

AN ACT

To further amend section 207 of title 2 of the Code of the Federated States of Micronesia, as amended, to clarify that ambassadors are appointed by the President with the advice and consent of Congress and must resign after a new President takes office, 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
2 Federated States of Micronesia, as amended by Public Laws Nos.
3 10-55, 11-40, 13-77 and 15-23, is hereby further amended to read
4 as follows:

5 "Section 207. Appointing Authority.

6 (1) The President shall nominate and, with the advice
7 and consent of the Congress, as provided in article X,
8 section 2(d), of the Constitution, shall appoint
9 ambassadors, the secretaries of departments and their
10 deputies, if any, and the head of the office of the
11 Public Defender, including the secretaries, and heads of
12 departments and offices established by subsequent law;
13 and including the chairman and the members of the Board
14 of Advisors for the Investment Development Fund to be
15 appointed by the President; and including the Federated
16 States of Micronesia members of the Board of Regents of
17 the College of Micronesia; and including the Federated
18 States of Micronesia's consul generals and the deputy

1 chiefs of mission of the various embassies and
2 diplomatic missions.

3 (2) The President or his or her designee may appoint
4 officers and employees not included in subsection (1) of
5 this section, without the advice and consent of the
6 Congress; provided that such appointments are not
7 inconsistent with the provisions of this chapter or
8 other laws of the Federated States of Micronesia.

9 (3) Any nomination submitted to Congress which is not
10 acted upon within two (2) consecutive sessions of
11 Congress, not including the session in which Congress
12 first receives the nomination, or ninety (90) days,
13 whichever occurs later in time, shall be deemed
14 rejected. The President shall not resubmit the
15 nomination of any person to the Congress for its action
16 if the same Congress shall have previously rejected such
17 nomination, unless the Congress shall by resolution
18 authorize such resubmission.

19 (4) With the exception of the Chief Justice and
20 Associate Justices of the Supreme Court, the Public
21 Auditor, members of boards, commissions, and other
22 entities with fixed terms, a public official whose
23 appointment is subject to the advice and consent of the
24 Congress shall submit his or her resignation no later
25 than 90 days after the President of the Federated States
26 of Micronesia takes the oath of office, or at the time a

