

## AN ACT

To repeal section 1 of Public Law 1-8, as amended by Public Law No. 1-98, and to enact in lieu thereof a new section requiring all advice and consent positions to be approved by a two-thirds vote of Congress, and for other purposes.

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

1 Section 1. Section 1 of Public Law No. 1-8, as amended by Public Law  
2 No. 1-98, is hereby repealed and a new section 1 shall be enacted to read  
3 as follows:

4 "Section 1. Advice and consent appointments. Appointments to all  
5 positions in the National Government which require the advice and  
6 consent of the Congress shall be made in the following manner:

7 (1) If the nomination is made during a session of Congress,  
8 the President shall submit the nomination to the Speaker of the  
9 Congress, and advice and consent to the nomination shall be provided  
10 by a resolution of the Congress. Approval of the nomination requires  
11 a two-thirds vote of Congress. If the Congress fails to take action  
12 to either approve or to reject a nomination prior to the close of  
13 the session, the nomination may not be deemed either approved or  
14 rejected by the Congress.

15 (2) If the nomination is made while Congress is not in session,  
16 Congress shall consider the nomination at the next session following  
17 the nomination. A non-session nomination is subject to the same  
18 procedure as set out in subsection (1) of this act."  
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1 Section 2. Effective date. This act shall become law upon approval  
2 by the President of the Federated States of Micronesia or upon its becoming  
3 law without such approval.

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Tosiwo Nakayama  
President  
Federated States of Micronesia