
A SENATE BILL FOR AN ACT

Amending sections 2, 5 and 7 of CSL 3-95-27 by increasing the mandatory age of retirement to sixty-five (65) years old, and for other purposes.

Be enacted in the Chuuk State Legislature:

1 Section 1. Amendment. Section 2 of CSL 3-95-27 is hereby amended to read as
2 follows:

3 “Section 2. Mandatory Retirement.

4 (1) Any employee of the Chuuk State Public Service System, upon reaching
5 the age of sixty-five (605) years, shall retire from the Public Service within thirty
6 (30) days from the attainment of the age of sixty-five (605) years.

7 (2) The ~~Personnel Officer~~ Executive Director shall maintain age records of
8 all Chuuk State Government employees for the purpose of implementing and
9 enforcing the requirements of this Section. All branch and departmental public
10 officials having responsibility for the hiring of personnel within their respective
11 branches and departments shall coordinate with the ~~Personnel Officer~~ Public Service
12 Commission in the implementation and enforcement of the requirements of this
13 Section as regards to all Chuuk State Government employees within their
14 responsibility.

15 (3) Any employee wishing to contest his or her retirement on the grounds
16 that said employee has not reached the requisite sixty-five (605) years of age shall be
17 entitled to a hearing as provided for by Section 2 of this Act. He or she must submit
18 in writing to the ~~Personnel Officer~~ Public Service Commission a statement of his or
19 her intentions, and an ~~ad hoc~~ Appeal committee shall be chosen not later than fifteen
20 (15) calendar days after the ~~Personnel Officer~~ Public Service Commission receives
21 such communication.

22 (4) Replacement of the retiree, if needed, must be from within the
23 Department, office or agency or any department, office or agency of the government
24 or upon the usual announcement procedures to fill such vacancy in accordance with

1 the Public Service System Act as amended, Salary Act and Public Service
2 Commission Act and all applicable rules and regulations.

3 Section 2. Amendment. Section 5 of CSL 3-95-27 is hereby amended to read as
4 follows:

5 “Section 5. Ungraded employees.

6 (1) All other Chuuk State Government employees considered as "ungraded"
7 or "unclassified" , whose remuneration, salary or pay is not based on merit principles
8 established by the Chuuk State Public Service System Act, T.S.L. No. 3-43, as
9 amended, or who in any way other than by merit principles receives remuneration,
10 salary or pay from the State, and who are not otherwise specifically exempted from
11 Public Service System applicability by Section 31 of C.S.L. No. 3-43, as amended,
12 shall be subject to the requirements of Section 25 of T.S.L. No. 3-43, as amended by
13 section 1 of this Act, in all respects, except as otherwise specifically provided
14 pursuant to any lawful employment or service contract existing between said
15 employee and the State.

16 (2) The ~~Director of Personnel~~ Executive Director of the Public Service
17 Commission and all branch and departmental public officials having responsibility
18 for the hiring of unguarded employees within their respective branches and
19 departments shall coordinate with each other regarding the implementation and
20 enforcement of the requirements of Section 25 of T.S.L. No. 3-43, as amended, as
21 regards all said employees within their respective responsibilities. For the purposes
22 of this Act, "Chuuk State Government employees" do not include the State
23 Governor, Lieutenant Governor, members of the Legislature, Justices of the Supreme
24 Court, and persons in professional positions, whose services may still be needed.

25 Section 3. Amendment. Section 7 of CSL 3-95-27 is hereby amended to read as
26 follows:

27 “Section 7. Transition.

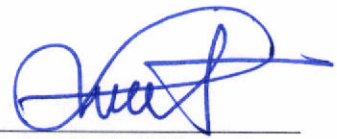
28 (1) Upon the effective date of this Amendment Act, all Chuuk State
29 Government employees, graded or ungraded, having attained the age of sixty five
30 (605) years or older shall retire from their government employment within thirty (30)

1 days. The Executive Director of ~~Personnel~~ the Public Service Commission and those
2 other branch and department public officials having responsibility for the hiring of
3 personnel within their branches and departments, where applicable, shall,
4 immediately upon the effective date of this Amendment Aet, issue written notices to
5 all Chuuk State Government employees, graded or ungraded, having attained the age
6 of sixty five (605) years or older on the effective date of this Act, that said
7 employees must retire from their government employment within thirty (30) days of
8 the effective date of this Amendment Aet. The thirty (30) days shall commence on
9 the effective date of this Amendment Aet, notwithstanding the date of receipt of the
10 notice.

11 (2) Any employee of the State Government who is forced to retire pursuant
12 to this Amendment Aet shall automatically be qualified and the same entitled to
13 receive retirement benefits when the State has established and implemented its
14 Retirement Plan as mandated by Section 4, Article XI of the Chuuk State
15 Constitution or by any other retirement arrangement for employees of the State of
16 Chuuk.

17 Section 4. Effective Date. This act shall become effective after the approval by the
18 Governor, or upon its becoming law without such approval.

19
20 Dated: Aug 15, 25

Introduced by: 

Hon. Cheche Andrel Yamamoto
Floor Leader (By request)