



- 1           (4) The Department of Transportation and Infrastructure
- 2                 (a) The Division of Infrastructure and Road Maintenance
- 3                 (b) The Division of Design and Engineering.
- 4           (5) The Department of Resources and Economic Affairs
- 5                 (a) The Division of Trade and Investment
- 6                 (b) The Division of Agriculture and Land Management
- 7                 (c) The Division of Fisheries and Marine Resources
- 8                 (d) The Division of Community Affairs
- 9           (6) The Office of the Attorney General
- 10                (a) The Division of Public Safety
- 11                (b) The Division of Law

12           Section 5.202. Powers and duties of principal departments. In addition to other powers  
13 and duties provided by law a director of a principal department is responsible to the Governor for  
14 the exercise of the departmental powers and duties indicated below by subsection. The Governor  
15 may delegate additional Executive powers and duties to a director as the Governor deems  
16 necessary.

- 17           (1) The Department of Administration and Finance
- 18                 (a) provides budgetary and grant application advice to the Executive and to other  
19 components of Government when directed by the Governor;
- 20                 (b) prepares the annual budget and supplementary requests for appropriations;
- 21                 (c) coordinates economic planning, including the Government's adherence to the  
22 overall Economic Development Plan;
- 23                 (d) maintains State statistics, and is the central repository of Government records  
24 of birth, deaths, marriages and other Government records required in the preparation of statistics;
- 25                 (e) collects revenues and reimbursements;

- 1 (f) operates the Government's financial management system;
- 2 (g) administers the Public Service System in accordance with Title 18 of the  
3 Kosrae State Code;
- 4 (h) monitors employment conditions in the private sector;
- 5 (i) provides public notice of Executive policies;
- 6 (j) monitors Compact requirements of the State; and
- 7 (k) provides JEMCO, OIA and OCM reports to the appropriate State departments  
8 and offices.

9 (2) The Department of Education

- 10 (a) provides academic and vocational guidance for elementary and secondary  
11 education, giving special attention to handicapped minors;
- 12 (b) conducts teacher training and evaluation;
- 13 (c) develops a relevant curriculum; and
- 14 (d) provides career counseling services to students.

15 (3) The Department of Health Services

- 16 (a) conducts a comprehensive public health services program, including medical  
17 and dental services;
- 18 (b) operates and maintains the State hospital and outlying dispensaries; and
- 19 (c) oversees sanitation practices.

20 (4) The Department of Transportation and Infrastructure

- 21 (a) constructs a primary road encircling the island;
- 22 (b) constructs a primary road from Innem to Okat;
- 23 (c) maintains primary roads, overseeing their structure and operational safety;
- 24 (d) maintains Government-owned utilities, including water services, and sets  
25 utility rates by regulation;

1 (e) develops, designs for, calculates cost effectiveness of, and conducts  
2 inspections of public projects; and

3 (f) maintains Government-owned buildings and equipment.

4 (5) The Department of Resources and Economic Affairs:

5 (a) promotes development and improvement of private sector business and  
6 oversees foreign investment;

7 (b) fosters production, marketing and protection of commercial production of  
8 land and sea produce;

9 (c) assists private parties in the development of agriculture and forestry in an  
10 ecologically sound manner;

11 (d) manages, conserves and develops marine resources;

12 (e) administers the Housing Renovation Loan Fund;

13 (f) develops a consumer awareness program and provides businesses with  
14 information on pricing laws and regulations;

15 (g) surveys all public and private lands and monitors the use of public lands  
16 maintaining a written roster of all parcels of public land;

17 (h) acts as Registrar of Lands;

18 (i) negotiates Government leases, easements, and contracts, and designates for  
19 homesteading purposes public land in accordance with Chapter 5 of Title 11 of this Code; and

20 (j) administers youth, senior citizens and women's affairs programs preserves  
21 and promotes traditions and cultural heritage.

