

CHAPTER 3

FSM Nationals

SECTIONS

- § 301. **Establishment of status of a national of the Federated States of Micronesia.**
- § 302. **Rights and obligations.**
- § 303. **Loss of status.**
- § 304. **Issuance of regulations.**

Editor's note: This new chapter 3 entitled FSM Nationals was added by section 1 of PL 17-54. PL 17-54 was signed into law by President Manny Mori on June 6, 2012.

Section 6 of PL 17-54 states that: "Sections 301 to 303 of title 7 of the Code of the Federated States of Micronesia, as amended, shall become effective on January 1, 2013."

§ 301. Establishment of status of a national of the Federated States of Micronesia.

A person born of parents one or both of whom are citizens of the Federated States of Micronesia is a national of the Federated States of Micronesia.

Source: PL 17-54 § 2.

Cross-reference: For constitutional provisions on FSM Citizenship, see FSM Const., art. III. For constitutional provision on the power of the FSM Congress to regulate, see FSM Const., art. IX, § 2(c). The provisions of the Constitution are found in Part I of this code.

§ 302. Rights and obligations.

To the extent permitted by the Constitution, noncitizen nationals of the Federated States of Micronesia shall have all the rights of citizens of the Federated States of Micronesia to enter, reside, and work in the Federated States of Micronesia pursuant to this code, and any obligations associated with these rights. These rights shall be limited to such nationals as individuals and shall not entitle the dependents of such nationals to any additional rights or privileges. Such nationals shall be issued with an identification document upon presenting appropriate proof of their status to the President or his designee, and shall require no additional documentation, permit, or registration not required of citizens of the Federated States of Micronesia to establish or exercise these rights.

Source: PL 17-54 § 3.

Cross-reference: For constitutional provisions on FSM Citizenship, see FSM Const., art. III. For constitutional provision on the power of the FSM Congress to regulate, see FSM Const., art. IX, § 2(c). The provisions of the Constitution are found in Part I of this code.

The statutory provisions on the President and the Executive are found in title 2 of this code.

§ 303. Loss of status.

No person may be deprived of his or her status as a national of the Federated States of Micronesia except, if over 18 years of age, by making a voluntary and formal renunciation before an official of the Government of the Federated States of Micronesia.

Source: PL 17-54 § 4.

Cross-reference: For constitutional provisions on FSM Citizenship, see FSM Const., art. III. For constitutional provision on the power of the FSM Congress to regulate, see FSM Const., art. IX, § 2(c). The provisions of the Constitution are found in Part I of this code.

The statutory provisions on the President and the Executive are found in title 2 of this code.

§ 304. Issuance of regulations.

The President or his designee shall promulgate regulations consistent with the contents and intent of this chapter.

Source: PL 17-54 § 5.

Cross-reference: For constitutional provisions on FSM Citizenship, see FSM Const., art. III. Art. III states as follows:

Section 1. A person who is a citizen of the Trust Territory immediately prior to the effective date of this Constitution and a domiciliary of a District ratifying this Constitution is a citizen and national of the Federated States of Micronesia.

Section 2. A person born of parents one or both of whom are citizens of the Federated States of Micronesia is a citizen and national of the Federated States by birth.

Section 3. A citizen of the Federated States of Micronesia who is recognized as a citizen of another nation shall, within 3 years of his 18th birthday, or within 3 years of the effective date of this Constitution, whichever is later, register his intent to remain a citizen of the Federated States and renounce his citizenship of another nation. If he fails to comply with this Section, he becomes a national of the Federated States of Micronesia.

For constitutional provision on the power of the FSM Congress to regulate, see FSM Const., art. IX, § 2(c).

The provisions of the Constitution are found in Part I of this code.

The statutory provisions on the President and the Executive are found in title 2 of this code. The statutory provisions on Administrative Procedure are found in title 17 of this code.

Editor's note: Section 6 of PL 17-54 states that: "Sections 301 to 303 of title 7 of the Code of the Federated States of Micronesia, as amended, shall become effective on January 1, 2013."