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The President
Palikir, Pohnpei
Federated States of Micronesia

December 3, 2012

The Honorable Isaac V. Figir
Speaker
17th FSM Congress
Palikir, Pohnpei FM 96941



PRESIDENTIAL COMM. NO. 17-336
FSM CONGRESS

Dear Speaker Figir:

The following Congressional Act is designated as Public Law No. 17-68:

Congressional Act No. 17-66, "AN ACT TO APPROPRIATE THE SUM OF \$5,697,383 FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2013, FOR THE PURPOSE OF PAYING THE AMOUNT OWED BY THE STATE GOVERNMENTS TO FEMA AND TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF YAP, KOSRAE, POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

For the record, the veto override did not resolve the concerns and the deficiencies I raised in the veto message. The override did not explain why the four states are treated differently in regard to the amount of public projects. There is no justification on why some states must repay the FEMA reimbursement when other states do not need to.

It is unfortunate that the Strategic Development Plan (SDP), which is a blueprint for our Nation's economic development, is ignored. The SDP is a multiyear plan. It was formulated through extensive consultations among the national government and the state governments. The Nation demands a continued commitment to the SDP. Until it is revised, the activities, projects, and programs of the national government must remain aligned to achieving the objectives set out in the SDP. It is not a sound public policy to divert from an established development plan to *de facto* fragmented and unfocused public spending.

Moreover, due to lack of transparency of public projects, I continue to express reservations on the process by which public projects are formulated. The fact that there are no public hearings, no consultations with the States, and no opportunities for comment from the Executive Branch indicates that publicly-funded projects and social programs are formulated in haste. Because there is no effective planning, repeated changes in the appropriation law have occurred almost every session of Congress.

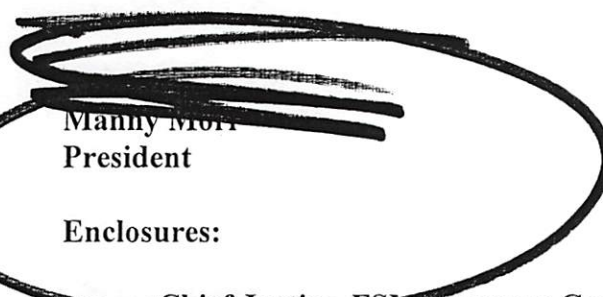


PRESIDENTIAL COMM. NO. 17-336
FSM CONGRESS

The Honorable Isaac V. Figir
December 3, 2012
Page 2

I reiterate my humble request for Congress to consider creating transparent standards of public projects and social programs that recognize the Nation's SDP.

With warm personal regards and an advance Season Greetings, I remain,



Manny Mori
President

Enclosures:

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



Office of the Chief Clerk

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 17-336
FSM CONGRESS

November 26, 2012



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. 17-66, "AN ACT TO APPROPRIATE THE SUM OF \$5,697,383 FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2013, FOR THE PURPOSE OF PAYING THE AMOUNT OWED BY THE STATE GOVERNMENTS TO FEMA AND TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF YAP, KOSRAE, POHNPEI AND CHUUK, AND FOR OTHER PURPOSES.", which was repassed on November 24, by the Seventeenth Congress of the Federated States of Micronesia, Fourth Special Session, 2012, by a three-fourths 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. 17-336
FSM CONGRESS

SEVENTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FOURTH SPECIAL SESSION
NOVEMBER 9 – 26, 2012

PUBLIC LAW No. 17-68

An Act

TO APPROPRIATE THE SUM OF \$5,697,383 FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2013, FOR THE PURPOSE OF PAYING THE AMOUNT OWED BY THE STATE GOVERNMENTS TO FEMA AND TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF YAP, KOSRAE, POHNPEI AND CHUUK, AND FOR OTHER PURPOSES.

INTRODUCED BY: SENATOR PALIKNOA K. WELLY

DATE: NOVEMBER 14, 2012

REPASSED: NOVEMBER 24, 2012

A handwritten signature in dark ink, appearing to read "Liwiana Ramon Ioanis", is written over a horizontal line.