22 (6) The Office of the Attorney General

23 (a) enforces State penal laws, delegating enforcement to a department in its  
24 discretion;

25 (b) oversees Government compliance with law;

1 (c) provides legal advice and representation to the Executive, including the  
2 collection of outstanding reimbursements and revenues;

3 (d) provides legal advice and representation to other components of Government  
4 when directed by the Governor; and

5 (e) regulates the use of roads by motor vehicles.”

6 Section 3. Amendment. Kosrae State Code at Section 1.201, Section 1.305, Section  
7 5.206, Section 7.402, Section 7.503, Section 7.506, Section 7.509, Section 7.901, Section 7.902,  
8 Section 7.1206, Section 7.1208, Section 9.402, Section 10.202, Section 10.205, Section 11.304,  
9 Section 11.411, Section 11.503, Section 11.504, Section 11.505, Section 11.507, Section 11.508,  
10 Section 11.509, Section 11.1101, Section 11.1102, Section 11.1301, Section 11.1302, Section  
11 11.1303, Section 11.1401, Section 11.1402, Section 11.1501, 11.1503, Section 11.1601, Section  
12 13.627, Section 14.104, Section 14.204, Section 14.206, Section 15.501, Section 15.303, Section  
13 11.501, Section 17.104, and Section 19.101 are hereby amended to read as follows:

14 “Section 1.201: Definition. Unless another meaning clearly appears in the Code, the  
15 following terms have the meaning indicated:

16 (27) "foraging pig": a pig, whether or not found on the property of its owner, which is  
17 not (1) enclosed in an enclosure constructed in accordance with the regulations of the  
18 administrator of the Division of Agriculture and Land Management issued pursuant to Chapter  
19 15 of Title 11, or (2) under the secure and immediate physical control of a capable person, such  
20 as tied by a rope or enclosed within a motor vehicle, while the pig is being led to slaughter,  
21 transferred to another pen, transported to another location, or is otherwise out of its pen for a  
22 similar lawful purpose.

23 (85) “JEMCO”: Joint Economic Management Committee.

24 (86) “OIA”: Office of Interior Affairs, U. S. Department of the Interior.

25 (87) “OCM”: Federated States of Micronesia, Office of Compact Management.

1           ...

2           Section 1.305. Implementation of Code. Within thirty days following the Code's taking  
3 effect the Clerk of Courts gives the Department of Administration and Finance all records  
4 pertaining to birth, marriage, and death.

5           Section 5.206. Department of Transportation and Infrastructure. In setting departmental  
6 priorities the Department of Transportation and Infrastructure gives priority to a speedy  
7 completion of its duty set forth in Section 5.202 (9)(b), providing a monthly progress report to  
8 the Legislature, and adhering to work schedules set by a monitoring authority. If it does not  
9 adhere to a work schedule, it states the reasons for the failure in the report for that month in  
10 which it has not met a work schedule.

11           Section 7.402. Powers and duties. The Authority has the power and duty to:

12           ...

13           (14) act as an agent of the Environmental Protection Board of the Federated States of  
14 Micronesia pursuant to written agreement approved by the Governor;

15           (15) preserve the State's forests and wildlife and regulate activities that affect them;

16           (16) oversee and enforce those provisions of Title 19 pertaining to the preservation and  
17 conservation of marine resources. This shall include oversight over the duties of Marine  
18 Surveillance; and

19           (17) preserve and regulate the use of objects and places of historical and cultural value.

20           “Section 7.503. Composition of the Board; term. The Bureau is governed by a Board of  
21 five Directors. The Board is composed of four Directors appointed by the Governor with the  
22 advice and consent of the Legislature, and, ex-officio, the Director of the Department of  
23 Transportation and Infrastructure. An appointed Director serves for a term of four years, subject  
24 to reappointment, and until his successor has been appointed and qualifies. Initially, the  
25 Governor appoints two Directors to two year terms and two Directors to four year terms. A

1 is filled for the remainder of the term for the vacated position.

