



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

January 6, 2014

The Honorable Dohsis Halbert  
Speaker  
18<sup>th</sup> FSM Congress  
Palikir, Pohnpei, FM 96941



PRESIDENTIAL COMM. NO. 18-177  
FSM CONGRESS

Dear Speaker Halbert:

I am returning the following Congressional Acts to become public laws pursuant to Article IX Section 22 of the FSM Constitution, without my signature:

**Public Law No. 18-27:** Congressional Act No. 18-26, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-49, AS AMENDED BY PUBLIC LAW NOS. 16-68, 16-76, 17-06, 17-10, 17-23, 17-30, 17-32, 17-45, 17-82, AND 17-85, BY AMENDING SECTIONS 1 AND 2 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

**Public Law No. 18-28:** Congressional Act No. 18-27, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-18, AS AMENDED BY PUBLIC LAW NOS. 16-24, 16-32, 16-39, 16-45, 16-54, 16-67, 17-04, 17-14, 17-26, 17-39 AND 17-65, BY AMENDING SECTIONS 5 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

**Public Law No. 18-29:** Congressional Act No. 18-28, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-59, AS AMENDED BY PUBLIC LAW NOS. 17-63, 17-66, 17-70, 17-77, 17-86 AND 18-21, BY AMENDING SECTIONS 4, AND 5 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

**Public Law No. 18-30:** Congressional Act No. 18-29, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 12-50, AS AMENDED BY PUBLIC LAW NOS. 12-53, 12-74, 13-1, 13-17, 14-65, 14-71, 14-94, 15-15, 15-50 AND 17-24, BY AMENDING SECTION 13 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."

**Public Law No. 18-31:** Congressional Act No. 18-31, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAW NOS. 18-07 AND 18-14, BY AMENDING SECTION 4 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

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**Public Law No. 18-32:** Congressional Act No. 18-33, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAW NOS. 17-71, 17-81, 17-89, 17-90, 18-03, 18-10 AND 18-13, BY AMENDING SECTIONS 4 AND 5 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

**Public Law No. 18-33:** Congressional Act No. 18-35, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-62, AS AMENDED BY PUBLIC LAW NOS. 16-71, 17-05, 17-18, 17-29, 17-47 AND 18-23, BY AMENDING SECTION 4 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

I have reviewed all of the above Acts, which share the following common characteristics:

1. There were no public hearings or committee reports.
2. There have been multiple amendments to the original appropriations, up to 12 and 13 times for some Acts (with the exception of Congressional Act No. 18-31, which had a maximum of three amendments). The multiple amendments resulted in so much confusion as to the true intention of Congress for the public projects and programs, and have created extreme difficulties in implementation of the projects and programs, such as tracking the multiple changes.
3. There were changes of recipients and purposes, in most of the Acts, without clear justification or reasoning.
4. Further amendments to Congressional Acts continued after allotments have been fully processed where funding has been partially or fully disbursed.

It would be most helpful if Congress would set a policy limiting to a maximum of only three amendments per Act in order to avoid the problems as outlined above. For Congress to fully appreciate the extreme difficulty in properly tracking, analyzing, and implementing multiple amendments, we have attached an illustration of a spreadsheet of the multiple amendments of only one public law, P.L. 16-49. This illustration took approximately 12 hours to put together in an Excel spreadsheet by someone experienced in Excel. It sets out the multiple changes that occurred over the 16<sup>th</sup>, 17<sup>th</sup>, and 18<sup>th</sup> Congresses.



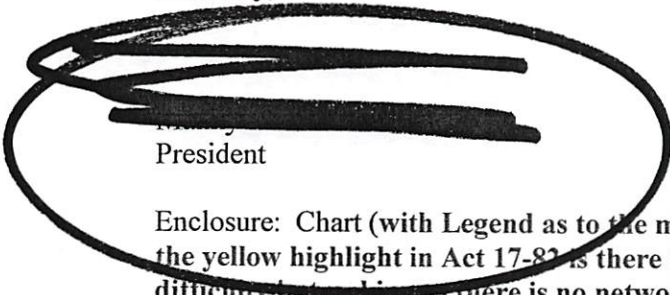
PRESIDENTIAL COMM. NO. 18-177  
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Even with a spreadsheet, if there are no public hearings and committee reports, it will still be most difficult to implement the public projects and programs without knowing the intent of Congress.

With warm personal regards, I remain,

Sincerely,



President

Enclosure: Chart (with Legend as to the meaning of the colors. Note – according to SBOC, the yellow highlight in Act 17-82 is there because it has been over-expended due to the difficulty in tracking as there is no networking to provide for a real time update; also, in Act 18-27, the yellow highlight shows an absence of an amount listed for the intended purpose. These are just two of the yellow highlights shown).

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

P.O. Box PS 3  
Palikir, Sokehs  
Pohnpei State, FM 96941  
Tel: (691) 320-2324 / 2338  
Fax: (691) 320-5122

Office of the Chief Clerk

December 06, 2013

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. 18-27, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-49, AS AMENDED BY PUBLIC LAWS NOS. 16-68, 16-76, 17-06, 17-10, 17-23, 17-30, 17-32, 17-45, 17-82 AND 17-85, BY AMENDING SECTIONS 5 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Second Special Session, 2013, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in black ink, which appears to read "Liwiana Ramon Ioanis", is written over the "Sincerely yours," text.

