CODE OF THE
FEDERATED STATES OF MICRONESIA

This version of the Code of the Federated States of Micronesia is an unofficial legislative version of the 1997 Code, as updated by the Office of the Legislative Counsel of the Congress of the Federated States of Micronesia, with assistance by the LIS Project. This version is updated through Public Law 12-12 (August 19, 2001).

The first official version of the code was done in 1982 (see, "Introduction to Original 1982 Code [with PL 2-48]") and the latest official revision of the code was undertaken in 1997 (see, "Introduction to 1997 edition, FSM Code").

Users may utilize this unofficial legislative version of the Code as a useful research tool, but should cite to the source laws set forth in the source following each Section of the Code, if citing to a provision that was amended after Public Law 9-164 (May, 1997). Public Law 9-164 was the last law codified in the official 1997 FSM Code.

Users should also check if the portion of the Code that they are referencing has been amended by any public law after Public Law 12-12 by checking the 12th and 13th Congress Public Law Tables on the website of the FSM Congress.

Format editing was done by the LIS Project to improve the readability of the Code. Additional cross references and links have been added throughout this version of the FSM Code by the LIS Project to assist in more efficient research.

Certain word processing characters such as dashes and quotation marks may not have translated cleanly into "html" format and may appear as underline marks and periods, respectively. Users of this Code are cautioned about such translation problems and should refer to the Disclaimer page of this web site for more information.

To obtain more information on the FSM Congress and to access certain public laws, bills, resolutions, committee reports, and other information, see the website of the FSM Congress.

INTRODUCTION TO 1997 EDITION, FSM CODE

INTRODUCTION TO ORIGINAL 1982 CODE
(Includes PL 2-48)

Title 1. GENERAL PROVISIONS
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Chapter 2. Interpretation of Law and Code (§§ 201-213; §§ 220-234)

Subchapter I. Interpretation of Law (§§ 201-213)
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Title 2. EXECUTIVE
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Title 3. LEGISLATIVE
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Chapter 5. Advice and Consent (§§ 501-502)
Chapter 6. Legislative Counsel (§§ 601-602)
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Title 4. JUDICIARY OF THE FEDERATED STATES OF MICRONESIA
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Chapter 2. Jurisdiction (§§ 201-208)
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Title 6. JUDICIAL PROCEDURE
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Chapter 2. Absent Defendants (§§ 201-204)
Chapter 3. Venue (§§ 301-304)
Chapter 4. Survival of Actions (§ 401)
Chapter 5. Actions for Wrongful Death (§§ 501-503)
Chapter 6. Actions Against the Trust Territory (§§ 601-603)
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Chapter 9. New Trial, Appeal and Review (§§ 901-907)
Chapter 10. Fees, Costs, and Fines (§§ 1011-1022)
Subchapter I. Fees and Costs (§§ 1011-1019)
Subchapter II. Disposition of Fines (§§ 1021-1022)
Chapter 11. Uniform Single Publication Act (§§ 1101-1102)
Chapter 12. Contribution Among Joint Tort Feasers Act (§§ 1201-1206)
Chapter 13. Evidence (§§ 1301-1303)
Chapter 14. Enforcement of Judgments (§§ 1401-1415)
Chapter 15. Special Proceedings (§§ 1501-1510)
Chapter 16. Domestic Relations (§§ 1611-1635)
Subchapter I. General Provisions (§§ 1611-1616)
Subchapter II. Annulment and Divorce (§§ 1621-1629)
Subchapter III. Adoption (§§ 1631-1635)
Chapter 8. Emergency Proclamations (§§ 801-804)
Chapter 9. Money Laundering and Proceeds of Crime (§§ 901-979)
Subchapter I. General Provisions (§§ 901-911)
Subchapter II. Money and Laundering (§§ 912-928)
Subchapter III. Confiscation (§§ 929-979)
Chapter 10. Federated States of Micronesia Weapons Control (§§ 1001-1031)
Chapter 11. Controlled Substances (§§ 1111-1149)
Subchapter I. General Provisions (§§ 1111-1112)
Subchapter II. Standards and Schedules (§§ 1116-1128)
Subchapter III. Manufacture, Distribution, and Dispensing (§§ 1131-1139)
Subchapter IV. Offenses and Penalties (§§ 1141-1149)
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Title 12. CRIMINAL PROCEDURE
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Chapter 5. Preliminary Matters (§§ 501-507)
Chapter 6. Bail (§§ 601-608)
Chapter 7. Witnesses (§§ 701-702)
Chapter 8. Dismissal (§§ 801-802)
Chapter 9. Insanity (§§ 901-902)
Chapter 10. Criminal Extradition [REPEALED]
Chapter 11. Juveniles (§§ 1101-1107)
Chapter 12. Joint Administration of Law Enforcement (§§ 1201-1203)
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Title 17. ADMINISTRATIVE PROCEDURE
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Title 18. TERRITORY, ECONOMIC ZONES AND PORTS OF ENTRY
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Chapter 2. Ports of Entry (§§ 201-210)
Chapter 3. Regulation of Foreign Vessels (§§ 311-335)
Subchapter I. Entry into Foreign Vessels (§§ 311-335)
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Title 19. ADMIRALTY AND MARITIME
Chapter 1. General Provisions (§§ 101-102)
Chapter 2. Nationality of Vessels (§§ 201-205)
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Chapter 5. Qualifications for Seamen (§§ 501-511)
Chapter 6. Rights and Conditions for Seamen (§§ 601-652)
Chapter 7. Aids to Navigation (§§ 701-711)
Chapter 8. Wrecked Vessels and Salvage (§§ 801-817)
Chapter 9. Goods Carried by Sea (§§ 901-908)
Chapter 10. Vessel Liability (§§ 1001-1008)
Chapter 11. Miscellaneous Provisions (§§ 1101-1108)
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Chapter 2. General Powers of the Secretary; National Preemption (§§ 201-202)
Chapter 3. Organization of Civil Aviation Authority and Powers and Duties of the Secretary (§§ 301-309)
Chapter 4. Air Carrier Economic Regulation (§§ 401-417)
Chapter 5. Nationality and Ownership of Aircraft (§§ 501-503)
Chapter 6. Safety Regulation of Civil Aeronautics (§§ 601-609)
Chapter 7. Regulation of Airports (§§ 701-705)
Chapter 8. Aircraft Accident Investigation (§ 801)
Chapter 9. Penalties (§§ 901-902)
Chapter 10. Procedures (§§ 1001-1008)
Chapter 11. Miscellaneous Provisions (§§ 1101-1104)
Chapter 12. Federated States of Micronesia Airline Corporation (§§ 1201-1225)
Chapter 13. Air Passenger Safety Instructions (§§ 1301-1303)
Chapter 14. Prohibitions on Passenger Aircraft (§§ 1401-1403)