2 Section 7.506. Organization of the Board; quorum; compensation and expenses.

3 Pursuant to its bylaws, the Board organizes by electing one of its members as Chairman and  
4 another as Vice-Chairman. The Board also designates from among its members a Secretary to  
5 keep the minutes and records of the Board. Any three members of the Board constitute a  
6 quorum, and a concurrence of three members is necessary for any official action taken by the  
7 Board. No vacancy in the membership of the Board impairs the right of a quorum to exercise all  
8 of the rights and perform all of the duties of the Board. Directors are compensated at established  
9 rates when actually attending meetings of the Board, except the Director of the Department of  
10 Transportation and Infrastructure who does not receive additional compensation. All Directors  
11 receive travel expenses and per diem at Kosrae State Government rates when these amounts  
12 would be payable to Kosrae State Government employees in the same circumstances.

13 Section 7.509. Transfer of personnel, funding, facilities and equipment. Following the  
14 organization of the Bureau, the State transfers to the Bureau, all personnel, funding, facilities and  
15 equipment from the Division of Tourism to the Kosrae Visitors Bureau. Details of this transfer  
16 are to be mutually agreed to by the Board and the Department of Resources and Economic  
17 Affairs.

18 Section 7.1206. Composition of the Board; term. The Bureau is governed by a Board of  
19 five Directors. The Board is composed of four Directors appointed by the Governor with the  
20 advice and consent of the Legislature, and, ex-officio, the Director of the Department of  
21 Transportation and Infrastructure. An appointed Director serves for a term of four years, subject  
22 to reappointment, and until his successor has been appointed and qualifies. Initially, the  
23 Governor appoints two Directors to two year terms and two Directors to four year terms. A  
24 vacancy is filled for the remainder of the term for the vacated position. The General Manager  
25 serves pursuant to the provisions of Section 7.1209.

1           Section 7.1208. Organization of the Board; quorum; compensation and expenses.

2 Pursuant to its bylaws, the Board organizes by electing one of its members as Chairman and  
3 another as Vice-Chairman. The Board also designates from among its members a Secretary to  
4 keep the minutes and records of the Board. Any three members of the Board constitute a quorum,  
5 and a concurrence of three members is necessary for any official action taken by the Board. No  
6 vacancy in the membership of the Board impairs the right of a quorum to exercise all of the rights  
7 and perform all of the duties of the Board. Directors are compensated at established rates when  
8 actually attending meetings of the Board, except the Director of the Department of Transportation  
9 and Infrastructure who does not receive additional compensation. All Directors receive travel  
10 expenses and per diem at Kosrae State Government rates when these amounts would be payable  
11 to Kosrae State Government employees in the same circumstances.

12           Section 9.402. Documentation. Upon arrival of its vessel in the State a carrier or its agent  
13 submits to the Director, a copy of a manifest, bill of lading or waybill for all goods on the vessel  
14 intended for off-loading in the State. The consignee of the goods shall be responsible for  
15 providing the Director of the Department of Administration and Finance with a copy of the  
16 invoice. Regulation may provide for other particulars of documentation.

17           Section 10.202. Director's Powers and duties. The Director has the power and duty to:

18           ...

19           (9) maintain other books, records and documents as are necessary for the proper  
20 administration of the Office;

21           (10) in consultation with the Director of the Department of Administration and Finance  
22 continuously review Government accounting and financial reporting practices and make required  
23 improvements.

24           Section 10.205. The Revenue Fund. (1) The Revenue Fund contains all monies received  
25 by the Government pursuant to a law imposing a tax, duty or tariff, and all other revenues and

1 reimbursements from a fine, fee, license, interest, rent, or Government service, and other  
2 Government collection or collections by a government for the Government's benefit. A person  
3 who receives monies pursuant to this section transmits the monies within seven days of receipt to  
4 the Division of Finance and Budget for deposit in the Revenue Fund except that:

5 ...

6 (c) The Division of Finance and Budget retains in an Airport Trust Fund all  
7 monies from taxes, duties, tariffs, fees, licenses, rents and other charges arising out of the  
8 operations of the Kosrae Airport, including all airport buildings and facilities, which monies are  
9 spent at the discretion of the Department of Transportation and Infrastructure for operations,  
10 construction and renovation of facilities at the Kosrae Airport:

11 ...

