
A BILL FOR AN ACT

To amend title 52 of the Code of the Federated States of Micronesia dealing with Public Employment to create a new "Subchapter VII: Employee Use of Government Resources" with section 601 titled "Government Vehicles," and for other purposes.

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

1 Section 1. Title 52 of the Code of the Federated States of
2 Micronesia Public Employment is hereby amended to create a new
3 "Subchapter VII: Employee Use of Government Resources" with
4 Section 601 titled "Government Vehicles" to read as follows:

5 "Section 601. Government Vehicles.

6 (1) National Government Vehicle Use

7 All FSM national government vehicles shall be used only
8 for the official business of the national government.
9 Only members and staff of the national government with
10 valid FSM government drivers' licenses are authorized to
11 drive such vehicles.

12 (a) National Government Vehicle Use During
13 Working Hours.

14 During workings hours, FSM government vehicles may be
15 released only upon the approval of the Speaker of
16 Congress, the President of the Federated States of
17 Micronesia, the Chief Justice of the Supreme Court or
18 the National Police or by that person's designee. A log
19 sheet shall be maintained listing information on each

1 vehicle's use including the driver's intended
2 destination and purpose for usage, the date, time and
3 mileage of the vehicle at the time of release and the
4 date, time and mileage of the vehicle upon return of the
5 vehicle.

6 (b) National Government Vehicle Use During Non-
7 Working Hours.

8 (i) All FSM national government vehicles
9 shall be parked during non-working hours at such place
10 or places as may be designated by the President of the
11 Federated States of Micronesia, the Speaker of Congress,
12 the National Police or the Chief Justice of the Supreme
13 Court or by that person's designee unless being used by
14 the President, Vice President, National Police, Speaker,
15 Vice Speaker, Floor Leader, Chief Justice of the Supreme
16 Court or Associate Supreme Court Justice. No person
17 other than the President, Vice President, National
18 Police, Speaker, Vice Speaker, Floor Leader, Chief
19 Justice of the Supreme Court, Associate Supreme Court
20 Justices is permitted to drive any national government
21 vehicle during non-working hours without written
22 approval of the President of the Federated States of
23 Micronesia, the Speaker of Congress, the National
24 Police, or the Chief Justice of the Supreme Court or by
25 that person's designee.

1 (ii) All persons driving a national government
2 vehicle after hours except for the President, Vice
3 President, National Police, Speaker, Vice Speaker, Floor
4 Leader, Chief Justice of the Supreme Court or Associate
5 Supreme Court Justice shall carry on their person
6 written authorization to maintain possession and usage
7 of the national government vehicle after hours signed by
8 the President of the Federated States of Micronesia, the
9 Speaker of Congress, the National Police or the Chief
10 Justice of the Supreme Court or by that person's
11 designee. Such written authorization shall be presented
12 upon the request of the National Police. If a driver of
13 a national government vehicle is unable to provide
14 written authorization to maintain possession and usage
15 of the national government vehicle after hours, the
16 National Police shall take possession of and secure the
17 national government vehicle.

18 (iii) The National Police shall report
19 unauthorized usage of government vehicles to the
20 Department of Justice and to the appropriate person:
21 President, Speaker of Congress or the Chief Justice of
22 the Supreme Court so that appropriate disciplinary
23 action can be taken.

24 (iv) All persons violating this directive
25 shall be subject to appropriate disciplinary action

1 listed under Title 52: Public Employment Chapter 1:
2 Public Service System Subchapter V: Disciplinary
3 Action.

4 (c) National Government VIP Vehicle Use.

5 National government VIP vehicles shall be used
6 exclusively for the transportation of Heads of States
7 and members of the diplomatic corps as requested by the
8 Secretary of the Department of Foreign Affairs or his
9 designee and approved by the President or Vice President
10 or their designee.

11 (2) Liability for Use of National Government Vehicles.

12 The person to whom the vehicle is checked out is
13 responsible for all damages or injuries caused by the
14 driver's negligence including damage to the vehicle
15 itself. In the event of an unauthorized use, the
16 employee is responsible for all damages and injuries
17 regardless of fault.

18 (3) Maintenance of National Government Vehicles.

19 Each department, office and executive agency shall be
20 responsible for the maintenance and the provision of
21 fuel and oil for its own vehicles. The Department of
22 Transportation, Communications and Infrastructure shall
23 be responsible to secure the least expensive local
24 repair shop(s) and fuel station(s) to national
25 government vehicles.