Title 21. TELECOMMUNICATIONS
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Chapter 2. Telecommunications Corporation (§§ 201-231)

Title 22. AGRICULTURE AND LIVESTOCK
Chapter 1. General Provisions [RESERVED]
Chapter 2. Coconut Development (§§ 201-217)
Chapter 3. Copra Trade Licensing (§§ 301-305)
Chapter 4. Quarantines (§§ 401-415)
Chapter 5. Export Meat Inspection (§§ 501-546)

Title 23. RESOURCE CONSERVATION
Chapter 1. Marine Species Preservation (§§ 101-116)
Chapter 2. [RESERVED]
Chapter 3. Endangered Species Act (§§ 301-317)

Title 24. MARINE RESOURCES ***(Most of the provisions of this title have been recently repealed and reenacted by the provisions of PL 12-34. A copy of this public law can be found by going to the 12th Congress Public Law Table at the website of the FSM Congress.)
Chapter 1. General Provisions (§§ 101-120)
Chapter 2. Domestic Fishing (§§ 201-202)
Chapter 3. Management Authority (§§ 301-306)
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Chapter 5. Violations and Penalties (§§ 501-516)
Chapter 6. State Entities for Development of Marine Resources (§§ 601-607)
Chapter 7. National Fisheries Corporation (§§ 701-724)
Title 25. ENVIRONMENTAL PROTECTION
Subtitle I. Trust Territory Environmental Quality Protection Act
Chapter 1. General Provisions (§§ 101-104)
Chapter 2. Environmental Protection Board (§§ 201-208)
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Chapter 4. District Advisory Boards (§§ 401-413)
Subtitle II: Federated States of Micronesia Environmental Protection Act
Chapter 5. General Provisions (§§ 501-503)
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Title 26. HISTORICAL SITES AND ANITQUITIES
Chapter 1. General Provisions (§§ 101-102)
Chapter 2. Institute for Micronesian History and Culture (§§ 202-203)
Chapter 3. Historical Preservation Procedures (§§ 301-305)
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Title 29. COMMERCIAL BANKING

