



The President
Palikir, Pohnpei
Federated States of Micronesia

January 5, 2015

The Honorable Dohsis Halbert
Speaker
18th FSM Congress
Palikir, Pohnpei FM 96941



PRESIDENTIAL COMM. NO. 18-424
FSM CONGRESS

Dear Speaker Halbert:

I am returning the following Congressional Acts without signature:

Public Law No. 18-104: Congressional Act No. 18-107, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 15-32, AS AMENDED BY PUBLIC LAWS NOS. 15-36, 15-44, 15-57, 15-63, 15-72, 15-78, 16-03, 16-11, 16-33, 16-46, 17-12, 17-21, 17-33, 17-40, 18-17 AND 18-67, BY AMENDING SECTION 1 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATES OF YAP AND KOSRAE, AND FOR OTHER PURPOSES."

Public Law No. 18-105: Congressional Act No. 18-108: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAWS NOS. 18-07, 18-14, 18-31, 18-38, 18-72 AND 18-82, BY AMENDING SECTION 4 THEREOF, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, FOR PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI AND FOR OTHER PURPOSES."

Public Law No. 18-106: Congressional Act No. 18-109: "AN ACT TO AMEND PUBLIC LAW NO. 18-99, BY AMENDING SECTIONS 3 AND 5 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE PEOPLE OF THE STATES OF KOSRAE AND CHUUK, AND FOR OTHER PURPOSES."

I reviewed the above Acts, designed to alter the funds that were previously appropriated for various public projects and social programs. The amendment consists of changing the amounts of the various appropriations for public projects and social programs and creating new line items in addition to the existing appropriation.

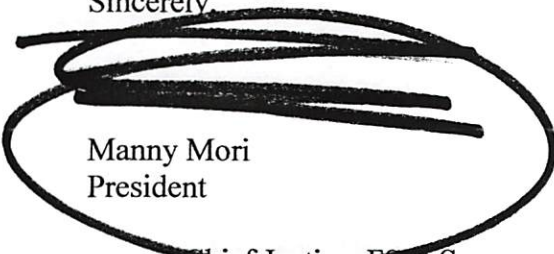
The rationale for the amendments was not explained anywhere in the Acts and there were no reports to indicate the intent of Congress in adopting the amendments. As a result, the Acts failed to provide clear direction on the intention of Congress behind altering the funds, make it impossible for the Executive Branch to implement public projects and social programs without involvement from Congress.

The Honorable Dohsis Halbert
January 5, 2015
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PRESIDENTIAL COMM. NO. 18-424
FSM CONGRESS

The involvement of some of the members of Congress in the implementation of public projects violates the Constitution, as confirmed by the Udot case. I have previously shared this concern with Congress and once again bring this problem to your attention.

Sincerely,



Manny Mori
President

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

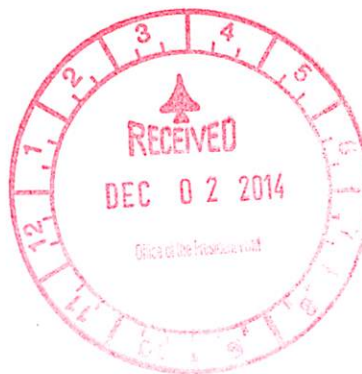
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Office of the Chief Clerk

PRESIDENTIAL COMM. NO. 18-424
FSM CONGRESS

December 02, 2014

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. 18-109, "AN ACT TO AMEND PUBLIC LAW NO. 18-99, BY AMENDING SECTIONS 3 AND 5 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE PEOPLE OF THE STATES OF KOSRAE AND CHUUK, AND FOR OTHER PURPOSES.", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2014, 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

18-109
PRESIDENTIAL COMM. NO.
FSM CONGRESS

EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH SPECIAL SESSION
NOVEMBER 17 - 29, 2014



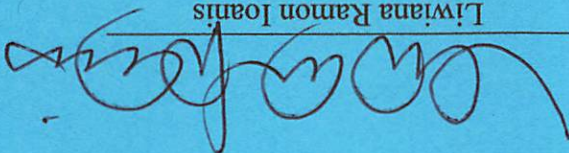
PUBLIC LAW NO. 18-106

An Act

TO AMEND PUBLIC LAW NO. 18-99, BY AMENDING SECTIONS 3 AND 5 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE PEOPLE OF THE STATES OF KOSRAE AND CHUK, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: WESLEY W. SIMINA
DATE: NOVEMBER 27, 2014

REFERRED TO: COMMITTEE ON WAYS AND MEANS
WITHDRAWN - NOVEMBER 27, 2014
FIRST READING: NOVEMBER 27, 2014
SECOND READING: NOVEMBER 28, 2014


Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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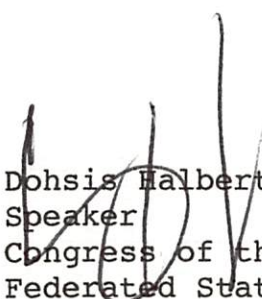
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PRESIDENTIAL COMM. NO. 18-424
FSM CONGRESS

ACT NO. 18-109

(CONGRESSIONAL BILL NO. 18-248, C.D.1, C.D.2)

We hereby certify that on November 28 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2014, 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

FIFTH SPECIAL SESSION, 2014 CONGRESSIONAL BILL NO. 18-248, C.D.1, C.D.2

PUBLIC LAW No. 18-106

AN ACT

To amend Public Law No. 18-99, by amending sections 3 and 5 thereof, to change the use of funds previously appropriated therein to fund public projects and social programs for the people of the States of Kosrae and Chuuk, and for other purposes.

