

THIRD CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIRST REGULAR SESSION, 1983

CONGRESSIONAL BILL NO. 3-47, C.D.1

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AN ACT

To prohibit employees of the National Government who are exempt from the provisions of the National Public Service System Act from earning annual, sick, or compassionate leave or compensatory time, and for other purposes.

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

1           Section 1. Definitions. In this section, unless the context  
2 otherwise requires, the following definitions shall apply:

3                   (1) "Annual leave" means vacation or home leave or the  
4 total hours of leave with pay due an employee annually, excluding other  
5 forms of leave with pay.

6                   (2) "Compassionate leave" means the hours of leave with pay  
7 due an employee, per occurrence, for imminent death or death in the  
8 immediate family.

9                   (3) "Compensatory time" means those hours worked by an  
10 employee outside established work hours and for which the employee is  
11 credited in the form of leave with pay.

12                   (4) "Exempt employees" means those employees of the National  
13 Government exempted by law from the provisions of the National Public  
14 Service System Act, section 111 et. seq., of title 52 of the Code of  
15 the Federated States of Micronesia.

16                   (5) "Sick leave" means the hours of leave with pay due an  
17 employee because of personal illness or disability.

18           Section 2. Annual leave. No exempt employee may receive or be  
19 credited with annual leave.

20           Section 3. Sick leave. No exempt employee may receive or be  
21 credited with sick leave.

22           Section 4. Compassionate leave. No exempt employee may receive

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1 or be credited with compassionate leave.

2 Section 5. Compensatory time. No exempt employee may receive  
3 or be credited with compensatory time.

4 Section 6. Discretion to grant leave.

5 (1) Notwithstanding the provisions of sections 2, 3, and  
6 4, exempt employees may take annual leave, sick leave, and  
7 compassionate leave at the discretion of the President or his designee,  
8 if said employees are employed by the executive branch, the Speaker  
9 for those employed by the Congress, and the Chief Justice for those  
10 employed by the Supreme Court.

11 (2) No exempt employee may receive credit, compensation,  
12 reimbursement, or monies for any accumulation or waiver of any untaken  
13 leave.

14 Section 7. Transition provision. Exempt employees entitled by  
15 contract existing at the effective date of this act to annual, sick,  
16 compassionate, or compensatory leave shall not be affected by the  
17 provisions of this act for the duration of that contract only. All such  
18 contracts entered into after the effective date of this act shall conform  
19 to the provisions of this act.

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1 Section 8. Effective date. This act shall become law upon  
2 approval by the President of the Federated States of Micronesia or  
3 upon its becoming law without such approval.

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July 20, 1983

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Tosiwo Nakayama  
President  
Federated States of Micronesia

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