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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Office of the Speaker

PRESIDENTIAL COMM. NO. 17-336
FSM CONGRESS

ACT NO. 17-66

(CONGRESSIONAL BILL NO. 17-192, C.D.1)

I hereby certify that on November 24 the foregoing act was repassed by the Seventeenth Congress of the Federated States of Micronesia, Fourth Special Session, 2012, by a three-fourths vote of all the State delegations as required under article IX, section 2(q), of the Constitution of the Federated States of Micronesia.

A handwritten signature in blue ink, reading "Isaac V. Figir".

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

SEVENTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FOURTH SPECIAL SESSION, 2012

CONGRESSIONAL BILL NO. 17-192, C.D.1

PUBLIC LAW No. 17-68

AN ACT

To appropriate the sum of \$5,697,383 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2013, for the purpose of paying the amount owed by the State Governments to FEMA and to fund public projects and social programs in the States of Yap, Kosrae, Pohnpei and Chuuk, and for other purposes.

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

1 Section 1. The sum of \$5,697,383, or so much thereof as may
2 be necessary, is hereby appropriated from the General Fund of the
3 Federated States of Micronesia for the fiscal year ending
4 September 30, 2013, for the purpose of paying the amount owed by
5 the State Governments to FEMA and to fund public projects and
6 social programs in the States of Yap, Kosrae, Pohnpei and Chuuk.
7 The funds appropriated under this section shall be apportioned as
8 follows:

9 Section 2. Of the sum of \$5,697,383 appropriated by this
10 act, \$284,210 is apportioned to pay the amount owed by the State
11 of Yap to FEMA and \$600,000 is apportioned for public projects and
12 social programs in the State of Yap.

13 (1) Amount owed by the State of Yap to FEMA
14 PROVIDED THAT this amount shall be deemed an advance.
15 The repayment of which shall be directed to the
16 following projects: (a) Yap Southern water system
17 improvement 250,000, (b) Kanifay Municipal office
18 improvement 30,000 and (c) Kanifay Men's house repair

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1	4,210".	\$ 284,210
2	(2) State of Yap	600,000
3	(a) Fanif municipality multipurpose	
4	recreation field supplemental	50,000
5	(b) Tafgif Rumu village road supplemental	40,000
6	(c) Falalop Ulithi youth center	
7	renovation	20,000
8	(d) Okau, Weloy road supplemental...	50,000
9	(e) Plaw road culvert	20,000
10	(f) Yapese medical students interns.	5,000
11	(g) Deployment of Fishing Aggregate	
12	Device in Outer Islands	3,150
13	(h) Water extension & sewer for	
14	Ifalik community in Makiy	50,000
15	(i) Neighboring Islands Central High	
16	School computers (shipping & installation)	20,000
17	(j) Satawal Island community boat and	
18	motor and Fais Island community outboard motor	23,850
19	(k) Yap Catholic High School	
20	construction supplemental	106,000
21	(l) Yap Chamber of Commerce	30,000
22	(m) Yap Southern Water Authority	
23	(purchase of equipment)	20,000
24	(n) Contribution to Falalop Woleai Youth	2,000
25	(o) Ngolog road construction	

PUBLIC LAW No. 17-68

1	and equipments rental	\$	10,000
2	(p) Dock construction		150,000"
3	Section 3. Of the sum of \$5,697,383 appropriated by this		
4	act, \$15,197 is apportioned to pay the amount owed by the State		
5	of Kosrae to FEMA and \$600,000 is apportioned for public		
6	projects and social programs in the State of Kosrae.		
7	(1) Amount owed by the State of Kosrae to FEMA		15,197
8	(2) State of Kosrae		600,000
9	(a) Kosrae State Government subsidy (IMF		
10	matching, road & drainage maintenance, equipment)		100,000
11	(b) DREA economic projects and programs		40,000
12	(c) Kosrae Utility Authority		
13	for Power Extension		20,000
14	(d) Department of Health Services		
15	for pharmaceutical supplies		25,000
16	(e) Purchase of a dental chair		
17	for Kosrae State Hospital		35,000
18	(f) Department of Education		
19	(Classrooms' maintenance/matching for IMF funding		20,000
20	(g) Department of Education		
21	(Youth program/activities)		5,000
22	(h) Kosrae Island Resource		
23	Management Authority subsidy		10,000
24	(i) Kosrae Conservation Society		
25	Organization subsidy		10,000