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

1 Section 1. Section 3 of Public Law No. 18-99, is hereby
2 amended to read as follows:

3 "Section 3 of the \$2,800,000 appropriated in this act,
4 \$400,000 is appropriated to fund public projects and
5 social programs for the people of the State of Kosrae.

6 (1) State of Kosrae\$ 400,000

7 (a) Outreach and Advocacy

8 Program 40,000

9 (b) Lelu Town Government subsidy.... 20,000

10 (c) Purchase of I-phones and I-pads. 10,000

11 (d) Tofol Tennis Courts upgrade..... 10,000

12 (e) Kosrae State court subsidy..... 5,000

13 (f) Purchase of vehicle for Kosrae .

14 State Department of Finance 25,000

15 (g) Concordia University of

16 Oregon Master Degree scholarship 20,000

17 (h) Travel needs & tuition costs

PUBLIC LAW No. 18-106

1	Fielding graduate, University of Santa Barbara,	
2	California	\$ 10,000
3	(i) G-14 fund raising.....	10,000
4	(j) SDA Women Association fund raising	10,000
5	(k) Kosrae Special Parent Network...	5,000
6	(l) FMI-Yap Kosraean students	
7	financial assistance	5,000
8	(m) Purchase of vehicle & freight &	
9	handling cost (FSM Treasury -Kosrae)	25,000
10	(n) COM-FSM -Kosraeans students	
11	outstanding debt	40,000
12	(o) POL for Kosrae Public Safety....	5,000
13	(p) IMF matching fund for	
14	infrastructure projects	80,000
15	(q) Outreach program.....	50,000
16	(r) Circumferential road improvement	30,000"

17 Section 5 of Public Law No. 18-99 is hereby amended to
 18 read as follows:

19 "Section 5. Of the \$2,800,000 appropriated in this act,
 20 \$1,200,000 is appropriated for public projects and
 21 social programs for the people of the State of Chuuk.

22	(1) At Large	\$ \$200,000
23	(a) Community Infrastructures &	
24	Housing Renovation	50,000
25	(b) Contributions to State,	

PUBLIC LAW No. 18-106

1	Municipal and Community	
2	Events/Programs/Activities	\$ 40,000
3	(c) Administrative support services	
4	(Allottee for At Large Chuuk)	15,000
5	(d) Fishing project	45,000
6	(e) Social Security obligations	10,000
7	(f) Land Transportation	10,000
8	(g) Leadership, patients, students	
9	and travel needs, community outreach and	
10	advocacy program	30,000
11	(2) Election District No. 1	200,000
12	(a) Municipal governments' subsidy ..	88,000
13	(b) Mortlocks leadership	10,000
14	(c) Poverty alleviation projects,	
15	programs and activities	60,000
16	(d) Health, education and sanitation	
17	project	20,000
18	(e) Municipal, community and traditional	
19	activities/contributions	11,000
20	(f) Communication, solar projects ...	11,000
21	(3) Election District NO. 2	200,000
22	(a) Housing and Community Hall	
23	rehabilitation	70,000
24	(b) Solar system project	18,000

~~PUBLIC LAW NO. 18-106~~

1	(c) Contributions to Hilo, Maui and	
2	Portland Associations	\$ 42,000
3	(d) Student financial assistance	10,000
4	(e) Human remain repatriation	10,000
5	(f) Land Transportation	10,000
6	(g) Poverty alleviation projects,	
7	programs and activities	10,000
8	(h) Administrative support services	
9	(Allottee for Election District No. 2)	20,000
10	(i) Leadership/Patients/ Students	
11	contributions	10,000
12	(4) Election District No. 3	200,000
13	(a) Fishing project	40,000
14	(b) Municipal and community facilities	
15	repair and improvement	40,000
16	(c) Community outreach and advocacy	
17	program	15,000
18	(d) Administrative support service (SNDA)	25,000
19	(e) Poverty alleviations projects,	
20	programs and activities	20,000
21	(f) Human repatriation and medical	
22	referral program	10,000
23	(g) Alternative energy and solar	
24	lighting system and power generators	10,000
25	(h) Contributions to State,	

PUBLIC LAW No. 18-106

1	Municipal and Community	
2	Events/Programs/Activities	\$ 30,000
3	(i) POL/Charter/Utilities and Freight	10,000
4	(5) Election District No. 4	200,000
5	(a) Community Outreach and Advocacy	
6	Program	30,000
7	(b) Leadership/patients/students	
8	travel needs	20,000
9	(c) Fishing project subsidy	40,000
10	(d) Humanitarian assistance subsidy	20,000
11	(e) Farming project subsidy	20,000
12	(f) Municipal governments subsidy ..	20,000
13	(g) Water system project subsidy ...	20,000
14	(h) Faichuk Development Authority	
15	administrative cost	10,000
16	(i) Land transportation (Students	
17	and Farmers)	20,000
18	(6) Election District No. 5	200,000
19	(a) Solar projects	40,000
20	(b) Northwest Islands Development	
21	Authority	50,000
22	(c) COM-FSM students' outstanding debt	20,000
23	(d) Municipal government inaugural	
24	expenses	25,000
25	(e) Patient referral/medical and related	

PUBLIC LAW NO. 18-106

1	expenses	\$	20,000
2	(f) Northwest Islands vessel operational		
3	cost (contractual and and delivery services)		20,000
4	(g) UH at Hilo Ph.D. studies		10,000
5	(h) Nomwin municipal vehicle		10,000
6	(i) Turtle conservation program		5,000"

7 Section 3. This act shall become law upon approval by the
 8 President of the Federated States of Micronesia or upon its
 9 becoming law without such approval.

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13 _____, 2014

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17 *Law of the Signature*

 Manny Mori
 President
 Federated States of Micronesia

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