

A BILL FOR AN ACT

To further amend title 4 of the Code of the Federated States of Micronesia, as amended, by amending section 108, to increase the salaries of the Chief Justice and Associated Justice of the Supreme Court of the Federated States of Micronesia, and for other purposes.

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

1 Section 1. Section 108 of title 4 of the Code of the
2 Federated States of Micronesia is hereby amended to read as
3 follows:

4 "Section 108. Compensation of the Judiciary.

5 (1) Salaries. The Chief Justice of the Supreme Court
6 of the Federated States of Micronesia shall receive a
7 salary of \$~~[40,000]~~ 45,000 per annum. The Associate
8 Justices of the Supreme Court shall receive a salary of
9 \$~~[38,000]~~ 43,000 per annum.

10 (2) Overtime compensation. No Justices of the Supreme
11 Court shall be entitled to any form of additional
12 compensation for any work performed in excess of 40
13 hours per week.

14 (3) Health insurance. Each Justice of the Supreme
15 Court shall be entitled to participate in the National
16 Government group health insurance program in effect
17 during his tenure in office, under the same terms and
18 conditions which apply to employees of the National
19 Public Service System.

1 (4) Housing. Furnished housing and utilities shall be
2 provided without cost to each Justice of the Supreme
3 Court.

4 (5) Vehicle. Each Justice of the Supreme Court shall
5 be provided with a Government automobile at his duty
6 station, which shall be used primarily for official
7 business.

8 (6) Recruitment expenses.

9 (a) Each Justice of the Supreme Court shall be
10 entitled to whatever recruitment expenses are available
11 to regular Government prime contract employees at the
12 time he is confirmed, under the same terms and
13 conditions which apply to employees of the National
14 Public Service System.

15 (b) For the purpose of determining the benefits
16 available pursuant to this subsection, the dependents,
17 if any, of each Justice shall be determined in
18 accordance with subsection (9) of this section.

19 (c) The shipment of household goods and personal
20 effects for each Justice must commence within two years
21 of the date of entry on duty of the Justice,
22 notwithstanding any contrary provisions of the standard
23 government prime contract.

24 (d) Notwithstanding any contrary provisions of
25 this section, the household goods and personal effects

1 of any Justice confirmed after the effective date of the
2 act from which this section derives, must be shipped to
3 his duty station within the time limit applicable to
4 regular Government prime contract employees at the time
5 he is confirmed.

6 (7) Repatriation expenses.

7 (a) Whenever a Justice of the Supreme Court shall
8 retire or otherwise terminate his service as a Justice
9 of the Court, he shall be entitled to whatever
10 repatriation expenses are available to regular
11 Government prime contract employees at the time he
12 terminates his service, under the same terms and
13 conditions which apply to employees of the National
14 Public Service System; provided, however, that for the
15 purpose of determining the benefits available pursuant
16 to this section, the dependents, if any, of each Justice
17 shall be determined in accordance with subsection (9) of
18 this section.

19 (b) The provisions of this subsection shall not
20 apply to any Justice who terminates his service as a
21 Justice of the Supreme Court due to impeachment.

22 (8) Life insurance. Each Justice of the Supreme Court
23 shall be entitled to participate in the National
24 Government group life insurance program in effect during
25 his tenure in office, under the same terms and

1 conditions which apply to employees of the National
2 Public Service System.

3 (9) Dependents. As used in this section, the term
4 "dependents" is limited to the spouses and children of
5 Justices; provided, that no child shall be considered a
6 dependent after he graduates from undergraduate school,
7 is married, or reaches the age of twenty-two years,
8 whichever occurs first.

9 (10) Compensation limitations. No Justice of the
10 Supreme Court shall be entitled to any benefits,
11 remuneration, salary, or any other form of compensation
12 except as provided by this section.

13 (11) Retroactivity. The provisions of this section
14 shall be retroactive to the date of confirmation by the
15 Congress of the Federated States of Micronesia of each
16 Justice of the Supreme court; provided, that in no event
17 shall any monetary payment be permitted for any form of
18 compensation hereby made retroactively available, but
19 not received during the fiscal year in which the right
20 to such compensation accrued.

21
22
23
24 Section 2. This act shall take effect upon its approval by
25 the President, or upon its becoming law without such approval,

1 except as otherwise provided by law.

2

3 Date: 2/1/07

Introduced by: /s/ Simiram Sipenuk

Simiram Sipenuk
(by request)

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23