



The President
Palikir, Pohnpei
Federated States of Micronesia

December 17, 2010

PRESIDENTIAL COMM. NO. 16-327
FSM CONGRESS

The Honorable Isaac V. Figir
Speaker
16th FSM Congress
Palikir, Pohnpei State, FM 96941

Dear Speaker Figir:

I hereby transmit the following Congressional Act which I have approved to become Public Law No. 16-53:

Congressional Act No. 16-59, "AN ACT TO APPROPRIATE FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA SUPPLEMENTAL FUNDING IN THE TOTAL AMOUNT OF \$20,063 FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2011, BY AMENDING SECTIONS 1, 2 AND 8 OF PUBLIC LAW NO. 16-43, AS AMENDED BY PUBLIC LAW NO. 16-48, AND FOR OTHER PURPOSES."

During the last special session of Congress, I requested for the passage of supplemental budget in the total of about \$3.6 million, some of those items were FY2011 appropriations which were used for FY2010 obligations pursuant to Public Law No. 16-48. This act approved only \$20,063 of the total amount requested. The remaining unapproved items are critical to the operation of the national government to ensure successful delivery of needed services to the Nation during the present fiscal year. I therefore urge Congress to consider those items during its subsequent session.

With warm personal regards, I remain,

Sincerely,


Manny Mori
President

Enclosures:

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





CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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Office of the Chief Clerk

PRESIDENTIAL COMM. NO. 16-327
FSM CONGRESS

November 25, 2010

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. 16-59, "AN ACT TO APPROPRIATE FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA SUPPLEMENTAL FUNDING IN THE TOTAL AMOUNT OF \$20,063 FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2011, BY AMENDING SECTIONS 1, 2 AND 8 OF PUBLIC LAW NO. 16-43, AS AMENDED BY PUBLIC LAW NO. 16-48, AND FOR OTHER PURPOSES.", which was passed by the Sixteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2010, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis".

Liwiana Ramon Ioanis
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures



PRESIDENTIAL COMM. NO. 16-327
FSM CONGRESS

SIXTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH SPECIAL SESSION
NOVEMBER 15 – 24, 2010

PUBLIC LAW No. 16-53

An Act

TO APPROPRIATE FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA SUPPLEMENTAL FUNDING IN THE TOTAL AMOUNT OF \$20,063 FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2011, BY AMENDING SECTIONS 1, 2 AND 8 OF PUBLIC LAW NO. 16-43, AS AMENDED BY PUBLIC LAW NO. 16-48, AND FOR OTHER PURPOSES.

INTRODUCED BY: SENATOR DOHSIS HALBERT

DATE: NOVEMBER 22, 2010

REFERRED TO: COMMITTEE ON WAYS AND MEANS
S.C.R. NO. 16-118 – NOVEMBER 22, 2010

FIRST READING: NOVEMBER 22, 2010

SECOND READING: NOVEMBER 23, 2010

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



OFFICE OF THE SPEAKER

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 16-327
FSM CONGRESS

ACT NO. 16-59

(CONGRESSIONAL BILL NO. 16-164)

We hereby certify that on November 23 the foregoing act passed Second and Final Reading of the Sixteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2010, 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.

A handwritten signature in black ink, appearing to read "Isaac V. Figir".

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

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis".

Liwiana Ramon Ioanis
Chief Clerk
Congress of the
Federated States of Micronesia

PUBLIC LAW No. 16-53

AN ACT

To appropriate from the General Fund of the Federated States of Micronesia supplemental funding in the total amount of \$20,063 for the fiscal year ending September 30, 2011, by amending sections 1, 2 and 8 of Public Law No. 16-43, as amended by Public Law No. 16-48, and for other purposes.