PUBLIC LAW No. 17-68

1	(j) Panyacah bridge improvement	
2	and repair (IMF matching)	\$ 15,000
3	(k) Lelu municipal government subsidy	10,000
4	(l) Kosrae Island Veterans Association	20,000
5	(m) KHS lunch program.....	40,000
6	(n) B.A. program.....	20,000
7	(o) "We Care" referral program.....	20,000
8	(p) Multipurpose building in	
9	Lelu municipality	20,000
10	(q) Road improvement (Wan Taf to Finkol)	10,000
11	(r) Sungankuta, Malem inner	
12	road improvement	5,000
13	(s) Kosrae Women Christian Association	5,000
14	(t) Kosrae Visitor's Bureau	
15	(travel and promotion)	10,000
16	(u) Kosrae participants to the	
17	2013 Women conference in Yap	5,000
18	(v) Kosrae Utility Authority (staff	
19	development & training)	20,000
20	(w) Kosrae Youth Associations (Fusr)	5,000
21	(x) Kosrae Special Parent Network (KSPN)	5,000
22	(y) Kosrae State Government's	
23	contribution to Pacific Island Development Bank	30,000
24	(z) Yela Environment Landowners	
25	Authority (YELA)	10,000

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1	(aa) Tourist travel trail in	
2	Malem municipality	\$ 5,000
3	(ab) Lelu farm road improvement	
4	at Sruusr, Lelu	10,000
5	(ac) Inkoenum, Utwe access and	
6	inner road project	15,000
7	(ad) Kings farm road project in	
8	Pilyaul, Malem	15,000
9	(ae) Tafunsak Municipal Government subsidy	10,000
10	(af) Tafeot Dam repair and water	
11	system improvement	10,000
12	(ag) Malem Municipal Government subsidy	10,000
13	(ah) Utwe Municipal Government subsidy	10,000"
14	Section 4. Of the sum of \$5,697,383 appropriated by this	
15	act, \$219,116 is apportioned to pay the amount owed by the	
16	State of Pohnpei to FEMA and \$1,200,000 is apportioned for	
17	public projects and social programs in the State of Pohnpei.	
18	(1) Amount owed by the State of Pohnpei to	
19	FEMA	219,116
20	(2) State of Pohnpei	1,200,000
21	(a) At-Large	300,000
22	(i) Pohnpei Road Improvement	
23	(material purchase, transportation and equipment	
24	rental, tools, etc)	135,000

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1	(ii) Payment of asphalt plant	
2	conveyor belt account by PTA to Ace Ocean company ...\$	15,000
3	(iii) Mountain trails (labor,	
4	tools, equipment)	10,000
5	(iv) Waterways/channels	
6	improvement (labor, POL, tools, equipment)	10,000
7	(v) Pohnpei Outer Islands	
8	transportation needs (charter costs, fuel,	
9	channel clearing)	30,000
10	(vi) Aid to non-public high schools	20,000
11	(vii) Pohnpei Sports facilities	
12	improvement	20,000
13	(viii) Historical sites	
14	restoration/maintenance	15,000
15	(ix) Traditional leaders	
16	conference and travel needs	20,000
17	(x) Civic leaders' FSM State visit	25,000
18	(b) Election District No. 1	300,000
19	(i) Road improvement- Kolonia	90,000
20	(ii) Other road improvements	100,000
21	(iii) COM-FSM students'	
22	outstanding debt payment	22,000
23	(iv) St. Paul school subsidy	8,000
24	(v) Social Security premium	
25	contribution	15,000

