



*The President*  
*Palikir, Pohnpei*  
*Federated States of Micronesia*

April 21, 2009

**PRESIDENTIAL COMM. NO. 15-384**  
**FSM CONGRESS**

The Honorable Isaac V. Figir  
Speaker  
15<sup>th</sup> FSM Congress  
Palikir, Pohnpei State, FM 96941

Dear Speaker Figir:

I am pleased to inform you that I have designated the following Congressional Act as Public Law No. 15-77:

CONGRESSIONAL ACT NO. 15-85, "AN ACT TO APPROPRIATE THE SUM OF \$48,000 FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2009 FOR THE PURPOSE OF FUNDING PUBLIC PROJECTS AND THE SOCIAL PROGRAM IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

I take the opportunity to mention a little bit of history of the Act that goes back to P.L. No. 15-25, an appropriation for \$366,255 from the 20% restricted funds previously allocated for Health and Education in Chuuk State. The purposes of the appropriation were originally for CPUC (\$150,000) and Chuuk State Health Care Plan (\$216,255). The lapse date of the appropriation was September 30, 2008.

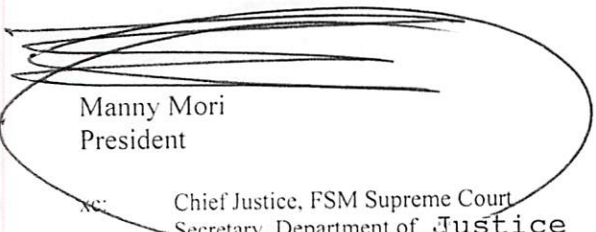
P.L. No. 15-25 was amended on April 28, 2008 by P.L. No. 15-35, changing the breakdown of the \$216,255 in the original appropriation. But the \$150,000 for CPUC remained the same. P.L. No. 15-35 expressly stated that the funds would lapse on September 30, 2008.

On December 30, 2008, P.L. No. 15-62 became law further amending P.L. No. 15-25, as amended, and again changing the breakdown in the original appropriation. It is arguable that P.L. No. 15-62 was legally questionable because it amended an appropriation that already lapsed.

At any rate, C.A. No. 15-85, while referring to the same source of money as prior public laws mentioned above, is not an amendment of a lapsed appropriation. Section 1 of the act explains that the source of the funds is the leftover from the \$366,255 realized out of the 20% restricted funds allocated for Health and Education in Chuuk State. The leftover is hereby appropriated anew.

I am quite pleased that the error of prior appropriation is not repeated here, therefore, I do not see any obstacle to the appropriation.

Sincerely,

  
Manny Mori  
President

cc: Chief Justice, FSM Supreme Court  
Secretary, Department of Justice  
Director, Office of SBOC  
Library, CFSM  
Legislative Counsel, CFSM  
PIO, FSM





Office of the Chief Clerk

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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**PRESIDENTIAL COMM. NO. 15-384**  
**FSM CONGRESS**

March 30, 2009

His Excellency Manny Mori  
President  
Federated States of Micronesia  
Palikir, Pohnpei FM 96941

Dear President Mori:

I have the honor to transmit herewith Congressional Act No. 15-85, "AN ACT TO APPROPRIATE THE SUM OF \$48,000 FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2009 FOR THE PURPOSE OF FUNDING PUBLIC PROJECTS AND THE SOCIAL PROGRAM IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES.", which was passed by the Fifteenth Congress of the Federated States of Micronesia, Seventh Special Session, 2009, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

Liwiana K. Ramon  
Chief Clerk, Congress of the  
Federated States of Micronesia

Enclosures







**PRESIDENTIAL COMM. NO. 15-384**  
**FSM CONGRESS**

FITEENTH CONGRESS OF THE  
FEDERATED STATES OF MICRONESIA  
SEVENTH SPECIAL SESSION  
MARCH 16 - 28, 2009

**PUBLIC LAW No. 15 - 77**

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## An Act

TO APPROPRIATE THE SUM OF \$48,000 FROM THE GENERAL FUND OF THE  
FEDERATED STATES OF MICRONESIA FOR THE FISCAL YEAR ENDING  
SEPTEMBER 30, 2009 FOR THE PURPOSE OF FUNDING PUBLIC PROJECTS AND  
THE SOCIAL PROGRAM IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES.