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

1 Section 1. Section 1 of Public Law No. 16-43, as amended by
2 Public Law No. 16-48, is hereby amended to read as follows:

3 "Section 1. Purpose. The purpose of this act is to
4 appropriate the sum of \$39,076,967 or so much thereof as
5 may be necessary, from the General Fund of the Federated
6 States of Micronesia for the fiscal year ending
7 September 30, 2011, for the purpose of funding the
8 operations of all branches of the National Government of
9 the Federated States of Micronesia, its agencies,
10 various programs, grants, subsidies and contributions.
11 Of the total amount of funds appropriated herein,
12 \$4,403,240 shall be deemed to come from funds available
13 under the amended Compact from the education sector;
14 \$1,178,720 shall be deemed to come from funds available
15 under the Supplemental Education Grant; \$868,276 shall
16 be deemed to come from funds available under the amended
17 Compact from the health sector; \$254,905 shall be deemed
18 to come from funds available under the amended Compact
19 from the capacity building sector; \$-0- shall be deemed

PUBLIC LAW NO. 16-53

1 to come from funds available under the amended Compact
2 from the private sector development sector; and \$-0-
3 shall be deemed to come from funds available under the
4 amended Compact from the infrastructure sector.

5 Section 2. Section 2 of Public Law No. 16-43, as amended by
6 Public Law No. 16-48, is hereby amended to read as follows:

7 "Section 2. Operating expenses of the Executive Branch.

8 The sum of \$16,960,588, or so much thereof as may be
9 necessary, is hereby appropriated from the General Fund
10 of the Federated States of Micronesia for the fiscal
11 year ending September 30, 2011, for the purpose of
12 funding the operations of the Executive Branch of the
13 National Government during fiscal year 2011. Of the
14 total amount of funds appropriated herein, \$486,729
15 shall be deemed to come from funds available under the
16 amended Compact from the education sector; \$371,591
17 shall be deemed to come from funds available under the
18 Supplemental Education Grant; \$668,276 shall be deemed
19 to come from funds available under the amended Compact
20 from the health sector; and \$-0- shall be deemed to come
21 from funds available under the amended Compact from the
22 capacity building sector. The sum appropriated by this
23 section shall be apportioned as follows:

24 (1) Office of the President.

25 The sum of \$651,364, or so much thereof as may be

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1 necessary, for the operations of the Office of the
 2 President during fiscal year 2011. The sum appropriated
 3 herein shall be apportioned as follows:

4	Personnel	\$ 258,025
5	Travel	124,239
6	Contractual Services	146,000
7	OCE	102,100
8	Fixed Assets	21,000

9 (2) Department of Foreign Affairs.

10 The sum of \$4,245,271, or so much thereof as may be
 11 necessary, for the operations of the Department of
 12 Foreign Affairs during fiscal year 2011. The sum
 13 appropriated herein shall be apportioned as follows:

14	Personnel	\$ 1,287,872
15	Travel	212,849
16	Contractual Services PROVIDED THAT \$200,000	
17	of this line item shall be used to	
18	Establish a contingency fund to be accessed	
19	by the Secretary of the Department to pay	
20	budget item approved in the FY2011 Budget,	
21	including Personnel, when fluctuations in	
22	currency result in a budget shortfall	\$ 2,074,900
23	OCE	563,150
24	Fixed Assets	106,500

25 (3) Department of Finance and Administration.

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The sum of \$1,799,526, or so much thereof as may be necessary, for the operations of the Department of Finance and Administration during fiscal year 2011. Of the total amount of funds appropriated herein, \$-0- shall be deemed to come from funds available under the amended Compact from the capacity building sector. The sum appropriated herein shall be apportioned as follows:

Personnel	\$ 1,223,385
Travel	171,003
Contractual Services	160,456
OCE	210,182
Fixed Assets	34,500

(4) Department of Resources and Development.

The sum of \$740,573, or so much thereof as may be necessary, for the operations of the Department of Resources and Development during fiscal year 2011. The sum appropriated herein shall be apportioned as follows:

Personnel	\$ 511,964
Travel	72,600
Contractual Services	58,307
OCE	79,102
Fixed Assets	18,600

(5) Department of Transportation, Communication and Infrastructure.