12 (k) The Department of Resources and Economic Affairs may retain monies  
13 collected or received under its housing loan program in a Housing Renovation Revolving Fund,  
14 and promulgates regulation for the disbursement of said monies; and

15 ...

16 (2) By regulation the Director of the Department of Resources and Economic Affairs  
17 provides for the sale of materials pursuant to subsection (1)(a) so that:

18 (a) sale is at cost plus a reasonable charge for administrative costs; and

19 (b) there is a reasonable balance between the interests of assisting the public and  
20 fostering private retail sales.

21 Section 11.304. Resignation. In consultation with the Land Court and the Department of  
22 Resources and Economic Affairs, the Governor certifies a person as land surveyor following  
23 oral, written and practical examination and a finding of qualification of the applicant by a  
24 qualified land surveyor appointed by the Governor.

25 Section 11.411. Loan Guarantee Escrow Account. In a case where the beneficiary is the

1 Farmers Home Administration, the trustee, who shall be the State Office of Finance and Budget  
2 or other legal entity of the State Government designated by the Governor, establishes and  
3 maintains a Loan Guarantee Escrow Account in an amount to be agreed upon by the trustee and  
4 the beneficiary. Such account is to be maintained in a State financial institution which has Federal  
5 Deposit Insurance Corporation (FDIC) coverage, and any interest earned is redeposited into the  
6 account. The use of funds from the account is for the sole purpose of servicing loans made by the  
7 beneficiary in the event of the trustor's default on the obligations under the terms of the  
8 promissory note and the deed of trust security instrument securing such note and for which such  
9 note is guaranteed by the Loan Guarantee Escrow Account through the trustee. The trustee and  
10 Farmers Home Administration, as beneficiary, are directed by a Memorandum of Understanding  
11 as to the procedure for the use of funds from the Loan Guarantee Escrow Account. The Loan  
12 Guarantee Escrow Account is not terminated without the written consent of the trustee and the  
13 Administrator of Farmer's Home Administration.

14 Section 11.503. Eligibility. In addition to other requirements provided by law or  
15 regulation the following determines homesteading eligibility:

16 ...

17 (2) A clan, lineage, family or group of persons who collectively possess land rights by  
18 tradition recognized by the Governor is eligible if the Director of the Department of Resources  
19 and Economic Affairs, taking cognizance of the tenure tradition recommends to the Governor that  
20 the clan, lineage, family or group of persons is eligible for a homestead. A clan, lineage, family or  
21 group of persons may not acquire a homestead which exceeds the established maximum area.

22 Section 11.504. Application. The Director of the Department of Resources and  
23 Economic Affairs receives an application for a permit to homestead land. The sworn application  
24 states:

25 Section 11.505. Approval. The Director of the Department of Resources and Economic

1 Affairs verifies the applicant's eligibility and presents the essential facts of the application to the  
2 Governor for his approval or disapproval.

3 Section 11.507. Conditions.

4 (1) The homesteader enters upon and commences the use and improvement of the land  
5 in accordance with a homestead permit within one hundred twenty days after receipt of a permit.  
6 If the homesteader does not enter the land as required, the permit expires and is null and void, and  
7 the homesteader thereby waives all rights in the land.

8 (2) Within six months of entry the homesteader places at all corners of the land markers  
9 obtained from the Department of Resources and Economic Affairs and maintains all boundaries  
10 clear of weeds, trash and underbrush.

11 (3) During the period of occupancy the homesteader complies with laws and  
12 regulations concerning the use, occupation and development of the land.

13 Section 11.508. Deeds. The Governor issues a deed of conveyance on behalf of the  
14 Government for homestead land entered pursuant to this chapter upon the expiration of three  
15 years from the date of entry and the Director of the Department of Resources and Economic  
16 Affairs certification that the homesteader has complied with all law and regulation relating to the  
17 homestead. The Governor issues the deed of conveyance within two years of the time the  
18 homesteader becomes eligible to receive the deed of conveyance. A deed of conveyance conveys  
19 to the homesteader all Government rights to the land and improvements, except rights reserved  
20 by law or by permit.

