A BILL FOR AN ACT

To amend Public Law No. 14-21, the FY 2006 budget, as amended, in order to provide supplemental funding for the fiscal year ending September 30, 2006, and for other purposes.

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

Section 1. The title of Public Law No. 14-21 as amended by Public Law No. 14-50, is hereby further amended to read as follows:

“To appropriate the sum of $36,279,060 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2006, for the purpose of funding the operations of all branches of the National Government of the Federated States of Micronesia, its agencies, various programs, grants, subsidies and contributions; to establish a capital and human resource development budget, and for other purposes.”

Section 2. Section 1 of Public Law No. 14-21, as amended by Public Law No. 214-50, is hereby further amended to read as follows:

“Section 1. Appropriation. There is hereby appropriated from the General Fund of the Federated States of Micronesia the sum of $36,379,060, or so much thereof as may be necessary, for the purpose of funding the operations of all branches of
the National Government of the Federated States of Micronesia, its agencies, various programs, grants, subsidies and contributions and capital and human resource development programs of the National Government of the Federated States of Micronesia for the fiscal year ending September 30, 2006. A deadline of December 1, 2005 is hereby set for all branches of the National Government to satisfy the requirements of section 103 of the Financial Management Act of 1979. The sum appropriated herein shall be apportioned as follows:

Section 3. Section 2 of Public Law No. 14-21, as amended to read as follows:

"Section 2. Operating expenses of the Executive Branch. The sum of $14,215,701, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2006, for the purpose of funding the operations of the Executive Branch of the National Government during the fiscal year 2006. The sum appropriated by this section shall be apportioned as follows:

(1) Office of the President. 

$763,213, or so much thereof as may be necessary, for the operations of the Office of the President during the fiscal year 2006. The sum
appropriated herein shall be apportioned as follows:

Personnel .................. $287,235
Travel ....................... $154,678
Contractual Services .......... $220,000
OCE .......................... 86,300
Fixed Assets .................. 15,000

(2) Department of Foreign Affairs.

$3,424,151, or so much thereof as may be necessary, for the operations of the Department of Foreign Affairs during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

Personnel .................. $1,193,385
Travel ....................... $175,070
Contractual Services .......... $1,716,906
OCE .......................... $291,790
Fixed Assets .................. 47,000

(3) Department of Finance and Administration

$2,493,529, or so much thereof as may be necessary, for the operations of the Department of Finance and Administration during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

Personnel .................. $1,293,529
Travel ....................... 204,316
Contractual Services .......... 622,027
(4) Department of Economic Affairs.

$[1,063,113] 1,123,113, or so much thereof as may be necessary, for the operations of the Department of Economic Affairs during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

- Personnel $830,535
- Travel $155,670
- Contractual Services $5,309
- OCE $121,599
- Fixed Assets $10,000

(5) Department of Transportation, Communication and Infrastructure.

$1,366,142, or so much thereof as may be necessary, for the operations of the Department of Transportation, Communications and Infrastructure during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

- Personnel $579,126
- Travel $101,968
- Contractual Services $611,048
- OCE $70,000
- Fixed Assets $4,000

(6) Department of Health, Education and Social
Affairs.$[1,905,991] 2,090,991, or so much thereof as may be necessary, for the operations of the Department of Health, Education and Social Affairs during the fiscal year 2006. Of the total funds appropriated herein, $359,081 shall be deemed to come from funds available under the amended Compact for the education sector, $764,383 from the health sector, $380,474 from the supplemental education grant (SEG) and $67,901 from the Compact I Section 221(b) Special Block Grant. The sum appropriated herein shall be apportioned as follows:

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personnel</td>
<td>$935,875</td>
</tr>
<tr>
<td>Travel</td>
<td>$514,667</td>
</tr>
<tr>
<td>Contractual Services</td>
<td>$359,288</td>
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<tr>
<td>OCE</td>
<td>$274,461</td>
</tr>
<tr>
<td>Fixed Assets</td>
<td>$6,700</td>
</tr>
</tbody>
</table>

(7) Department of Justice.

$[2,664,435] 2,914,435, or so much thereof as may be necessary, for the operations of the Department of Justice during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personnel</td>
<td>$1,837,660</td>
</tr>
<tr>
<td>Travel</td>
<td>$267,190</td>
</tr>
<tr>
<td>Contractual Services</td>
<td>$239,900</td>
</tr>
<tr>
<td>OCE</td>
<td>$648,185</td>
</tr>
</tbody>
</table>
Fixed Assets ........................................ 21,500

(8) Office of the Public Defender.