The sum of \$2,096,913, or so much thereof as may be

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necessary, for the operations of the Department of Transportation, Communication and Infrastructure during fiscal year 2011. The sum appropriated herein shall be apportioned as follows:

Personnel	\$	534,374
Travel		118,384
Contractual Services		1,365,667
OCE		55,300
Fixed Assets		23,188

(6) Department of Health and Social Affairs.

The sum of \$814,404, or so much thereof as may be necessary, for the operations of the Department of Health and Social Affairs during fiscal year 2011. Of the total amount of funds appropriated herein, \$668,276 shall be deemed to come from funds available under the amended Compact from the health sector. The sum appropriated herein shall be apportioned as follows:

Personnel	\$	450,161
Travel		58,890
Contractual Services		144,950
OCE		100,403
Fixed Assets		60,000

(7) Department of Education.

The sum of \$886,660, or so much thereof as may be necessary, for the operations of the Department of

~~PUBLIC LAW NO. 16-53~~

Education during fiscal year 2011. Of the total amount of funds appropriated herein, \$486,729 shall be deemed to come from funds available under the amended Compact from the education sector; and \$371,591 shall be deemed to come from funds available under the Supplemental Education Grant. The sum appropriated herein shall be apportioned as follows:

Personnel	\$	407,222
Travel		109,303
Contractual Services		309,271
OCE		60,864
Fixed Assets		-0-

(8) Department of Justice.

The sum of \$3,405,435, or so much thereof as may be necessary, for the operations of the Department of Justice during fiscal year 2011. The sum appropriated herein shall be apportioned as follows:

Personnel PROVIDED THAT no more than \$66,000 shall be used to pay regular salaries earned and overtime accrued during fiscal year 2010 for the National Police, no more than \$41,000 shall be used to pay overtime accrued in fiscal year 2010 for the Division of Immigration and Labor, no more than \$111,544 shall be used to pay overtime accrued in fiscal year 2011

~~PUBLIC LAW NO. 16-53~~

1 for the Division of Immigration and Labor,
 2 and no more than \$254,667 shall be used to
 3 pay overtime accrued in fiscal year 2011 for
 4 the National Police \$ 2,197,610
 5 Travel 108,585
 6 Contractual Services 126,520
 7 OCE 952,720
 8 Fixed Assets 20,000

9 (9) Office of the Public Defender.

10 The sum of \$800,951, or so much thereof as may be
 11 necessary, for the operations of the Office of the
 12 Public Defender during fiscal year 2011. The sum
 13 appropriated herein shall be apportioned as follows:

14 Personnel \$ 511,169
 15 Travel 87,032
 16 Contractual Services 123,150
 17 OCE 47,100
 18 Fixed Assets 32,500

19 (10) Office of Statistics, Budget, Overseas Development
 20 Assistance and Compact Management.

21 The sum of \$1,038,686, or so much thereof as may be
 22 necessary, for the operations of the Office of
 23 Statistics, Budget, Overseas Development Assistance and
 24 Compact Management during fiscal year 2011. The sum
 25 appropriated herein shall be apportioned as follows:

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1	Personnel	\$	616,316
2	Travel		112,030
3	Contractual Services		215,000
4	OCE		95,340
5	Fixed Assets		-0-

6 (11) Office of Environment and Emergency Management.

