

A BILL FOR AN ACT

To further amend title 9 of the Code of the Federated States of Micronesia, as amended, by amending section 301, to make national election commissioners subject to advice and consent of the Congress, and for other purposes.

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

1 Section 1. Section 301 of title 9 of the Code of the
2 Federated States of Micronesia, as amended by Public Laws Nos. 11-
3 62 and 12-52, is hereby further amended to read as follows:

4 "Section 301. Appointment of National Election
5 Officials.

6 (1) *National Election Director.*

7 (a) The President shall appoint one National
8 Election Director with the advice and consent of the
9 Congress. The National Election Director shall be a
10 citizen of the Federated States of Micronesia and a
11 resident of a state of the Federated States of
12 Micronesia.

13 (b) The National Election Director shall serve
14 until resignation, or until removed from office upon a
15 termination by the President that such removal is deemed
16 necessary. An appointment of a successor shall then be
17 made by the President with the advice and consent of the
18 Congress.

1 (2) *National election commissioners.*

2 (a) The President shall appoint a national
3 election commissioner for each of the four States, with
4 the advice and consent of the Congress.

5 (b) National election commissioners serve for a
6 term of 4 years, which term shall commence upon
7 appointment, subject to removal by the President for
8 good cause; provided, that they shall be employed full-
9 time and compensated pursuant to employment contracts
10 during their four-year terms only for such period(s) of
11 time as deemed necessary by the President of the FSM for
12 the purpose of preparing for and administering an
13 upcoming election.

14 (c) National election commissioners shall not
15 concurrently serve as State election commissioners;
16 provided, however, that if any current national election
17 commissioner is nominated to serve as a State election
18 commissioner, he or she may continue to serve as
19 national election commissioner until such time as a new
20 appointment by the President becomes effective.

21 (d) Each national election commissioner shall be
22 a legal resident of the State for which he is appointed
23 to serve as national election commissioner."

24 Section 2. This act shall become law upon approval by the
25 President of the Federated States of Micronesia or upon its

1 becoming law without such approval.

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3 _____, 2003

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5 **Law without signature**

6 **December 29, 2003**

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Joseph J. Urusemal
President
Federated States of Micronesia

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