21 Section 11.509. Transfer. A person may not sell, assign, lease, transfer or encumber a  
22 homestead permit; except that, if a homesteader dies before the issuance of a deed of conveyance,  
23 all rights in the permit inure to the benefit to the person the homesteader has designated in a  
24 writing filed in the Department of Resources and Economic Affairs. If the homesteader did not  
25 make a designation the Director of the Department of Resources and Economic Affairs revokes

1 the permit, and the land, with all appurtenances, reverts to the Government.

2 Section 11.1101. Trochus. The Director of the Department of Resources and Economic  
3 Affairs has the power and duty to preserve and develop trochus resources for maximum economic  
4 and ecological benefit. By regulation the Director provides for:

5 (1) the time, place and method of trochus harvesting by a permit system to assure  
6 responsible and environmentally sound harvesting; and

7 (2) minimum and maximum shell size or other limitations in harvesting.

8 Section 11.1102. Sea Cucumbers. The Director of the Department of Resources and  
9 Economic Affairs and KIRMA have the power and duty to preserve and develop sea cucumber  
10 resources for maximum economic and ecological benefit.

11 (1) No person may commercially harvest, commercially process, or commercially  
12 export sea cucumbers without having a valid permit issued by KIRMA.

13 (2) No person may possess more than five (5) sea cucumbers, at one time, without a  
14 valid permit issued by KIRMA.

15 (3) In consultation with the Director of the Department of Resources and Economic  
16 Affairs KIRMA shall adopt necessary regulations to provide for the protection and sustainable  
17 commercial harvesting, commercial processing, and commercial exportation of sea cucumbers in  
18 accordance with this section. The regulations shall provide for:

19 (f) the absolute ban on the commercial harvesting, commercial processing, and/or  
20 commercial exportation of any species of sea cucumber that has been determined by the Director  
21 of the Department of Resources and Economic Affairs to require such protection.

22 (4) The Director of the Department of Resources and Economic Affairs shall monitor  
23 sea cucumber populations to determine whether the commercial harvesting, commercial  
24 processing, or commercial exportation of sea cucumbers is within sustainable levels.

25 (5) Prior to issuing a permit, KIRMA shall receive and consider advice from the

1 Director of the Department of Resources and Economic Affairs.

2 Section 11.1301. Right of Entry. To enforce this chapter KIRMA may at a reasonable  
3 time enter an establishment or public or private property for the purpose of obtaining information,  
4 making an inspection, obtaining samples, inspecting or copying a record required to be  
5 maintained by this chapter or regulation, or conducting a survey or investigation to enforce this  
6 chapter.

7 Section 11.1302. Enforcement.

8 (1) A person who violates this chapter is subject to enforcement action by KIRMA  
9 which may include issuance of a cease and desist order, imposition of a civil penalty up to ten  
10 thousand dollars for each day of violation, or commencement of a civil action to enjoin the  
11 violation.

12 (2) If KIRMA finds that an unlawful discharge of waste is taking place or may take  
13 place or that the waste collection treatment or disposal facilities of a discharger is approaching  
14 capacity KIRMA requires the discharger to submit for approval of KIRMA, with such  
15 modifications as it may deem reasonably necessary, a detailed time schedule of specific actions  
16 the discharger will take to correct or prevent a violation of requirements.

17 (3) When KIRMA finds that an unlawful development activity or discharge of waste is  
18 taking place or may take place, KIRMA issues an order to cease and desist and directs that those  
19 persons not complying with the requirements or discharge prohibitions (a) comply forthwith, (b)  
20 comply in accordance with a time schedule set by KIRMA or (c) in the event of a threatened  
21 violation, take appropriate remedial or preventive action. In the event of an existing or threatened  
22 violation of waste discharge requirements in the operation of a community system, cease and  
23 desist orders may restrict or prohibit the volume, type, or concentration of waste that might be  
24 added to such system by dischargers who did not discharge into the system prior to the issuance  
25 of the cease and desist order.

1           (4) KIRMA holds a public hearing to determine the authenticity of the facts upon  
2 which it issued a cease and desist order affording adequate notice and opportunity to appear and  
3 be heard to an interested person.