7 The sum of \$315,078, or so much thereof as may be

8 necessary, for the operations of the Office of

9 Environment and Emergency Management during fiscal year

10 2011. The sum appropriated herein shall be apportioned

11 as follows:

12	Personnel	\$	170,687
13	Travel		74,015
14	Contractual Services		30,000
15	OCE		18,576
16	Fixed Assets		21,800

17 (12) Office of National Archives, Culture and Historic

18 Preservation. The sum of \$165,727, or so much thereof

19 as may be necessary, for the operations of the Office of

20 National Archives, Culture and Historic Preservation

21 during fiscal year 2011. The sum appropriated herein

22 shall be apportioned as follows:

23 Personnel PROVIDED THAT \$10,063 shall be used

24 to pay regular salaries earned during fiscal

25 year 2010

		\$	112,227
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1	Travel	\$	15,000
2	Contractual Services		5,000
3	OCE		10,000
4	Fixed Assets		23,500"

5 Section 3. Section 8 of Public Law No. 16-43 is hereby
6 amended to read as follows:

7 "Section 8. Grants, Subsidies and Contributions. The
8 sum of \$6,333,653, or so much thereof as may be
9 necessary, is hereby appropriated from the General Fund
10 of the Federated State of Micronesia for the fiscal year
11 ending September 30, 2011, for the following grants,
12 subsidies and contributions during fiscal year 2011. Of
13 the total amount of funds appropriated herein, \$116,511
14 shall be deemed to come from funds available under the
15 amended Compact from the education sector; and \$123,003
16 shall be deemed to come from funds available under the
17 Supplemental Education Grant. The sum appropriated by
18 this section shall be apportioned as follows:

19 (1) Office of the President.

20	(a) Asia-Pacific Broadcasting Dev. (AIBD) \$	4,500
21	(b) Asia-Pacific Broadcasting Union (ABU)	800
22	(c) Pacific Island News Assn (PINA).	350
23	(d) National Prayer Day.....	10,000

24 (2) Department of Foreign Affairs

25	(a) Pacific Islands Forum Secretariat	46,000
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1	(b) Secretariat of the Pacific	
2	Community (SPC)	\$ 56,000
3	(c) UN Membership Fee.....	60,000
4	(d) UN Economic and Social Commission	
5	for Asia and the Pacific (ESCAP)	5,000
6	(e) East West Center.....	5,000
7	(f) Cotonou Membership Fee.....	10,000
8	(g) Assistance to Haiti.....	-0-
9	(3) <u>Department of Finance and Administration.</u>	
10	(a) OCO Membership Fee.....	4,000
11	(b) Maintenance Fee for FMIS.....	30,000
12	(c) FSM Group Life Insurance.....	43,000
13	(d) Personnel Manual Development....	38,470
14	(4) <u>Department of Resources and Development.</u>	
15	(a) Pacific Islands Development Program	15,000
16	(b) Forum Fisheries.....	34,178
17	(c) UN Development Program (UNDP)...	30,000
18	(d) South Pacific Applied Geoscience	
19	Comm. (SOPAC)	15,000
20	(e) Pacific Asia Travel Association.	5,000
21	(f) Western Forestry Leadership	
22	Coalition	500
23	(g) Food Agriculture Organization	
24	(FAO)	4,800
25	(h) National Association of State	

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1	Foresters	\$	530
2	(i) Chief Executive's Conference....		10,000
3	(j) SPC Host.....		9,000
4	(5) <u>Department of Health and Social Affairs.</u>		
5	(a) UN Fund for Population Activity		
6	(UNFPA)		3,000
7	(b) World Health Organization (WHO).		4,000
8	(c) National Board of Nursing.....		20,000
9	(d) Pacific Islands Health Officers		
10	Association (PIHOA)		20,000
11	(e) FSM Amateur Sports Association..		20,000
12	(f) Association of Territorial		
13	Health Organization		2,000
14	(g) FSM Red Cross.....		70,000
15	(6) <u>Department of Education.</u>		
16	(a) Aid for Non-Public Schools.....		500,000
17	(b) Financial Assistance to FSM Students		
18	attending the College of the Marshall Islands (CMI)		
19	and Palau Community College (PCC)		40,000
20	(c) National scholarship.....		500,000
21	(d) National Close-Up.....		70,000
22	(e) National Merit Scholarship.....		200,000
23	(f) COM Board annual meeting.....		5,000
24	(7) <u>Department of Transportation, Communication</u>		
25	<u>and Infrastructure.</u>		