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

Enclosures





EIGHTEENTH CONGRESS OF THE  
FEDERATED STATES OF MICRONESIA  
SECOND SPECIAL SESSION  
NOVEMBER 25 – DECEMBER 05, 2013

PUBLIC LAW No. 18-28

## An Act

TO FURTHER AMEND PUBLIC LAW NO. 16-49, AS AMENDED BY PUBLIC LAWS NOS. 16-68, 16-76, 17-06, 17-10, 17-23, 17-30, 17-32, 17-45, 17-82 AND 17-85, BY AMENDING SECTIONS 5 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: VICTOR GOULAND

DATE: NOVEMBER 28, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – DECEMBER 02, 2013

FIRST READING: DECEMBER 02, 2013

SECOND READING: DECEMBER 03, 2013

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

Liwiana Ramon Ioanis  
Chief Clerk, FSM Congress





CONGRESS OF THE FEDERATED STATES OF MICRONESIA

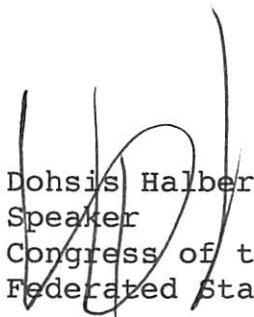
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*Office of the Speaker*

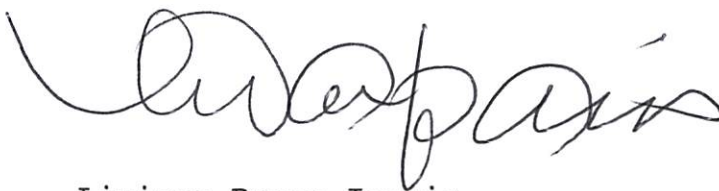
ACT NO. 18-27

(CONGRESSIONAL BILL NO. 18-104, C.D.1, C.D.2)

We hereby certify that on December 03 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Second Special Session, 2013, 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.



Dohsis Halbert  
Speaker  
Congress of the  
Federated States of Micronesia



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

EIGHTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SECOND SPECIAL SESSION, 2013

CONGRESSIONAL BILL NO. 18-104, C.D.1,  
C.D.2

**PUBLIC LAW No. 18-28**

AN ACT

To further amend Public Law No. 16-49, as amended by Public Laws Nos. 16-68, 16-76, 17-06, 17-10, 17-23, 17-30, 17-32, 17-45, 17-82 and 17-85, by amending sections 5 and 6 thereof, for the purpose of changing the use and allottee of certain funds previously appropriated therein to fund public projects and social programs in the State of Chuuk, and for other purposes.

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

1       Section 1. Section 5 of Public Law No. 16-49, as amended  
2 by Public Laws Nos. 16-68, 16-76, 17-06, 17-23, 17-30 and 17-32  
3 is hereby further amended to read as follows:

4       "Section 5. Of the sum of \$2,215,000 appropriated by  
5 this act, \$1,080,000 is apportioned for Chuuk State for  
6 public projects and social programs.

7	State of Chuuk .....	\$ 1,080,000
8	(1) Chuuk at Large .....	170,000
9	(a) Low Income Housing subsidy .....	40,000
10	(b) Students/Youth Land	
11	Transportation .....	20,000
12	(c) Fishing Project .....	25,000
13	(d) Community Centers Improvement ...	-0-
14	(e) Youth activities and programs ...	12,000
15	(f) Entrepreneurship subsidy .....	10,000
16	(g) Seawalls, secondary roads,	
17	docks and channel dredging and improvement .	15,000

**PUBLIC LAW No. 18-28**

1	(h) Multipurpose building improvement	
2	and renovation .....	\$ 5,000
3	(i) Guam/Hawaii Chuukese Associations	
4	contributions .....	-0-
5	(j) Students financial assistance...	-0-
6	(k) Leadership travel (State, municipal	
7	and traditional leaders) .....	13,000
8	(l) Allottee/At-Large administrative	
9	support costs	
10	(2) Election District No. 1 .....	190,000
11	(a) Community Centers Improvement...	39,000
12	(b) Students financial	
13	assistance/incentives .....	10,000
14	(c) Petroleum Oil Lubricant (POL)...	20,000
15	(d) Students land transportation....	20,000
16	(e) Women's activities and projects.	2,161
17	(f) Water tanks project .....	2,350
18	(g) Food relief assistance .....	15,000
19	(h) Leadership travel (State,	
20	municipal and traditional leaders) .....	17,705
21	(i) Associations support and	
22	subsidies .....	4,784
23	(j) Municipal subsidies, PROVIDED THAT	
24	the funding shall not be used for travel:	
25	(i) Nema .....	5,000



