

AN ACT

Providing for the appointment of the FSM representatives to the Joint Economic Management Committee and the Joint Trust Fund Committee in accordance with the Compact of Free Association, as amended, between Federated States of Micronesia and the United States, and for other purposes.

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

1           Section 1. Definitions. When used in this Act:

2                   (1) 'Compact' means the Compact of Free Association, as  
3                   amended, and its related agreements, entered into by and  
4                   between the Government of the Federated States of  
5                   Micronesia and the Government of the United States, as  
6                   ratified on May 26, 2004.

7                   (2) 'JEMCO' means the Joint Economic Management  
8                   Committee established pursuant to the Compact.

9                   (3) 'JEMCO Member' means a voting member representing  
10                  the Federated States of Micronesia on JEMCO.

11                  (4) 'National Government' means the National  
12                  Government of the Federated States of Micronesia.

13                  (5) 'State' means a state of the Federated States of  
14                  Micronesia.

15                  (6) 'Trust Fund Committee' means the Joint Trust fund  
16                  Committee established pursuant to the Compact."

17           Section 2. Appointment and Terms of JEMCO Representatives.

18                   (1) The President shall appoint, with the advice and

1 consent of Congress, two JEMCO Members;

2 (a) One member shall be appointed by virtue of  
3 his or her position within the National Government; and

4 (b) The other member will be appointed by the  
5 President from a list of four nominees, one nominee per  
6 a state governor.

7 (2) The JEMCO Representatives must be citizens of the  
8 FSM.

9 (3) JEMCO Members shall serve a two-year term, or such  
10 other term as may be provided in the Compact. A term  
11 shall commence from the date of confirmation by Congress  
12 and end when respective replacements are qualified and  
13 confirmed.

14 (5) A JEMCO member may be re-appointed for another  
15 consecutive term, but not more than two consecutive  
16 terms.

17 (5) The National Government will be responsible for  
18 the cost of the representatives' participation in all  
19 JEMCO meetings.

20 (6) The President may designate a temporary substitute  
21 for any of the two representatives in the event of  
22 temporary incapacity, illness, family emergencies, and  
23 other reasons which prevent the advice and consent  
24 representative from participating in JEMCO businesses.

25 (7) A representative of the Federated States of

1           Micronesia to JEMCO may be removed from office by the  
2           President for any reason.

3           (8) A substitute representative of the Federated  
4           States of Micronesia to JEMCO shall not serve for more  
5           than three (3) consecutive months, unless he or she is  
6           first appointed by the President and confirmed by  
7           Congress.

8           Section 3. Appointment and Term of Office for Joint Trust  
9 Fund Committee Representatives. The two representatives for the  
10 FSM Government to the Joint Trust Fund Committee Pursuant to Part  
11 III Article 7 of the Trust Fund Agreement of the Compact of Free  
12 Association, as amended, shall be selected as follows:

13           (1) One will appointed by the President from a  
14           position within the FSM National Government related to  
15           law or finance, and the other one will be from the  
16           private sector with at least five years of working  
17           experiences in financial management and investment.  
18           Both appointments require advice and consent of the  
19           Congress. Both representatives shall serve for a term  
20           of three years each and may be reappointed to office for  
21           not more than two consecutive terms. Both must be  
22           citizens of the FSM during their terms of office.

23           (2) The FSM National Government will be responsible  
24           for the costs of the representatives' participation in  
25           all Trust Fund activities. The President may designate

1 a temporary substitute for either of the representatives  
2 in the event of temporary incapacity, illness, family  
3 emergencies, and other reasons which prevent the advice  
4 and consent representative from participating in Joint  
5 Trust Fund Committee businesses.

6 (3) A representative of the Federated States of  
7 Micronesia to JEMCO may be removed from office by the  
8 President for any reason.

9 (4) A substitute representative of the Federated  
10 States of Micronesia to JEMCO shall not serve for more  
11 than three (3) consecutive months, unless he or she is  
12 first appointed by the President and confirmed by  
13 Congress.

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25 Section 4. Effective Date. This Act shall become law upon

1 approval by the President of the Federated States of Micronesia,  
2 or upon its becoming law without such approval.

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6 \_\_\_\_\_, 2009

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8 OVERRIDE 1/28/09

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Manny Mori  
President  
Federated States of Micronesia

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