-spouse shall be taken for a
21 period of six months from the date of death of the
22 citizen-spouse.

23 (11) A dependent's entry permit may be issued to an
24 unmarried child, under the age of 18, of a citizen or a
25 noncitizen spouse, subject to the conditions in
26 subsection (10) of this section.

