

EX AFA

A BILL FOR AN ACT

To further amend title 2 of the Code of the Federated States of Micronesia, as amended, by further amending section 207, as amended by Public Laws No. 5-2, 5-50, 7-6, and 7-91, to require the advice and consent of the Congress of the Federated States of Micronesia for appointments of all deputy ambassadors (assistants to ambassadors) and consul generals, and for other purposes.

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

1           Section 1. Section 207 of title 52 of the Code of the  
2           Federated States of Micronesia, as amended by Public Laws No. 5-2,  
3           5-50, 7-6, and 7-91, is hereby further amended to read as follows:  
4           "Section 207. Appointment authority.  
5                     (1) The President shall nominate and, with the  
6           advice and consent of the Congress, as provided in  
7           article X, section 2(d), of the Constitution, shall  
8           appoint the secretaries of departments and their  
9           deputies, if any, and the heads of the offices of the  
10          Attorney General, Budget, Planning and Statistics,  
11          Administrative Services, and the Public Defender, and  
12          their deputies, if any, including the secretaries,  
13          deputies, and heads of departments and offices  
14          established by subsequent law; and including the chairman  
15          and the members of the Board of Advisors for the  
16          Investment Development Fund to be appointed by the  
17          President; and including the Federated States of  
18          Micronesia members of the Board of Regents of the College  
19          of Micronesia; and including the Federated States of  
20          Micronesia's ambassadors, permanent representatives,  
21          deputy ambassadors (assistants to the ambassadors) and  
22          consul generals; provided that nothing herein shall be  
23          construed to require the appointment of the deputies and  
24          ambassadors, permanent representatives, deputy  
25          ambassadors (assistants to the ambassadors) and consul

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generals named above.

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

(3) The President shall not resubmit the nomination of any person to the Congress for its action if the same Congress shall have previously rejected such nomination, unless the Congress shall by resolution authorize such resubmission.

(4) With the exception of the Chief Justice and Associate Justices of the Supreme Court, the Public Auditor, ambassadors, members of boards, commissions, and other entities with fixed terms, a public official whose appointment is subject to the advice and consent of the Congress shall submit his or her resignation no later than 90 days after the President of the Federated States of Micronesia takes the oath of office, or at the time a new nominee for such position is confirmed by the Congress, whichever is earlier. The President may renominate the same public official for the same position subject to the advice and consent of the Congress."

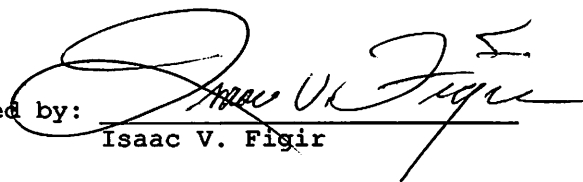
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1           Section 2. This act shall become law upon approval by the  
2           President of the Federated States of Micronesia or upon becoming  
3           law without such approval.

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Date: 6-08-95

Introduced by:   
Isaac V. Figir