

A BILL FOR AN ACT

To further amend title 50 of the Code of the Federated States of Micronesia, as amended, by further amending section 103 concerning entry permits for lawful spouses of FSM citizens, and for other purposes.

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

1           Section 1. Section 103 of title 50 of the Code of the  
2 Federated States of Micronesia, as amended by Public Law No. 10-14,  
3 is hereby further amended to read as follows:

4           "Section 103. Entry permits - Types.

5                   (1) A permit is not required for a person visiting for  
6 thirty days or less. For a visit in excess of thirty  
7 days, a permit may be issued for an additional period not  
8 to exceed sixty days; except that, with respect to  
9 citizens and nationals of the United States of America,  
10 for the effective period of the Compact of Free  
11 Association, and with respect to citizens and nationals  
12 of the Republic of the Marshall Islands and the Republic  
13 of Palau, a permit may be issued for the duration of the  
14 visit, which shall not exceed 365 days.

15                   (2) A visitor's permit for any lawful purpose,  
16 including performance of necessary services on a short-  
17 term contractual basis, may be issued for a period of  
18 specified duration reflecting the time necessary to  
19 accomplish the purpose.

20                   (3) A student permit shall be issued for a specified

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1 duration reflecting a student's enrollment in a school or  
2 educational program.

3 (4) A foreign government official's permit may be  
4 issued to any official, employee, or contractual  
5 personnel of a foreign government or governmental  
6 regional or international organization who wishes to  
7 enter the Federated States of Micronesia for purposes of  
8 official governmental activities and who is not entitled  
9 to enter the Federated States of Micronesia without a  
10 permit under section 102 of this chapter.

11 (5) Notwithstanding any provision of subsections (1)  
12 and (2) of this section, a person entering the Federated  
13 States of Micronesia for the purpose of engaging in  
14 wholesale or retail sales of goods or services, or for  
15 the purpose of taking orders for the purchase of goods or  
16 services, without establishing a place of habitation or a  
17 place of business within the Federated States of  
18 Micronesia, shall be issued a salesperson's permit;  
19 PROVIDED, however, that this subsection shall not apply  
20 to any person who has a foreign investor's permit  
21 pursuant to subsection (7) of this section.

22 (6) An alien worker's permit shall be issued to a  
23 noncitizen entering the Federated States of Micronesia  
24 upon compliance with all National laws relating to  
25 private or governmental employment for the period in

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1           which the employment of the alien worker is authorized by  
2           contract. The permit shall be renewed upon extension or  
3           renewal of the alien's lawful employment status.

4           (7) A foreign investor's entry permit shall be issued  
5           for a specified duration and may be renewed upon renewal  
6           or extension of such foreign investor's business permit.

7           (8) A researcher's entry permit shall be issued for  
8           research in the fields of endeavor that the President  
9           deems in the best interest of and for the well-being of  
10          the citizens of the Federated States of Micronesia;  
11          ~~[provided]~~ PROVIDED that the President receives from the  
12          researcher's intended place of stay prior permission for  
13          his entry. The President may attach thereto such  
14          conditions or restrictions as he deems necessary.

15          (9) A missionary's permit shall be issued to a duly  
16          ordained, licensed, and certified minister or clergyman.

17          (10) An entry permit shall be issued to a lawful spouse  
18          of a citizen. The permit shall be revoked or shall be  
19          denied upon a finding that the parties are divorced or  
20          irreconcilably separated, or that the citizen-spouse is  
21          deceased, subject to the following exceptions: [-]

22                 (a) A non-citizen spouse permit shall not be  
23                 revoked or denied, except as otherwise provided by law,  
24                 if the non-citizen spouse is the parent or grandparent of  
25                 a citizen; and

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1           **(b)** The President or his designee has the  
2 authority to grant or reissue [~~the~~] a non-citizen spouse  
3 permit for indefinite duration upon a finding of  
4 hardship.

5           (11) A dependent's entry permit may be issued to an  
6 unmarried child, under the age of 18, of a citizen or a  
7 noncitizen spouse, subject to the conditions in  
8 subsection (10) of this section.

9           (12) A spouse or unmarried child under the age of  
10 eighteen of any noncitizen principal listed in this  
11 section, except subsection (11), may be issued an entry  
12 permit for the duration of the principal's entry permit  
13 and may be renewed upon renewal of the principal's entry  
14 permit."

15           Section 2. This act shall become law upon approval by the  
16 President of the Federated States of Micronesia or upon its becoming  
17 law without such approval.

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19 Date: 5/15/02

Introduced by: /s/ Resio S. Moses  
Resio S. Moses