

A BILL FOR AN ACT

To further amend section 115 of title 52 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 10-15 and 14-56, to repeal the mandatory retirement age for all employees subject to the National Public Service System, and for other purposes.

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

1           Section 1.   Section 115 of title 52 of the Code of the  
2 Federated States of Micronesia, as amended by Public Laws Nos.  
3 10-15 and 14-56, is hereby further amended to read as follows:

4           "Section 115.   Tenure.   ~~[(a)]~~ Every regular  
5 employee shall be entitled to hold his position  
6 during good behavior, subject ~~[to the provisions~~  
7 ~~of subsection (b) of this section, and]~~ to  
8 suspension, demotion, layoff, dismissal, or  
9 termination of employment through the Early  
10 Retirement Program, only as provided in this  
11 chapter or in chapter 5 of this title and in the  
12 regulations adopted in pursuance thereof;  
13 provided, however, that the tenure of a contract  
14 employee is the term of his contract; and  
15 provided further that an employee who must  
16 submit his resignation pursuant to section 207  
17 of title 2 of the Code of the Federated States  
18 of Micronesia is not entitled to continued

1           employment with the National Government if he is  
2           not renominated by the President or if he is not  
3           reconfirmed by the Congress through advice and  
4           consent proceedings."

5           ~~[(b) Notwithstanding any other provision of~~  
6           ~~this title, no person may be an employee of the~~  
7           ~~National Government after the sixtieth~~  
8           ~~anniversary of his birth, except for those~~  
9           ~~employees who are made exempt from the National~~  
10          ~~Public Service System by section 117 of this~~  
11          ~~title.]~~

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

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16          Date: 3/12/12

Introduced by: /s/ Dohsis Halbert  
Dohsis Halbert

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