$667,177, or so much thereof as may be necessary, for the operations of the Office of the Public Defender
during the fiscal year 2006. The sum appropriated
herein shall be apportioned as follows:

Personnel ........................................ $ 456,941
Travel .............................................. 130,000
Contractual Services ......................... 39,486
OCE ............................................. 37,700
Fixed Assets ................................... 3,050

(9) Office of Compact Management.

$[230,341] 260,341, or so much thereof as may be
necessary, for the operations of the Office of Compact
Management during the fiscal year 2006. The sum
appropriated herein shall be apportioned as follows:

Personnel ........................................ $ 85,841
Travel ............................................. [60,000] 90,000
Contractual Services ......................... 57,200
OCE ............................................. 23,100
Fixed Assets ................................... 4,200"

Section 4. Section 6 of Public Law No. 14-21 is amended by
Public Law No. 14-50, is hereby further amended to read as
follows:

"Section 6. Operating Expenses of agencies of the
National Government. The sum of $1,475,130, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2006, for the operations of the following boards, commissions and agencies during the fiscal year 2006. The sum appropriated by this section shall be apportioned as follows:

(1) National Oceanic Resource Management Authority (NORMA).

$379,806, or so much thereof as may be necessary, for the operations of NORMA during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

Personnel .................................................$ 192,506
Travel ....................................................... 50,000
Contractual Services ....................... 98,900
OCE ........................................ 38,400
Fixed Assets .............................................. -0-

(2) Board of Regents (COM-FSM).

$76,014, or so much thereof as may be necessary, for the operations of the Board of Regents, COM-FSM during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

Personnel .................................................$ -0-
8 of 18

Travel ..................................  40,914 1
Contractual Services ....................  10,800 2
OCE ........................................ 24,300 3
Fixed Assets ............................... -0- 4

(3) Coconut Development Authority (CDA).

$125,600, or so much thereof as may be necessary, for the operations of the Coconut Development Authority during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

Personnel ..................................$ 68,471 10
Travel ..................................... 10,469 11
Contractual Services ....................... 22,160 12
OCE ........................................ 9,500 13
Fixed Assets ............................... 15,000 14

(4) FSM Banking Board.

$132,357, or so much thereof as may be necessary, for the operations of the FSM Banking Board during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

Personnel ..................................$ 71,555 20
Travel ..................................... 20,106 21
Contractual Services ....................... 15,700 22
OCE ........................................ 21,996 23
Fixed Assets ............................... 3,000 24

(5) FSM Postal Services.
$626,353, or so much thereof as may be necessary, for the operations of the National Postal Services during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

Personnel ............................... 402,488
Travel .................................$ 40,692
Contractual Services ....................... 98,273
OCE ........................................ 84,900
Fixed Assets ............................... -0-

(6) National Fisheries Corporation (NFC).

$[135,000] 3,531,216, or so much thereof as may be necessary, for the operations of the National Fisheries Corporation during the fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

NFC operations subsidy ................. $ [45,000] 145,000
Air freight subsidy ........................ [90,000] 240,000”

Section 5. Section 8 of Public Law No. 4-21, as amended by Public Law No. 14-50, is hereby further amended to read as follows:

“Section 8. Grants, Subsidies and Contributions. The sum of [2,805,766] 3,531,216, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2006, for the following grants, subsidies and contributions during fiscal year
2006. The sum appropriated by this section shall be apportioned as follows:

(1) Department of Foreign Affairs

(a) Pacific Islands Forum Secretariat $40,000

(b) Secretariat for the Pacific Community (SPC) ......................... 17,000

(c) UN and Specialized Agencies (UN) $60,000

(c) UN Economic and Social Commission for Asia and the Pacific (ESCAP) ......... 5,000

(e) East-West Center ................ 5,000

(2) Department of Finance and Administration

(a) National Authorizing Committee (ACP/EU) ................................... 8,000

(3) Department of Economic Affairs

(a) Pacific Islands Development Program 15,000

(b) Forum Fisheries Agency (FFA) .... 21,000

(c) UN Development Program ............ 3,000

(d) Coordinating Committee for Offshore Minerals Prospecting (SOPAC) ...... 40,000