Chapter 1. General Provisions (§§ 101-105)
Chapter 2. Banking Board (§§ 201-205)
Chapter 3. Domestic Banks (§§ 301-310)
Chapter 4. Foreign Banks (§§ 401-408)
Chapter 5. Licensing of Banks (§§ 501-504)
Chapter 6. Regulation and Supervision of Banks (§§ 601-627)
Chapter 7. [RESERVED]
Chapter 8. Receivership and Liquidation (§§ 801-803)

Title 30. DEVELOPMENT BANKING

Chapter 1. Federated States Development Bank (§§ 101-138)
Chapter 2. Investment Development Fund (§ 201)
Chapter 3. Investment Development Act (§ 301-320)

Title 31. BANKRUPTCY AND INSOLVENCY *** (New provisions of this title have been recently enacted by the provisions of PL 13-73. A copy of this public law should be found by going to the 13th Congress Public Law Table at the website of the FSM Congress.)

Title 32. BUSINESS REGULATIONS

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Chapter 3. Anticompetitive Practices (§§ 301-306)
Chapter 4. Notaries Public (§§ 411-426)
Subchapter I. General Provisions (§§ 411-417)
Subchapter II. Powers and Duties (§§ 421-426)
Chapter 5. Noncitizen Peddlers [REPEALED]
Chapter 6. Lateritic Soil Development Franchises (§§ 601-606)
Title 33. COMMERCIAL LAW
Chapter 1. General Provisions [Reserved]
Chapter 2. Sales [Reserved]
Chapter 3. Commercial Paper [Reserved]
Chapter 4. Bank Deposits and Collections [Reserved]
Chapter 5. Letters of Credit [Reserved]
Chapter 6. Bulk Transfers [Reserved]
Chapter 7. Warehouse Receipts, Bills of Lading, and Other Documents of Title [Reserved]
Chapter 8. Investment Securities (§§ 801-808)
Chapter 9. Secured Transactions (§§ 901-933)
Subchapter I. Real Property Security Instruments (§§ 901-920)
Subchapter II. Personal Property Secured Transactions (§§ 921-933)
Part I. General Provisions (§§ 921-927)
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Chapter 10. [Reserved]
Chapter 11. [Reserved]
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Title 34. CONSUMER PROTECTION
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Title 35. COPYRIGHTS, PATENTS, AND TRADEMARKS.

Chapter 1. Copyrights (§§ 101-126)

Title 36. CORPORATIONS AND BUSINESS ASSOCIATIONS
Chapter 1. General Provisions (§§ 101-107)
Chapter 2. Registrar of Corporations (§§ 201-206)
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Title 38. INTERNATIONAL TRADE
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Subchapter II. Education Standards (§§ 221-222) [REPEALED]

Subchapter III. Special Education (§§ 231-237)

Subchapter IV. School Year and Attendance (§§ 241-242) [REPEALED]

Subchapter V. Nonpublic Schools (§§ 251-254) [REPEALED]

Chapter 3. Student Assistance (§§ 321-371)

Subchapter I. Student Loan Fund (§§ 311-316) [REPEALED]

Subchapter II. General Assistance (§§ 321-323)

Subchapter III. Student Loan Revolving Fund (§§ 324-334)

Subchapter IV. Continental Airlines Scholarship Program (§ 351)

Subchapter V. Fisheries and Maritime Training Programs (§ 371)

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Chapter 5. Library of Congress (§§ 501-505)

Chapter 6. Aid to Nonpublic Schools Fund (§§ 601-606)

Chapter 7. College of Micronesia-FSM (§§ 701-734)

Title 41. PUBLIC HEALTH, SAFETY, AND WELFARE

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Chapter 3. Health Care Certificates of Need (§§ 301-314)

Chapter 4. Immunization of School Children (§§ 401-409)

Chapter 5. Child Abuse (§§ 501-506)

Chapter 6. Sanitation (§§ 601-606)

Chapter 7. Disaster Relief Assistance Act of 1989 (§§ 701-710)

Chapter 8. Prohibition on Smoking (§ 801)

Chapter 9. Federated States of Micronesia Nursing Practice Act (§§ 901-931)


Title 42. ECONOMIC DEVELOPMENT

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Title 43. CENSUS & STATISTICS

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Title 50. IMMIGRATION

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Title 51. LABOR

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Title 52. PUBLIC EMPLOYMENT

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Chapter 2. Public Service Salaries (§§ 201-210)
Chapter 3. Exempt Employees (§§ 301-307)
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Title 53. SOCIAL SECURITY AND PRIOR SERVICE BENEFITS

