

A BILL FOR AN ACT

To further amend section 208 of title 2 of the Code of the Federated States of Micronesia (Annotated), as amended by Public Law No. 18-53, for the purpose of clarifying and correcting contradictory language, and for other purposes.

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

1 Section 1. Section 208 of title 2 of the Code of the
2 Federated States of Micronesia (Annotated), as amended by
3 Public Law No. 18-53, is hereby further amended to read as
4 follows:

5 "Section 208. Positions vacant pending appointment.

6 (1) Whenever a vacancy exists in a position
7 exempted from the National Public Service System
8 under subsections (8), (9), or (10) of section
9 117 of title 52, the administrative duties and
10 ministerial functions of that position may be
11 performed by a qualified regular employee
12 designated [~~by the President~~] to serve in that
13 position in "acting" capacity [~~may serve in that~~
14 ~~capacity for not more than sixty days~~]. An
15 employee who serves in an "acting" capacity in a
16 position vacated pending appointment for more
17 than ninety days shall be entitled to that
18 position's compensation. The entitlement shall

1 be retroactive to the day actingship began.”

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

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6 Date: 1/29/18

Introduced by: /s/ Wesley W. Simina
Wesley W. Simina

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