(e) Pacific Asia Travel Association . 5,000

(f) UN Environmental Program (UNEP) . 600

(g) Western Forestry Leadership Coalition ......................... 500

(h) Seaframe Program .................... 7,500

(i) Food Agriculture Organization (FAO) 4,700
1 (j) FA/TCP Matching .................. 28,800
2 (k) National Environmental Speech Contest ....................... 15,000
3 (l) 3rd Convention (Fisheries Consortium) 13,558
4 (4) Department of Health, Education and Social Affairs
5 (a) UN Fund for Population Activity (UNFPA) ....................... $ 3,000
6 (b) South Pacific Regional Environmental Program (SPREP) .......... 7,375
7 (c) Aid to Non-Public Schools .... 300,000
8 (d) Financial Assistance to FSM Students attending College of Marshalls and Palau Community College ..................... 50,000
9 (e) World Health Organization (WHO) . 41,385
10 (f) National Board of Nursing ...... 20,000
11 (g) Pacific Islands Health Officers Association ....................... 20,000
12 (h) National Close-Up Local Program . 64,000
13 (i) FSM Amateur Sports Association .. 20,000
14 (j) College of Micronesia Board (COM) 5,000
15 (k) Association of Territorial Health Organization ................... 2,000
16 (l) FSM Red Cross ................... 64,000
17 (m) UNESCO .......................... 4,000
18
19
20 (5) Department of Transportation,

11 of 18
Communications and Infrastructure

(a) Asia-Pacific Telecommunity (APT) .................................... 7,640
(b) International Telecommunications Union (ITU) ......................... 55,000
(c) International Civil Aviation Organization .................................. $28,050
(d) Micronesian Shipping Commission ............................................ 10,000
(e) FSM Capital Energy/Utilities ................................................. 300,000

(6) Coconut Development Authority (CDA)

(a) Copra Subsidy ............................................................... 75,000
(b) Asia Pacific Coconut Community (APCC) .............................. 15,500

(7) Office of the National Election Director .................................. 268,700

[(7)] [(8)] Other Grants, Subsidies and Contributions

(a) Kosrae Judiciary subsidy ...................................................... 37,500
(b) Pohnpei Judiciary subsidy ................................................... 40,500
(c) Chuuk Judiciary subsidy .................................................... 40,500
(d) Yap Judiciary subsidy, PROVIDED that, of this amount, $15,000 shall be used to provide financial assistance to Yap students enrolled in law school unless there are no Yap students so enrolled during the fiscal year ....................................................... 35,000
(e) COM Treaty Obligations ..................................................... 25,000
(f) Micronesian Legal Services Corporation ....................................... 150,000
(g) States Joint Law Enforcement

[15]
(h) School Textbook Purchase, PROVIDED THAT funds appropriated herein shall be deemed to come from funds available under the amended Compact for Supplemental Education Grant (SEG) .......................... 619,658

(i) Tuna Commission Membership ...... 16,000

(j) Disaster Assistance Emergency Fund (DAEF) Matching ......................$ 200,000

(k) State Court Congestion Relief ... 60,000

(l) Pohnpei, Election District No. 1 Dolakapw road paving ....................... 50,000

(m) Postal Service Money Order

(n) Escrow amount ................... 200,000

(n) Caroline Island Air ............. 131,950"

Section 6. Section 9 of Public Law No. 14-21, as amended by Public Law No. 14-42, is hereby further amended to read as follows:

“Section 9. Capital and Human Resource Development. The sum of $[10,408,482] 10,608,482, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2006, for the following capital improvements, development programs and projects and human resource development. The sum appropriated by this section shall be apportioned as follows:

13 of 18
(1) College of Micronesia-FSM.

$[6,909,240] 7,109,240, or so much thereof as may be necessary, for the operations, programs and projects of the College during fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

(a) COM-FSM operations, PROVIDED THAT all funds appropriated herein shall be deemed to come from funds available under the amended Compact for the education sector ..................... $ 3,800,000

(b) Students scholarship, PROVIDED THAT $300,000 appropriated herein shall be deemed to come from funds available under the amended Compact for Supplemental Education Grant (SEG) and $267,046 appropriated herein shall be deemed to come from funds available under the amended Compact for the FY05 carryover Supplemental Education Grant (SEG) ...................... 567,046

(c) Fisheries and Maritime Institute 600,000

(d) SEOG and Work Study Programs, PROVIDED THAT [all funds] $270,268 appropriated herein shall be deemed to come from funds available under the amended Compact for Supplemental Education Grant (SEG) ..................... [270,268] 470,268

(e) COM-FSM State Campus Facility Improvement, PROVIDED THAT the sum appropriated herein shall be deemed to come from funds available under the amended
1 Compact for Infrastructure Development sector $ 1,500,000

