

## AN ACT

To amend Section 15 of Truk State Law No. 27-1-6, as amended to provide for appointment and confirmation of a politically independent election commissioner, to set the salary for such position, and for other purposes.

Be it enacted by the Legislature of Truk State.

1                   Section 1. Amendment. Section 15 of Truk State Law  
2 No. 27-1-6, as amended by TSL No. 1-22, TSL No. 2-8 and TSL No. 5-104,  
3 is hereby amended to read:

4                   "Section 15. Office of Election Commissioner.

5                   1) There is hereby established in Truk State the office  
6 of Election Commissioner;

7                   2) The Governor shall appoint, with the advice and  
8 consent of the Legislature, an Election Commissioner who shall be the  
9 Chief Election Officer of the State, with such powers and duties  
10 relating to the registration of voters and the conduct of elections  
11 as prescribed in this act;

12                   3) The Election Commissioner shall be a citizen of the  
13 FSM, a resident of Truk State at the time of appointment and meet the  
14 franchise requirements of Section 2 of this Act;

15                   4) The Election Commissioner shall serve for a term of  
16 four years, but may be removed for cause by action initiated by the  
17 Governor subject to the advice and consent of the Legislature, or be  
18 removed for cause by resolution initiated by the Legislature and  
19 followed by a two-thirds vote of its members. The Election  
20 Commissioner shall be automatically disqualified from office  
21 if he becomes a candidate for any public office in the national,  
22 state, or municipal governments during the term of his appointment."

23                   Section 2. New Section-Salary and Support Services.

24                   1) The Salary of the Election Commissioner shall be  
25 set by law at \$15,000 per year;

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1                    2) The office of the Lieutenant Governor shall supply all  
2        secretarial, office space, and office support services, and office  
3        supplies to assist the Election Commissioner in fulfilling the duties  
4        assigned by this act.

5                    Section 3. New Section-Appropriation.

6                    1) The sum of \$35,000, or so much thereof as may be  
7        necessary, is appropriated from the General Fund of the State for  
8        purposes of funding the salary, benefits, interstate travel, and  
9        miscellaneous office expenses of the Election Commissioner for fiscal  
10       year 1987;

11                   2) The sum appropriated by subsection(1) of Section 3 shall  
12       be administered by and is allotted to the Election Commissioner who  
13       shall be responsible to the Legislature for ensuring that these funds  
14       are used only for the purposes specified in subsection(1) and in  
15       accordance with the State Financial Management Act, and that no  
16       obligations are incurred in excess of the sum appropriated. Any part  
17       of this appropriation not obligated as of September 30, 1987, shall  
18       revert to the General Fund of the State;

19                   3) The Election Commissioner shall submit a report to the  
20       Legislature before April 15, 1987, which shall:

21                   a) provide for the full disclosure of the obligations  
22       incurred against the sum appropriated by subsection(1) of  
23       Section 3 and indicate the status of these funds as of  
24       April 1, 1987; and

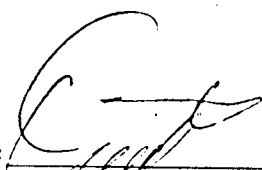
25                   b) indicate the planned use, during the remainder of  
26       the fiscal year for funds not obligated as of April 1, 1987,  
27       provided that a supplemental report covering the actual use  
28       and obligation of these funds shall be submitted to the  
29       Legislature, or an appropriate committee thereof, within 20  
30       days after the closing of the fiscal year.

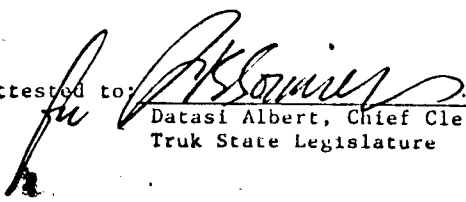
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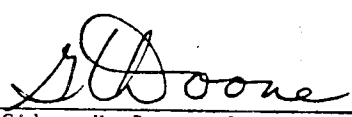
Section 4. New Section. Election Commissioner-Allottee. The Election Commissioner shall be the allottee of any and all appropriations made for the purpose of conducting general and special elections pursuant to the provisions of the Charter for Truk State and this Act.

Section 5. Effective Date. This Act shall take effect upon approval by the Governor, or upon its becoming law without such approval.

Signed by:   
Kisagde K. Sos, Speaker  
Truk State Legislature

Attested to:   
Datasi Albert, Chief Clerk  
Truk State Legislature

Date: 3/09/87

Approved by:   
Gideon K. Doone, Governor  
Truk State

Date: March 20, 1987