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1	(vi) Classroom upgrade	
2	(Palikir school)	\$ 12,000
3	(vii) Medical referrals (travel)	10,000
4	(viii) Need Assessment/monitoring-	
5	Election District No. 1	43,000
6	(c) Election District No. 2	300,000
7	(i) Secondary road	
8	upgrade/improvement	125,000
9	(ii) Secondary road paving	30,000
10	(iii) Water System improvement...	22,500
11	(iv) Students financial assistance	15,000
12	(v) High School Cooks	12,000
13	(vi) Police Vehicle supplemental	8,000
14	(vii) Youth activities	7,500
15	(viii) Women's activities/programs	7,500
16	(ix) Alekot Power extension	20,000
17	(x) Coral materials	7,500
18	(xi) ED#2 subsidy	30,000
19	(xii) Agriculture Fair	
20	(Madolehnhmw/Kitti)	10,000
21	(xiii) PVC materials	5,000
22	(d) Election District No. 3	300,000
23	(i) Women Associations'	
24	activities and equipment	15,000
25	(ii) Youth Associations	

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1	activities and sporting equipment.....\$	15,000
2	(iii) ED#3 Office subsidy.....	45,000
3	(iv) Nett Secondary road	
4	improvement and maintenance.....	75,000
5	(v) Water system projects	
6	improvement.....	15,000
7	(vi) Youth/Community Center.....	15,000
8	(vii) Dehpek/Takaious students'	
9	support.....	15,000
10	(viii) Student Financial Assistance	15,000
11	(ix) Medical referral support...	10,000
12	(x) Youth Sport facilities' upgrade	15,000
13	(xi) Pohnpei Senior Citizens	
14	Associations program/activities	5,000
15	(xii) Farming equipment.....	15,000
16	(xiii) General Road improvement	
17	and beautification.....	45,000"
18	Section 5. Of the sum of \$5,697,383 appropriated by this	
19	act, \$978,860 is apportioned to pay the amount owed by the State	
20	of Chuuk to FEMA and \$1,800,000 is apportioned for public projects	
21	and social programs.	
22	(1) Amount owed by the State of Chuuk to FEMA	
23	PROVIDED THAT Chuuk State shall repay this amount in such	
24	a manner as will be agreed to between the allottee and the	
25	Chuuk State leadership.	\$ 978,860

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1	(2) State of Chuuk.....\$	1,800,000
2	(a) At-Large.....	300,000
3	(i) Community	
4	facilities/Infrastructure & Housing subsidy	30,000
5	(ii) Chuuk Museum contribution..	5,000
6	(iii) Roads/Seawalls/Bridges repair	
7	and improvement	25,000
8	(iv) Main water source lease	
9	obligation (Nefo)	7,000
10	(v) Contributions to State,	
11	Municipal and Community events/ activities/programs ..	21,000
12	(vi) POL/Charters/Freight	
13	subsidy/reimbursements	22,600
14	(vii) Youth Groups	
15	equipment/supplies/activities	15,000
16	(viii) Leaders/Patients/Students/	
17	repatriation of remains travel needs	20,000
18	(ix) Administrative support costs for	
19	allottee/At Large	10,000
20	(x) Fishing project	
21	(equipment/gears/marketing)	30,000
22	(xi) Lien Pukial prior obligations	5,000
23	(xii) Women Groups' sewing	
24	equipment/supplies	3,000
25	(xiii) Farmers' seedlings & labor cost	

