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A BILL FOR AN ACT

To amend Title 5 of the Kosrae State Code by amending Section 5.201 and 5.202 thereof, to add a new Division of Post-Secondary & Post-Graduate Education Service to the Kosrae State Department of Education, and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1 Section 1. Purpose. The purpose of this act is to amend the Kosrae State Code by
2 amending Sections 5.201 and 5.202 of Title 5 of the Kosrae State Code.

3 Section 2. Section 5.201 of Title 5 is hereby amended to read as follows:

4 “Section 5.201. Principal departments and components. The Executive has the
5 following principal departments which have the components indicated below:

6 (1) The Department of Administration and Finance

7 (a) The Division of Personnel and Employment Services;

8 (b) The Division of Finance; and

9 (c) The Division of Budget, Statistics and Overseas Development
10 Assistance.

11 (2) The Department of Education

12 (a) The Division of Curriculum and Instructional Service;

13 (b) The Division of Supplemental Programs;

14 (c) The Division of Facilities, Community Affairs and Support
15 Services; and

16 (d) Division of Post-Secondary and Post-Graduate Education Services

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- 1 (3) The Department of Health Services
- 2 (a) The Division of Curative Services;
- 3 (b) The Division of Preventive Services; and
- 4 (c) The Division of Administrative Services.
- 5 (4) The Department of Transportation and Infrastructure
- 6 (a) The Division of Infrastructure and Road Maintenance; and
- 7 (b) The Division of Design and Engineering.
- 8 (5) The Department of Resources and Economic Affairs
- 9 (a) The Division of Trade and Investment;
- 10 (b) The Division of Agriculture and Land Management;
- 11 (c) The Division of Fisheries and Marine Resources; and
- 12 (d) The Division of Economic Planning
- 13 (6) The Office of the Attorney General
- 14 (a) The Division of Public Safety; and
- 15 (b) The Division of Law”

16 Section 3. Section 5.202 of Title 5 is hereby amended to read as follows:

17 “Section 5.202. Powers and duties of principal departments.

18 In addition to other powers and duties provided by law a director of a principal

19 department is responsible to the Governor for the exercise of the departmental powers

1 and duties indicated below by subsection. The Governor may delegate additional
2 Executive powers and duties to a director as the Governor deems necessary.

3 (1) The Department of Administration and Finance

4 (a) provides budgetary and grant application advice to the Executive and
5 to other components of Government when directed by the Governor;

6 (b) prepares the annual budget and supplementary requests for
7 appropriations;

8 (c) maintains State statistics, and is the central repository of Government
9 records of birth, deaths, marriages and other Government records
10 required in the preparation of statistics;

11 (d) collects revenues and reimbursements;

12 (e) operates the Government's financial management system;

13 (f) administers the Public Service System in accordance with Title 18 of
14 the Kosrae State Code;

15 (g) monitors employment conditions in the private sector;

16 (h) provides public notice of Executive policies; and

17 (i) provides JEMCO, OIA and OCM reports to the appropriate State
18 departments and offices.

19 (2) The Department of Education

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- 1 (a) provides academic and vocational guidance for elementary and
2 secondary education, giving special attention to handicapped minors;
3 (b) conducts teacher training and evaluation;
4 (c) develops a relevant curriculum;
5 (d) provides career counseling services to students; ~~and~~
6 (e) administers youth, senior citizens and women's affairs, programs,
7 preserves and promotes traditions and cultural heritage; and
8 (f) develop and administer a robust educational path to assist Kosraean
9 students in post-secondary and post-graduate education."
- 10 (3) The Department of Health Services
- 11 (a) conducts a comprehensive public health services program, including
12 medical and dental services;
13 (b) operates and maintains the State hospital and outlying dispensaries;
14 and
15 (c) oversees sanitation practices.
- 16 (4) The Department of Transportation and Infrastructure
- 17 (a) constructs a primary road encircling the island;
18 (b) constructs a primary road from Innem to Okat;
19 (c) maintains primary roads, overseeing their structure and operational
20 safety;

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- 1 (d) develops, designs for, calculates cost-effectiveness of, and conducts
2 inspections of public projects, with all location, design and
3 construction to include and incorporate consideration of weather and
4 climate extremes and climate change adaptation measures; and
5 (e) maintains Government-owned buildings and equipment.
- 6 (5) The Department of Resources and Economic Affairs:
- 7 (a) promotes development and improvement of private sector business
8 and oversees foreign investment;
- 9 (b) fosters production, marketing and protection of commercial
10 production of land and sea produce;
- 11 (c) Assists private parties in the development of agriculture and forestry
12 in an ecologically sound manner;
- 13 (d) manages, conserves and develops marine resources;
- 14 (e) develops a consumer awareness program and provides businesses
15 with information on pricing laws and regulations;
- 16 (f) surveys all public and private lands and monitors the use of public
17 lands maintaining a written roster of all parcels of public land;
- 18 (g) acts as Registrar of Lands; ~~and~~

- 1 (h) negotiates Government leases, easements, and contracts, and
2 designates for homesteading purposes public land in accordance with
3 Chapter 5 of Title 11 of this Code; and
4 (i) coordinates economic planning, including the Government's
5 adherence to the overall Economic Development Plan.
- 6 (6) The Office of the Attorney General
- 7 (a) enforces State penal laws, delegating enforcement to a department in
8 its discretion;
- 9 (b) oversees Government compliance with law;
- 10 (c) provides legal advice and representation to the Executive, including
11 the collection of outstanding reimbursements and revenues;
- 12 (d) provides legal advice and representation to other components of
13 Government when directed by the Governor; and
- 14 (e) regulates the use of roads by motor vehicles; and
15 (f) appoints persons as deputies for the enforcement of general or
16 specific laws, according to criteria established by the Attorney
17 General.
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TWELFTH KOSRAE STATE LEGISLATURE

FIFTH SPECIAL SESSION, _____ 2023

L.B. No. 13-71

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Section 4. Effective Date. This act shall take effect upon the approval of the

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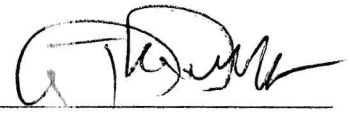
Governor or upon its becoming law without such approval.

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Date: 11/06/23

Introduced by:



Andy Andrew
Floor Leader

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