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Chapter 5. Retirement Fund (§§ 501-505)

Subtitle II: Federated States of Micronesia Social Security
Chapter 6. General Provisions (§§ 601-607)
Chapter 7. Social Security Board and Administration (§§ 701-708)
Chapter 8. Coverage and Benefits (§§ 801-809)
Chapter 9. Contributions (§§ 901-904)
Chapter 10. Retirement Fund (§§ 1001-1006)
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Title 54. TAXATION AND CUSTOMS

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Title 55. GOVERNMENT FINANCE AND CONTRACTS

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Chapter 3. Internal Budget and Finance Procedures Under the Compact of Free Association (§§ 301-345)
Subchapter I. Budget Procedures and Policies for Compact Funds (§§ 302-307)
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Chapter 4. Government Contracts (§§ 401-418)

Chapter 5. Public Auditor (§§ 501-507)

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Subchapter IV. Supply Stock Revolving Fund (§§ 618-622)
Subchapter V. Bond Repayment Fund (§§ 623-629)
Subchapter VI. Fisheries Observer Revolving Fund (§§ 630-634)
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Subchapter X. ADB Water Loan Fund (§§ 660-665)

Chapter 7. Development Matching Grant (§§ 701-707)

Chapter 8. Chuuk State Commission on Improvement Projects (§§ 801-804)

Chapter 9. Sale of Code and Supplements (§§ 901-924)
Subchapter I. Code (§§ 901-902)
Subchapter II. First Supplement (§§ 903-904)
Subchapter III. Second Supplement (§§ 920-924)

Chapter 10. Kosrae State Commission on Improvement Projects (§§ 1001-1003) [REPEALED]

Chapter 11. Trust Territory Financial Management (§§ 1111-1137)
Subchapter I. General Provisions (§§ 1111-1113)
Subchapter II. General Fund of the Congress of Micronesia (§§ 1121-1123)
Subchapter III. Department of Finance (§§ 1131-1137)

Chapter 12. FSM Trust Fund (§§ 1201-1221)

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Title 56. GOVERNMENT PROPERTY ACQUISITION

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Chapter 2. Real Property Acquisition (§§ 201-209)

Chapter 3. Relocation Assistance (§§ 301-314)

Chapter 4. Alien Property (§§ 401-405)

Title 57. MONEY AND CURRENCY

Chapter 1. Currency (§ 101)
Title 58. COMPACT FUNDS FINANCING
Chapter 1. [RESERVED]
Chapter 2. [RESERVED]
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Chapter 5. Compact Funds Financing (§§ 511-564)
Subchapter I. General Provisions (§§ 511-514)
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Subchapter III. Issuance of Bonds (§§ 531-537)
Subchapter IV. Payment, Cancellation and Redemption of Bonds (§§ 541-545)
Subchapter V. FSM Fiscal Agents (§§ 551-555)
Subchapter VI. Legal Matters (§§ 561-564)

CODE EXTRACTS

Title 3
Chapter 1
§ 106. Holding other offices.
A Member of the Congress of the Federated States of Micronesia may not hold another public office or employment. During the term for which he is elected and three years thereafter, a Member may not be elected or appointed to public office or employment created by a National statute enacted during his term. A Member may not engage in any activity which conflicts with the proper discharge of his duties.
Source: PL IC-1 § 14; PL IC-24 § 3.

Title 11
Chapter 1
§ 104. Definitions.
The definitions in this section shall apply throughout this title, unless otherwise specified or a different meaning is plainly required.
(1) "Crime" means an act committed or omitted in violation of any law forbidding or commanding it, and which, upon conviction, is punishable by either or both of the following:
   (a) imprisonment; or
   (b) fine.
(2) "Criminal negligence" means to engage in conduct which creates a substantial and unjustifiable risk of bodily injury to another, or to engage in conduct which constitutes gross deviation from the standard of care that a reasonable person would exercise, which conduct causes the criminal result.
(3) "Felony" means any crime which is punishable by imprisonment for more than one year.
(4) "Intent" means acting with the conscious purpose to engage in the conduct specified, refrain from the omission specified or cause the specific result.
(5) "Knowledge" means being aware of the nature of the conduct or omission or of the
existing circumstances, or believing that a fact exists which brings the conduct or omission within the provisions of this code. It does not require any knowledge of the unlawfulness of such conduct or omission.

(6) "Misdemeanor" means any crime which is not a felony.