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1	obligations	\$	1,400
2	(xiv) Community/Students/farmers		
3	land transportation		25,000
4	(xv) Students financial		
5	assistance/schools subsidy		20,000
6	(xvi) Municipal government		
7	subsidy (Elections/activities)		40,000
8	(xvii) Power distribution		
9	extension matching fund		20,000
10	(b) Election District No. 1		300,000
11	(i) Professional services fee .		15,000
12	(ii) Renewable Energy		
13	project/Communication system		65,000
14	(iii) Mortlock Islands' Sea vessel		
15	purchase		65,000
16	(iv) Multipurpose public facilities,		
17	community facilities, housing improvement and repair .		40,000
18	(v) Education, health and		
19	sanitation programs & projects		30,000
20	(vi) Youth, Sports &		
21	Recreational programs/activities		10,000
22	(vii) Municipal government		
23	special occasions activities		10,000
24	(viii) Students financial assistance		20,000
25	(ix) Repatriation of remain/		

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1	Associations contributions	\$ 15,000
2	(x) Mortlock Island Development	
3	Authority (MIDA) operation	20,000
4	(xi) Copra and Fish purchase	
5	Revolving Fund	10,000
6	(c) Election District No. 2	300,000
7	(i) Fishing Projects	20,000
8	(ii) Nutrition and Food	
9	Security Enhancement Projects	15,000
10	(iii) Housing renovation supplement	25,000
11	(iv) Community Halls rehabilitation	25,000
12	(v) Weno Municipality	
13	Transportation needs & Office Rehabilitation	30,000
14	(vi) Fono Municipality subsidy..	10,000
15	(vii) Piis-Paneu Municipality subsidy	10,000
16	(viii) Regional Leadership	
17	outreach visits	25,000
18	(ix) College students'	
19	financial assistance	15,000
20	(x) Youth Community activities.	15,000
21	(xi) Northern Namoneas Social and	
22	Economic Development Authority Administration	50,000
23	(xii) Roads upgrade & rehabilitation	40,000
24	(xiii) Power Distribution	
25	Extension matching fund	20,000

PUBLIC LAW No. 17-68

1	(d) Election District No. 3.....\$	300,000
2	(i) Fishing projects.....	70,000
3	(ii) Housing project.....	30,000
4	(iii) Community Halls rehabilitation	30,000
5	(iv) Southern Namoneas Development	
6	Authority Administration	25,000
7	(v) Contribution/Repatriation of	
8	remain/Associations support (Guam/Saipan/Hawaii/United	
9	States/Southern Namoneas)	10,000
10	(vi) Reimbursement for POL/Charters	5,000
11	(vii) Contribution to Social	
12	Security premium	5,000
13	(viii) Reimbursement payment for	
14	Lease/Rental obligation	10,000
15	(ix) Business start	
16	up/Entrepreneurship subsidies	10,000
17	(x) Youth/School sports & activities	10,000
18	(xi) Solar power lighting system	10,000
19	(xii) Students land transportation	
20	needs/vehicle purchase for local government	15,000
21	(xiii) Municipal/Community	
22	health and sanitation water improvement projects	7,500
23	(xiv) Humanitarian/Food Aid relief	
24	program for Community/ municipalities	10,000

PUBLIC LAW No. 17-68

1	(xv) Medical/medication contribution	
2	to non-insured and unemployed Senior Citizens	\$ 7,500
3	(xvi) Feeding program for	
4	Handicap/Disable elderlies	5,000
5	(xvii) Travel needs for	
6	students/referral patients/leaders	20,000
7	(xviii) Contributions to Southern	
8	Namoneas off-island chartered associations	10,000
9	(xiv) Municipal governments subsidies	10,000
10	(e) Election District No. 4	300,000
11	(i) Fishing projects	40,000
12	(ii) Low income housing subsidy.	30,000
13	(iii) Farming project subsidy....	30,000
14	(iv) Students financial assistance	15,000
15	(v) Faichuk Development Authority	
16	(Contractual services/Administration)	20,000
17	(vi) Medical referral and	
18	repatriation of remains	10,000
19	(vii) Municipal governments' subsidies	70,000
20	(viii) Sewing project subsidy.....	10,000
21	(ix) Youth activities and programs	15,000
22	(x) Road improvement and	
23	beautification	10,000
24	(xi) States and Municipal	
25	leadership exposure and travel	15,000