... (f) Capacity building and professional development for pre-service teachers in the FSM,

PROVIDED THAT all funds appropriated herein shall be deemed to come from funds available under the amended Compact for the FY05 carryover Supplemental Education Grant (SEG) ............... 171,926

(2) Department of Foreign Affairs

(a) FSM Washington Embassy Renovation $ -0-

(3) Department of Finance and Administration

(a) National Staff Upgrading ....... 50,000

(4) Department of Economic Affairs

(a) FSM Visitor Bureau ............ 100,000

(5) Department of Transportation, Communication and Infrastructure

(a) TA Airport Pavement, PROVIDED THAT all funds appropriated herein shall be deemed to come from funds available under the amended Compact for Infrastructure Development sector and PROVIDED THAT no funds shall be allotted until such time as the Department of Justice completes an investigation into the findings of the Office of the National Public Auditor in its report entitled ‘Ta Outer Island Airport Audit Fiscal Years 1990-2004 Audit No. 2005-01’ and reports to the Speaker of Congress on the outcome of that investigation,
1 and PROVIDED THAT the appropriation shall
2 not lapse ........................................ 505,787
3
4 (6) Department of Justice
5 (a) FSM Patrol Boat Slipping .......... 200,000
6
7 (7) Office of the Public Defender
8 (a) Kosrae PD Office renovation ...... 20,000
9 (b) Pohnpei PD Office retaining wall 4,000
10
11 (8) FSM Postal Services
12 (a) Yap Post Office renovation .....$ 50,000
13 (b) Chuuk Post Office renovation .... 50,000
14
15 (9) Infrastructure Maintenance Fund (IMF)
16 (a) IMF, PROVIDED THAT $105,568 of the funds
17 appropriated herein shall be deemed to come from funds
18 available under the amended Compact for Infrastructure
19 Maintenance Fund sector grant .............. 211,136
20
21 (10) Department of Health, Education and Social Affairs
22 (a) Monitoring, coordination, teaching assistance
23 and research, PROVIDED THAT all of the funds
24 appropriated herein shall come from funds available
25 under the amended Compact for FY05 carryover of the
26 Supplemental Education Grant (SEG) .......... 377,066
27
28 (11) President’s Office
29 (a) FEMA matching funds and public assistance
30 specialist ........................................ 213,319
31 (b) Payment to the Asian Development Bank for the
32
Fisheries Development Project Loan authorized by Public Law No. 7-101 ......................... 90,000

(c) FSM Trust Fund, PROVIDED THAT the amount appropriated is not greater than 50% of the amount of local revenues to be carried over to FY07 before deducting the amount of this appropriation, in that case the amount shall be equal to 50% of the amount of local revenues to be carried over to FY07 not including the amount of this appropriation ............. $ 250,000

(d) Preparation and submission of the Annual Report and Single Audit as required by the amended Compact, including contracting the services of a CPA from a reputable accounting firm .................. 150,000

(12) Capacity Building

The total sum of the following appropriation shall be deemed to come from funds available under the Amended Compact for Capacity Building Sector Carryover Grants from Fiscal Year 2004.

(a) Valuation of Fixed Assets ....... 75,000
(b) Accounting Advisor (Component Units) 80,000
(c) Accounting/Procurement Advisor .. 80,000
(d) Budget Preparation and Execution Advisor ................................. 80,000
<table>
<thead>
<tr>
<th></th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>(e)</td>
<td>Sector Performance Reporting</td>
<td>100,000</td>
</tr>
<tr>
<td>(f)</td>
<td>Accounting/Procurement Advisor (Yap)</td>
<td>80,000</td>
</tr>
<tr>
<td>(g)</td>
<td>Monitoring Economic Progress</td>
<td>200,000</td>
</tr>
<tr>
<td>(h)</td>
<td>Chuuk Control Commission</td>
<td>112,000</td>
</tr>
<tr>
<td>(i)</td>
<td>Document Imaging/Workflow Control Software</td>
<td>80,000</td>
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<tr>
<td>(j)</td>
<td>Internal Controls Evaluation</td>
<td>75,000</td>
</tr>
<tr>
<td>(k)</td>
<td>Accounting Advisor (Finance and Tax)</td>
<td>80,000</td>
</tr>
<tr>
<td>(l)</td>
<td>Specialized Training Programs</td>
<td>185,934</td>
</tr>
</tbody>
</table>

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

Date: 2/29/06
Introducted by: /s/ Simiram Sipenuk
Simram Sipenuk
(by request)