

AN ACT

To further amend section 208 of title 2 of the Code of the Federated States of Micronesia (Annotated), as amended by Public Laws Nos. 18-53 and 20-99, to clarify that all who serve in an acting capacity for a certain period of time must be compensated, 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 Public
3 Laws Nos. 18-53 and 20-99, is hereby further amended to read as
4 follows:

5 "Section 208. Positions vacant pending appointment. (1)
6 Whenever a vacancy exists in a position exempted from
7 the National Public Service System under subsections
8 (8), (9), or (10) of section 117 of title 52, the
9 administrative duties and ministerial functions of that
10 position may be performed by a qualified regular
11 employee designated to serve in that position in
12 "acting" capacity. Any person holding a position that
13 is either subject to the National Public Service System
14 or exempt from the National Public Service System who
15 serves in an "acting" capacity in a position vacated
16 pending appointment for more than ninety days shall be
17 entitled to that position's compensation. The
18 entitlement shall be retroactive to the day actingship

1 began; PROVIDED HOWEVER, that no additional compensation
2 shall be given for any time served prior to January 1,
3 2001.”

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

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December 23, 2019

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/s/ David W. Panuelo

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David W. Panuelo
President
Federated States of Micronesia

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