4           (5) A cease and desist order of KIRMA becomes effective upon issuance, and final  
5 upon KIRMA's issuance of findings after a public hearing. KIRMA serves a copy by registered  
6 mail upon a person charged with the violation and upon an affected person appearing at the  
7 hearing and requesting a copy.

8           (6) A person who engages in a development activity or discharges a pollutant into the  
9 water, air, or on the land in violation of this Chapter or a regulation or other order issued by  
10 KIRMA, or who intentionally or negligently causes or permits such a violation, upon order of  
11 KIRMA, corrects the violation or abates its effect.

12           Section 11.1303. Court proceeding. Upon failure of a person to comply with a KIRMA  
13 order, following KIRMA request, the Attorney General petitions the Court for the issuance of an  
14 injunction, mandamus or other appropriate remedy requiring the person to comply with the order.

15           Section 11.1401. Impact review. Before the Government begins to undertake, assist,  
16 participate in, or license action that might affect the land or State waters, KIRMA considers the  
17 impact of the action on antiquities and traditional culture, reporting its findings to the Governor,  
18 the Legislature, and components of Government involved in the proposed action.

19           Section 11.1402. Regulation. By regulation, KIRMA states the classes of structures,  
20 artifacts, or other objects which constitute State antiquities, and provides for authorization of the  
21 use of antiquities for scholarly research, museum display or educational purposes.

22           Section 11.1501. Seizure; disposition.

23           (1) The Police seize a foraging pig and transport it to a facility operated by the Division  
24 of Agriculture and Land Management.

25           Section 11.1503. Regulation.

1           (1) The Administrator of the Division of Agriculture and Land Management issues  
2 regulations providing for the manner of constructing pig enclosures to prevent escape of the  
3 enclosed pigs, if properly maintained, including alternative types of enclosures utilizing both  
4 local and imported materials and allowing for the number and size of the pigs to be enclosed.

5           Section 11.1601. Endangered species. By regulation KIRMA states an endangered  
6 species and provides for its protection.

7           Section 13.627. Fiscal Malfeasance. Fiscal malfeasance is being Government official,  
8 officer, or employee and:

9           (1) making or receiving an allotment, or making or authorizing an expenditure or  
10 creating or authorizing an obligation pursuant to any appropriation, apportionment,  
11 reapportionment, or allotment of Government funds:

12                   (a) in excess of the sum available by law;

13                   (b) in advance of the availability of funds;

14                   (c) for purposes other than those for which an appropriation or allotment has been  
15 made;

16                   (d) in excess of reprogramming authority granted by law; or

17           (2) Being a Government official, officer or employee and knowing of a violation of this  
18 section and failing to immediately report to the Governor, to the Speaker, and to the Attorney  
19 General, all pertinent facts, together with a statement of the action taken or proposed to be taken  
20 by the Director, except that the Director shall be under no such reporting obligation with respect  
21 to the use or proposed use of funds withdrawn from the Legislative Operations Fund by the  
22 allottee or other authorized person. Fiscal malfeasance is a category one felony.

23           Section 14.104. Port and Dock Fees. The Department of Administration and Finance or its  
24 designee collects the following fees from masters and agents of vessels using the ports and docks  
25 in the State of Kosrae:

1 (1) Entry Fee

2 (a) \$0.15 per gross registered ton for vessels of specified tonnage;

3 (b) \$2.00 per foot or fraction thereof as measured from bowsprit to stern for  
4 yachts, sailboats, pleasure crafts and other vessels of unspecified tonnage;

5 (2) Anchorage Fee

6 (a) \$0.05 per gross registered ton per 24 hours or fraction thereof for vessels of  
7 specified tonnage;

8 (b) \$25.00 for yachts, sailboats, pleasure crafts and other vessels of unspecified  
9 tonnage; except if such vessels anchor less than 24 hours the anchorage fee shall be \$10.00;

10 (3) Dockage Fee

11 (a) \$0.09 per gross registered ton per 24 hours or fraction thereof for vessels of  
12 specified tonnage;

13 (b) \$50.00 per 24 hours or fraction thereof for yachts, sailboats, pleasure crafts  
14 and other vessels of unspecified tonnage; except if such vessels remain at the dock less than 24  
15 hours the dockage fee shall be \$25.00;

16 (4) Wharfage Fee

17 (a) \$0.25 per revenue ton for cargo conveyed over the dock.