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INTRODUCED BY SENATOR: PETER SITAN

DATE: MARCH 23, 2009

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REFERRED TO: WAYS AND MEANS COMMITTEE  
WITHDRAWN – MARCH 25, 2009

FIRST READING: MARCH 25, 2009

SECOND READING: MARCH 26, 2009

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Liwiana K. Ramon  
Chief Clerk, FSM Congress





Office of the Speaker

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**PRESIDENTIAL COMM. NO. 15-384**  
**FSM CONGRESS**

ACT NO. 15-85

(CONGRESSIONAL BILL NO. 15-193, C.D.1)

We hereby certify that on March 26 the foregoing act passed Second and Final Reading of the Fifteenth Congress of the Federated States of Micronesia, Seventh Special Session, 2009, by a two-thirds vote of all the State delegations as required under article IX, section 20, of the Constitution of the Federated States of Micronesia.

Isaac V. Figir  
Speaker  
Congress of the  
Federated States of Micronesia

Liwiana K. Ramon  
Chief Clerk  
Congress of the  
Federated States of Micronesia

FIFTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SEVENTH SPECIAL SESSION, 2009

CONGRESSIONAL BILL NO. 15-193, C.D.1

**PUBLIC LAW No. 15-77**

AN ACT

To appropriate the sum of \$48,000 from the General Fund of the Federated States of Micronesia for the Fiscal Year ending September 30, 2009 for the purpose of funding Public Projects and the Social Program in the State of Chuuk, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

1       Section 1. Funding. Funding herein was previously  
2 appropriated for certain public projects and social programs in  
3 Chuuk State, which was reflected in Public Law No. 15-25, as  
4 amended. The balance of the original appropriation lapsed on  
5 September 30, 2008 and reverted back to the General Fund of the  
6 Federated States of Micronesia for fiscal year 2009. Originally,  
7 the funding was from the \$366,255 realized from the 20% restricted  
8 funds previously allocated for Health and Education in Chuuk  
9 State.

10       Section 2. The sum of \$48,000, or so much thereof as may be  
11 necessary, is hereby appropriated from the General Fund of the  
12 Federated States of Micronesia for the fiscal year ending  
13 September 30, 2009 for the purpose of funding public projects in  
14 the State of Chuuk. The purpose of the funding is as follows:

15	(a) Chuuk State leadership travel.....	\$ 16,000
16	(b) At Large Operation.....	6,000
17	(c) Feeding Program.....	2,000

1	(d) Election District No. 2 Operation.....	\$ 8,000
2	(e) Election District No. 3	
3	(i) Leadership travel.....	4,000
4	(ii) Land Transportation.....	4,000
5	(f) Election District No. 5	
6	(i) ED #5 Operation.....	4,000
7	(ii) POL and Charter.....	4,000

8       Section 3. Allotment and management of funds and  
9 lapse date. All funds appropriated by this act shall be allotted,  
10 managed, administered and accounted for in accordance with  
11 applicable laws, including, but not limited to, the Financial  
12 Management Act of 1979 of the Federated States of Micronesia. The  
13 allottee shall be responsible for ensuring that these funds, or so  
14 much thereof as may be necessary, are used solely for the purpose  
15 specified in this act, and that no obligations are incurred in  
16 excess of the sum appropriated. The allottee of the funds  
17 appropriated under this act shall be the Chuuk State Commission on  
18 Improvement Project (CSCIP). The authority of the allottee to  
19 obligate funds appropriated by this act shall not lapse.

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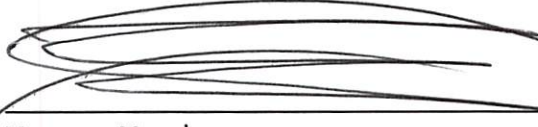
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1 Section 4. This act shall become law upon approval by the  
2 President of the Federated States of Micronesia or upon its  
3 becoming law without such approval.

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8 04-21, 2009

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14 Manny Mori  
15 President  
16 Federated States of Micronesia  
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