
AN ACT

To amend Public Law No. 1-8, to provide the method of advice and consent, 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 is hereby amended as
2 follows:

3 "Section 1. Appointments to all positions in the Executive
4 Branch or other entities of the Government of the Federated
5 States of Micronesia which require the advice and consent of
6 the Congress of the Federated States of Micronesia shall be
7 made in the following manner:

8 (1) If the nomination for an appointment to such a
9 position is made during a Session of the Congress, the President
10 shall submit the nomination to the Speaker of the Congress, and
11 advice and consent to the nomination shall be provided by a
12 resolution of the Congress. In such cases, if the Congress
13 fails to take action to either approve or reject a nomination
14 prior to the close of the Regular Session, such nomination
15 shall not be deemed to be either approved or rejected by the
16 Congress.

17 (2) Except as provided in Subsection (3) of this Section,
18 if the nomination for an appointment to such a position is made
19 while Congress is not in Session, the President shall submit the
20 nomination to the Speaker of the Congress and advice and consent
21 to the nomination shall be provided by at least three votes, each
22 representing a separate state, of a committee authorized by the

1 Congress to act for and on its behalf in providing advice and
2 consent during such periods; Provided, that if a state is not
3 represented in the voting for any appointment by such
4 committee, an absent member from that state shall designate
5 from his state delegation a member to act in his stead.

6 (3) Appointments of the Chief Justice and Associate
7 Justices of the Supreme Court may be made only with the
8 advice and consent of 2/3 of Congress."

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

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_____, 1980

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Tosiwo Nakayama
President
Federated States of Micronesia

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20 Passed over Presidential disapproval June 13, 1980.

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