PUBLIC LAW No. 17-68

1	(xii) Eipweip fishing market subsidy \$	5,000
2	(xiii) Students and farmers	
3	land transportation	20,000
4	(xiv) Solar system project	5,000
5	(xv) Fiber boat repair project ..	5,000
6	(f) Election District No. 5	300,000
7	(i) Fishing projects	100,000
8	(ii) Northwest Islands	
9	Development Authority Administration	38,000
10	(iii) Food relief assistance program	28,000
11	(iv) Officials/patients and	
12	other travel needs	18,000
13	(v) Payment for students'	
14	outstanding debt at COM-FSM, University of Hawaii	
15	at Hilo and Hawaii Pacific University	14,000
16	(vi) Vehicles purchase for	
17	municipal governments	14,000
18	(vii) Contributions to	
19	Northwest Islands Associations	30,000
20	(viii) Boat charter/medical	
21	referral travel reimbursements	10,000
22	(ix) Onoun Women Association	
23	contribution	8,000
24	(x) Pollap Dispensary solar	
25	power project supplemental	2,000

PUBLIC LAW No. 17-68

1	(xi) Shoreline mitigation project \$	2,000
2	(xii) Tupwunoil office rental....	6,000
3	(xiii) Boat charters/POL.....	20,000
4	(xiv) Contributions to municipal	
5	events/activities	5,000
6	(xv) Community Hall.....	5,000"

7 Section 6. Allotment and management of funds and lapse
8 date. All funds appropriated by this act shall be allotted,
9 managed, administered and accounted for in accordance with
10 applicable laws, including, but not limited to, the Financial
11 Management Act of 1979. The allottee shall be responsible for
12 ensuring that these funds, or so much thereof as may be
13 necessary, are used solely for the purpose specified in this
14 act, and that no obligations are incurred in excess of the sum
15 appropriated. The allottee of the funds appropriated under
16 section 2 of this act shall be the Governor of Yap State. The
17 allottee of funds appropriated under sections 3 and 4 of this
18 act shall be the President of the Federated States of
19 Micronesia or his designee, EXCEPT THAT the allottee of funds
20 appropriated under subsection 1 of section 3 of this act shall
21 be the Governor of Kosrae State, the allottee of funds
22 appropriated under subsection 3(2)(p) of this act shall be the
23 Mayor of Lelu Municipal Government or his designee and the
24 allottee of funds appropriated under subsection 1 of section 4
25 of this act shall be the Governor of Pohnpei State. The

PUBLIC LAW No. 17-68

1 allottee of funds appropriated under subsection 5(1) of this
2 act shall be the President of the Federated States of
3 Micronesia or his designee. The allottee of funds appropriated
4 under subsection 5(2)(a) of this act shall be the Governor of
5 Chuuk State or his designee. The allottee of funds appropriated
6 under subsection 5(2)(b) of section 5 of this act shall be the
7 Mortlock Islands Development Authority. The allottee of funds
8 appropriated under subsection 5(2)(c) of section 5 of this act
9 shall be the Executive Director of the Northern Namoneas Social
10 and Economic Development Authority or his designee. The
11 allottee of funds appropriated under subsection 5(2)(d) of
12 section 5 of this act shall be the Faichuk Development
13 Authority. The allottee of funds appropriated under subsection
14 5(2)(e) of section 5 of this act shall be the Southern Namoneas
15 Development Authority. The allottee of funds appropriated
16 under subsection 5(2)(f) of this act shall be the Northwest
17 Island Development Authority. The authority of the allottee to
18 obligate funds appropriated by this act shall lapse on
19 September 30, 2014.

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PUBLIC LAW No. 17-68

1 Section 7. 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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_____, 2012

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12 *Override of Line Item Veto*
13 *of PL 17-67.*

Manny Mori
President
Federated States of Micronesia

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