**PUBLIC LAW No. 18-28**

1	(ii) Losap .....	\$ 4,000
2	(iii) Pisemwar .....	3,668
3	(iv) Namoluk .....	2,003
4	(v) Ettal .....	-0-
5	(vi) Moch .....	4,975
6	(vii) Kuttu .....	-0-
7	(viii) Ta .....	2,485
8	(ix) Satowan .....	-0-
9	(x) Oneop .....	4,000
10	(xi) Lekinioch .....	2,114
11	(k) Municipal inauguration subsidies	5,000
12	(l) Mortlocks Centenial activities..	5,000
13	(m) Mortlocks Goodwill games .....	20,755
14	(3) Election District No. 2 .....	185,000
15	(a) Rural/Secondary Roads Development	
16	and Improvement .....	16,325
17	(b) Northern Namoneas Social and	
18	Economic Development Authority Project	
19	Administration .....	38,000
20	(c) Northern Namoneas Leadership	
21	Conference .....	6,836
22	(d) Students/Youth Land Transportation	
23	.....	23,916
24	(e) Municipal Governments subsidies.	
25	.....	18,809

**PUBLIC LAW No. 18- 28**

1	(f) Youth Community Development	
2	Activities .....	\$ 8,044
3	(g) Dock Rehabilitation Projects ....	-0-
4	(h) Food Security .....	30,000
5	(i) Leadership/patients/students	
6	travel needs .....	30,000
7	(j) Nien Northern Namoneas in Pohnpei	1,000
8	(k) Sewing project .....	10,000
9	(l) Fishing gears and equipment .....	2,070
10	(4) Election District No. 3 .....	175,000
11	(a) Fishing Projects .....	26,988
12	(b) Housing and Community Halls .....	44,187
13	(c) Land Transportation .....	20,000
14	(d) Public Facilities Improvement ...	8,732
15	(e) Municipal Governments subsidies .	20,000
16	(f) Entrepreneurship subsidies .....	10,000
17	(g) Non-governmental Organizations and	
18	Associations contributions .....	-0-
19	(h) Southern Namoneas Leadership	
20	Conference .....	10,000
21	(i) Leadership travel (State,	
22	municipal & traditional leaders) .....	35,093
23	(5) Election District No. 4 .....	155,000
24	(a) Fishing Projects .....	35,000
25	(b) Low Income Housing subsidy .....	30,000

PUBLIC LAW No. 18-28

1	(c) Students Land Transportation...	\$ 20,000
2	(d) Solar System Project .....	7,700
3	(e) Water Conservation Project .....	7,016
4	(f) Peewchu Association.....	10,000
5	(g) Sewing Projects.....	10,000
6	(h) Youth activities and programs...	10,000
7	(i) Students financial assistance...	10,000
8	(j) Medical Referrals and	
9	repatriation of remains .....	7,037
10	(k) Leadership travel (State,	
11	municipal and traditional leadership) .....	8,247
12	(6) Election District No. 5.....	180,000
13	(a) Fishing project.....	33,000
14	(b) Coconut oil extraction machines.	13,000
15	(c) Nomin fishing project .....	20,000
16	(d) Associations subsidies/contributions	9,000
17	(e) Students financial assistance...	9,000
18	(f) Youth activities and programs...	7,000
19	(g) Food relief assistance.....	9,000
20	(h) Leadership travel (State, municipal	
21	and traditional leaders) .....	15,329
22	(i) Sewing projects.....	5,000
23	(j) Transportation needs	
24	and reimbursement .....	10,000
25	(k) Charter & POL.....	36,000



**PUBLIC LAW No. 18-28**

1                   (1) Participants expenses to the  
2                   Inauguration .....\$           3,671  
3                   (m) Participants expenses to the  
4                   agriculture workshop/training in Pohnpei ...   10,000  
5                   (7) Chuuk State Economic Summit.....   25,000"

6           Section 2. Section 6 of Public Law No. 16-49, as amended  
7 by Public Laws Nos. 17-10, 17-45 and 17-85, is hereby amended  
8 to read as follows:

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

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PUBLIC LAW No. 18-28

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1           section 3 of this act shall be the Governor of Yap State.  
2           The allottee of funds appropriated under subsections  
3           5(1), 5(3) and 5(7) of this act shall be the Governor of  
4           Chuuk State or his designee. The allottee of funds  
5           appropriated under subsection 5(2) of this act shall be  
6           the Mortlock Islands Development Authority (MIDA). The  
7           allottee of funds appropriated under subsection 5(4) of  
8           this act shall be the Southern Namoneas Development  
9           Authority. The allottee of funds appropriated under  
10          subsection 5(5) of this act shall be the Faichuk  
11          Development Authority. The allottee of funds  
12          appropriated under subsection 5(6) of this act shall be  
13          the Northwest Development Authority. The funds  
14          appropriated by this act shall lapse on September 30,  
15          2014."

**PUBLIC LAW No. 18-28**

1       Section 3. 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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\_\_\_\_\_, 2013

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10 *See H/act 88 PM*

11 *01-06-14*

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Manny Mori  
President  
Federated States of Micronesia

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