18 The dockage fee prescribed in Section 14.104(3) does not apply to vessels docked at or  
19 using the small boat marinas in Lelu, Tafunsak, and Utwe. This section does not apply to locally  
20 based non-commercial fishing vessels and outrigger vessels; vessels wholly owned by the  
21 Government, by Kosrae domiciliaries, or by the Government and Kosrae domiciliaries jointly; and  
22 military and law enforcement vessels. The Director of the Department of Administration and  
23 Finance establishes regulations for the collection of entry, anchorage, dockage, and wharfage  
24 fees.

25 Section 14.204. Introduction of animals or plants. A person wanting to bring into the

1 State a species of animal or form of plant life not at that time in the State applies for permission  
2 to the Department of Resources and Economic Affairs which provides by regulation for standards  
3 for exclusion and states an excluded animal or plant.

4 Section 14.206. Disposition. Matter which a person attempts to bring into the State in  
5 violation of law or regulation established is subject to seizure by the Government for appropriate  
6 disposition pursuant to regulation of the Department of Resources and Economic Affairs.

7 Section 15.303. Definitions. When used in this Act, the following words shall have  
8 meanings as defined below, unless otherwise required by the context:

9 ...

10 (4) 'Director' means the Director of the Kosrae State Department of Resources and  
11 Economic Affairs.

12 Section 15.501. Definitions. In this chapter:

13 (1) "available" is able to be in the State on the date the employer states the worker  
14 begins work.

15 (2) "Department" is the Department of Administration and Finance.

16 (3) "employee" a noncitizen worker, including a person acting in a professional,  
17 managerial, or executive capacity.

18 (4) "employer" is an individual, partnership, association, or corporation hiring  
19 employees and any individual who has in his employ a domestic servant, but does not include  
20 government.

21 (5) "temporary employee" is an employee employed within the State for a period  
22 less than ninety days or as otherwise stated by this chapter.

23 Section 17.104. Fees. The Department of Administration and Finance collects a fee  
24 required by this part.

25 Section 19.101. Definitions. As used in this Title, unless the context otherwise requires,

1 the term:

2 ...

3 (5) "Department" means the Department of Resources and Economic Affairs; and

4 (6) "Director" means the Director of Resources and Economic Affairs.”

5 Section 4. Amendment. Title 7, Chapter Nine is amended by adding new section 7.901  
6 and 7.902 and by amending the chapter title to read as follows:

7 “Chapter Nine. Sports Council

8 Section 7.901. The Sports Council. The Sports Council consists of five members who  
9 serve terms of two years. Each municipality is the place of residence of at least one Council  
10 member and one council representing the state government.

11 Section 7.902. Powers and duties. The Council has the power and duty to:

12 (1) formulate Government policy regarding, and supervise, sports, leagues  
13 and games, and the State's participation in extra-State tournaments;

14 (2) recommend to the Legislature and Executive the purchase of equipment,  
15 improvement and use of public land for recreational facilities, and the hiring of recreation staff;  
16 and

17 (3) collect entrance fees from participants in games and tournaments and  
18 admission fees from persons attending events at the gymnasium and other recreational facilities.

19 Section 5. Effective Date. This act takes effect upon the approval of the Governor or  
20 upon its becoming law without such approval.

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PASSED BY THE NINTH KOSRAE STATE LEGISLATURE ON THE 9<sup>TH</sup> DAY OF MAY  
2007.

Lyndon H. Jackson  
Speaker, 9<sup>th</sup> Kosrae State Legislature

Attested by: \_\_\_\_\_  
Chief Clerk

Robert J. Weilbacher  
Governor, State of Kosrae

Date: \_\_\_\_\_