

SEVENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIRST REGULAR SESSION, 1991

CONGRESSIONAL BILL NO. 7-59, C.D.1

AN ACT

To further amend title 50 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 5-54 and 5-105, by further amending section 104, as amended by Public Law No. 5-105, to require noncitizens to leave the jurisdiction of the Federated States of Micronesia and return to his country of origin in order to change immigration status, without exception, and for other purposes.

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

1 Section 1. Section 104 of title 50 of the Code of the Federated  
2 States of Micronesia, as amended by Public Law No. 5-105, is hereby  
3 further amended to read as follows:

4 "Section 104. Entry permits - Duration; Habitual  
5 residence; Change of status.

6 (1) Unless otherwise specified, all entry permits are  
7 limited to one year maximum period with provision for  
8 renewal.

9 (2) A noncitizen who remains in the Federated States  
10 of Micronesia as a visitor under section 103(1) for 1 year  
11 or more shall be classified as a habitual resident. A  
12 habitual resident may be present in the Federated States of  
13 Micronesia only for 30 day visits as permitted by section  
14 103(1) of this chapter or for a longer period of time as  
15 permitted by section 103(2), (3), (4), (5), (6), (7), (8),  
16 (9), (10), (11) or (12) of this chapter.

17 (3) The immigration status of any noncitizen entering  
18 or residing in the Federated States of Micronesia may not  
19 be changed during his stay in the Federated States of  
20 Micronesia except upon written authorization by the  
21 President or his designee. For the noncitizen to change  
22 status, he shall be required to leave the jurisdiction of



1 the Federated States of Micronesia and return to his country  
2 of origin and upon re-entry apply for a permit reflecting  
3 his changed status. Departure from the jurisdiction of the  
4 Federated States of Micronesia is required in addition to,  
5 and not as a substitute for, any requirements of the  
6 desired new status. The President may impose conditions  
7 for such change of status. Marriage to an FSM citizen is  
8 not a basis for waiving the requirements of this section."

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

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Chelmsford, 1991  
Bailey Olter  
Bailey Olter  
President  
Federated States of Micronesia