(7) "National crime" means:

(a) any crime which is

(i) inherently national in character and defined anywhere in this title; or
(ii) otherwise a crime against the Federated States of Micronesia.

(b) A crime is "inherently national in character" when any of the following is true:

(i) the crime is committed in the exclusive economic zone of the Federated States of Micronesia as defined in title 18 of this Code;
(ii) the crime is committed in the airspace above the territory comprising the Federated States of Micronesia as defined in article I, section 1 of the FSM Constitution;
(iii) the crime is committed on any airborne vehicle of the National Government, regardless of that vehicle's location;
(iv) the crime is committed on any watergoing vessel flagged and registered by the Federated States of Micronesia regardless of that watergoing vessel's location;
(v) the crime is committed on any watergoing vessel of the National Government regardless of that vessel's location;
(vi) the crime is committed against a national public servant in the course of, in connection with, or as a result of that person's employment or service;
(vii) the crime is committed against a former national public servant in retaliation for an act undertaken while that person was engaged in public service and within the scope of his or her official duties;
(viii) the crime is committed by a national public official or public servant while that person is engaged in his or her official duties or in violation of a fiduciary duty;
(ix) the crime involves property belonging to the National Government; or
(x) the crime is committed against any person participating in or attempting to participate in a national election.

(8) "Official proceedings" means any proceeding conducted by or under the supervision of a judge, magistrate, judicial officer or other public official in relation to any alleged offense or proven offense, and includes an inquiry, investigation, or preliminary or final determination of facts.

(9) Person. The terms "person", "he", "she", "accused" and "defendant" include any natural or legal person, including but not limited to, a government, corporation or unincorporated association, or other organization.

(10) "Principal" means a person who commits or participates in the commission of a crime and shall include a co-conspirator, accomplice or an aid or abettor.

(11) "Property" shall mean both real and personal property.

(12) "Public official" and "public servant" means any person elected, appointed or employed to perform a governmental function on behalf of the Federated States of Micronesia, or any department, agency or branch thereof, or any allottee as defined in the Financial Management Act of 1979 or any successor law, in any official function under or by authority of any such agency or branch of government. The terms include, but are not limited to, the President, Vice President, department heads and other government employees, legislators, judges, law enforcement officers, advisors and consultants, but do not include witnesses.
"Reckless" means to engage in conduct with a willful disregard for the safety of others or to engage in conduct in a manner that constitutes a gross deviation from the standard of care that a reasonable person would exercise in the situation.

"Serious bodily injury" means bodily injury which creates a high probability of death or which causes serious permanent disfigurement or which causes a permanent or protracted loss or impairment of the function of any bodily member or organ, or other bodily injury of like severity.

"Willfully" means to act with a purpose or willingness to commit an act, or to make an omission. It does not require any intent to violate the law, or to injure another, or to acquire any advantage.

Source: PL 11-72 § 6; PL 11-76 § 2.

Editor's note: Subsections rearranged in alphabetical order.

Chapter 5: Crimes Against Public Administration
Subchapter II: Public Officials
Code of Conduct

§ 511. Definitions.
The definitions in this section shall apply throughout this title, unless otherwise specified or a different meaning is plainly required.
(1) "Benefit" shall mean gain or advantage of any kind, and shall include financial gain, property, service, or improvement of condition.
(2) "Business" shall mean businesses of any kind whether situated in the Federated States of Micronesia or elsewhere and whether incorporated or not.
(3) "Family member" shall mean a parent, brother, sister, spouse, nephew, niece or child, including a person who is adopted legally or in accordance with custom, or for whom care was given by the public official such that there exists a relationship in the nature of parent and child. The term shall also include a spouse of any person referred to in this definition and their children.
(4) "Interest" shall mean either direct ownership of, indirect ownership of, shares in, financial benefit from, or complete or partial control of, such property or business.
(5) "National Government" shall mean the National Government of the Federated States of Micronesia, including any department, agency or branch thereof.
(6) "Property" shall mean real or personal property of every description whether situated in the Federated States of Micronesia or elsewhere.

Source: PL 11-72 § 43; PL 11-76 § 5.