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1	(a) Asia Pacific Telecommunity (APT) \$	7,640
2	(b) International Telecommunications	
3	Union (ITU)	55,000
4	(c) International Civil Aviation	
5	Organization	28,050
6	(d) FSM Capital Energy/Utilities....	500,000
7	(e) Micro. Shipping Comm.....	5,000
8	(8) <u>Office of Statistics, Budget, Overseas</u>	
9	<u>Development Assistance and Compact Management.</u>	
10	(a) Asia Pacific Investment.....	250
11	(b) Economic and Statistic Reporting	-0-
12	(c) Trust Fund Committee.....	-0-
13	(d) Technical Assistance to State	
14	Budget Offices	-0-
15	(9) <u>Office of Environment and Emergency</u>	
16	<u>Management (E.E.M).</u>	
17	(a) 4 th National Environmental	
18	Conference	15,000
19	(b) Secretariat of Pacific Regional	
20	Environment	23,477
21	(c) National Emergency Managers Association	-0-
22	(d) UN Environmental Protection	
23	Agency (UNEP)	760
24	(e) 7 th National Environmental	
25	Speech Contest	15,000

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1	(f) SPREP/Noumea Convention.....\$	671
2	(g) Waigani Convention (Annual	
3	Membership Fee)	55
4	(h) UN Convention to Combat	
5	Desertification	120
6	(i) UN Framework Convention (UNFCC).	250
7	(j) SPREP Annual Membership Fee.....	-0-
8	(10) <u>Office of NACHP.</u>	
9	(a) UNESCO.....	4,000
10	(b) NCSHPO.....	2,760
11	(c) PARBICA.....	100
12	(d) PIALA.....	100
13	(e) WHC Membership Fee.....	54
14	(11) <u>Coconut Development Authority.</u>	
15	(a) Copra subsidy.....	75,000
16	(b) Asia Pacific Coconut Community (APCC)	12,000
17	(c) Pilot Plant Project.....	-0-
18	(12) <u>Department of Justice.</u>	
19	(a) Kosrae Joint Law Enforcement....	25,000
20	(b) Pohnpei Joint Law Enforcement...	50,000
21	(c) Chuuk Joint Law Enforcement; PRIVIDED,	
22	HOWEVER, that \$35,000 of the funds	
23	appropriated herein shall be for the	
24	use of the Chuuk State Police; and \$15,000	
25	shall be for the use of the Chuuk State	

PUBLIC LAW NO. 16-53

1	Attorney General's Office	\$ 50,000
2	(d) Yap Joint Law Enforcement	25,000
3	(13) <u>Other Grants, Subsidies and Contributions.</u>	
4	(a) Kosrae Judiciary Subsidy	30,000
5	(b) Pohnpei Judiciary Subsidy	45,000
6	(c) Chuuk Judiciary Subsidy	45,000
7	(d) Yap Judiciary Subsidy	30,000
8	(e) COM Treaty Obligations	25,000
9	(f) Tuna Commission Membership	47,988
10	(g) Disaster Assistance Emergency Fund	
11	(DAEF) Matching	200,000
12	(h) MiCare	100,000
13	(i) MLFC Loan Payment	200,000
14	(j) FY08 Single Audit	329,250
15	(k) Compact Review Committee	50,000
16	(l) FSM Social Security	1,200,000
17	(m) Legislative and Executive	
18	Discretionary Funds	-0-
19	(n) General Election (March 8, 2011)	280,000
20	(o) Staff Housing	585,000
21	(p) Recruitment and repatriation	180,000
22	(q) MLSC	150,000
23	(r) Former Presidents' Allowance	50,000"
24		
25		

PUBLIC LAW NO. 16-53

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

December 17, 2010

Manny Mori
Manny Mori
President
Federated States of Micronesia