§ 512. Conflict of interest.
(1) A public official who willingly participates in a matter in which he or she knows or reasonably should know there exists a conflict of interest commits a crime.
(2) A public official has a conflict of interest in a matter if the public official or a family member could benefit directly or indirectly from a decision on a matter over which that public official has influence or control, or if a matter over which that public official has influence or control relates in any way to:
(a) a business or property the public official directly or indirectly owns or controls;
(b) a business or property owned or controlled, directly or indirectly, by a family member of
the public official; or
(c) a business or property in which the public official has a beneficial interest of any kind,
whether through a trust or otherwise.
(3) Nothing in this section is meant to interfere with the right of a public official or the family
members of a public official to participate in public elections or in decisions of a community or
group nature.
(4) A person convicted under this section shall be imprisoned for not more than five years.
Source: PL 11-72 § 44.

§ 513. Disqualification of former public officials.
(1) A public official who, within one year of the termination of his employment with or
appointment to the National Government, knowingly acts as agent or attorney for anyone other
than the branch of the National Government or its entity in connection with any judicial or other
matter involving a specific party or parties in which the branch of the National Government or its
entity is a party or has a direct and substantial interest, and in which that person participated
personally and substantially as an officer or employee, commits a crime.
(2) Any person who is a business partner or family member of a public official and who acts
as agent or attorney for anyone other than the branch of the National Government or its entity in
connection with any judicial or other matter in which the branch of the National Government or its
entity is a party or has a direct and substantial interest and in which such public official
participates or has participated personally and substantially in the conduct of his or her official
duties, or which is the subject of his or her official responsibility, commits a crime.
(3) A person convicted under this section shall be imprisoned:
(a) for not more than five years if the person is a former public official found guilty of a
violation of subsection (1) of this section;
(b) otherwise, for not more than one year.
Source: PL 11-72 § 45.

Subchapter III: Public Corruption
§ 516. Bribery in official and political matters.
(1) A person commits the crime of bribery if he or she offers, confers, or agrees to confer
upon another, or solicits, accepts, or agrees to accept from another:
(a) any pecuniary benefit as consideration for the recipient's decision, opinion,
recommendation, vote, or other exercise of discretion as a public official, or as a voter in any
election, referendum, or plebiscite of the Federated States of Micronesia;
(b) any benefit as consideration for the recipient's decision, vote, recommendation, or other
exercise of official discretion as a public official in a judicial or administrative proceeding; or
(c) any benefit as consideration for a violation of a known legal duty as a public official.
(2) For the purpose of this section, "public servant"or "public official" includes, in addition
to those persons who are defined as such under section 104 of this title, persons who have been
elected, appointed, hired or designated to become a public official although not yet occupying
that position.
(3) A person convicted under this section shall be imprisoned for not more than ten years,
and shall be disqualified from holding any position in the National Government.
Source: PL 11-72 § 49.
§ 519. Gifts to public servants by persons subject to their jurisdiction.

(1) A public official in any department or agency exercising regulatory functions, or conducting inspections or investigations, or carrying on civil or criminal litigation on behalf of the Government, or having custody of prisoners, commits a crime if he or she solicits, accepts, or agrees to accept any pecuniary benefit from a person known to be subject to such regulation, inspection, investigation, or custody, or against whom such litigation is known to be pending or contemplated.

(2) A public official having any discretionary function to perform in connection with contracts, purchases, payments, claims, or other pecuniary transactions of the Government commits a crime if he or she solicits, accepts, or agrees to accept any pecuniary benefit from any person known to be interested in or likely to become interested in any such contract, purchase, payment, claim, or transaction.

(3) A public official having judicial or administrative authority or employed by or in a court or other tribunal having such authority, or participating in the enforcement of its decisions, commits a crime if he or she solicits, accepts, or agrees to accept any pecuniary benefit from a person known to be interested in or likely to become interested in any matter before such public official or a tribunal with which he or she is associated.

(4) A public official who is a member of the Congress of the Federated States of Micronesia, or who is employed by the Congress or by any committee or agency thereof, commits a crime if he or she solicits, accepts, or agrees to accept any pecuniary benefit from any person known to be interested in a bill, transaction, or proceeding, pending or contemplated, before the Congress or any committee or agency thereof.

(5) This section shall not apply to:
(a) fees prescribed by law to be received by a public official or any other benefit for which the recipient gives legitimate consideration or to which he or she is otherwise legally entitled; (b) gifts or other benefits conferred on account of custom, tradition, kinship, or other personal, professional, or business relationship independent of the official status of the receiver; or (c) trivial benefits incidental to personal, professional, or business contacts and involving no substantial risk of undermining official impartiality.

(6) A person commits a crime if he or she knowingly confers, or offers, or agrees to confer, any benefit prohibited in this section.

(7) A person convicted under this section shall be imprisoned for not more than ten years.

Source: PL 11-72 § 52.