BILL FOR AN ACT

To amend Public Law No. 14-21, as amended, by amending sections 8 and 12 thereof, in order to allow for additional uses of funds appropriated for Chuuk Department of Public Safety prison, to change certain lapse dates, and for other purposes.

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

1. Section 1. Section 8 of Public Law No. 14-21, as amended by Public Laws Nos. 14-50 and 14-70, is hereby further amended to read as follows:

   “Section 8. Grants, Subsidies and Contributions. The sum of $3,070,766, 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
       (d) 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
(j) FA/TCP Matching ................. 28,800
(k) National Environmental Speech Contest ......................... 15,000
(l) 3rd Convention (Fisheries Consortium) 13,558
(m) Fuel Task Force ................. 35,000

(4) Department of Health, Education and Social Affairs

(a) UN Fund for Population Activity (UNFPA) ......................... 3,000
(b) South Pacific Regional Environment Program (SPREP) .................$ 7,375
(c) Aid to Non-Public Schools ...... 300,000
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<th></th>
<th>Description</th>
<th>Amount</th>
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<tr>
<td>1</td>
<td>(d) Financial Assistance to FSM Students attending College of Marshalls and Palau Community College</td>
<td>50,000</td>
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<td>2</td>
<td>(e) World Health Organization (WHO)</td>
<td>41,385</td>
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<td>3</td>
<td>(f) National Board of Nursing</td>
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<td>4</td>
<td>(g) Pacific Islands Health Officers Association</td>
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<td>5</td>
<td>(h) National Close-Up Local Program</td>
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<tr>
<td>6</td>
<td>(i) FSM Amateur Sports Association</td>
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<td>7</td>
<td>(j) College of Micronesia Board (COM)</td>
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<td>8</td>
<td>(k) Association of Territorial Health Organization</td>
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<td>9</td>
<td>(l) FSM Red Cross</td>
<td>64,000</td>
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<td>10</td>
<td>(m) UNESCO</td>
<td>4,000</td>
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<td>(5) Department of Transportation, Communications and Infrastructure</td>
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<td>11</td>
<td>(a) Asia-Pacific Telecommunity (APT)</td>
<td>7,640</td>
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<td>12</td>
<td>(b) International Telecommunications Union (ITU)</td>
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<td>13</td>
<td>(c) International Civil Aviation Organization</td>
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<td>14</td>
<td>(d) Micronesian Shipping Commission</td>
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<td>15</td>
<td>(e) FSM Capital Energy/Utilities</td>
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<td>16</td>
<td>(6) Coconut Development Authority (CDA)</td>
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<td>17</td>
<td>(a) Copra Subsidy</td>
<td>75,000</td>
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(b) Asia Pacific Coconut Community (APCC)  15,500

(7) 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,
provided that, at least $30,000 of Chuuk State’s share shall be used to feed prisoners, and to renovate the cells, communal areas and water system at Chuuk Department of Public Safety prison .........  180,000
(h) School Textbook Purchase, PROVIDED
THAT funds appropriated herein shall be deemed to come from funds available under the amended Compact for Supplemental Education Grant (SEG)  619,658
(i) Tuna Commission Membership ......$  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
Escrow Account ......................................................... 200,000

Section 2. Section 12 of Public Law No. 14-21 is hereby further amended to read as follows:
"Section 12. Allotment and management of funds and lapse date.
(1) General Provisions.
(a) All Funds appropriated by this act shall be allotted, managed, administered and accounted for in accordance with applicable law, including, but not limited to, the Financial Management Act of 1979 and the amended compact of Free Association between the United States Government and the Government of the Federated States of Micronesia and its related agreements.

(b) The allottees shall be responsible for ensuring that these funds, or so much thereof as may be necessary, are used solely for the purpose specified in this act, and that no obligations are incurred in excess of the sum appropriated.

(2) Allottees. The allottee of the funds appropriated
by this act are as follows:

(a) Section 2 – the allottee of these funds shall be the President of the Federated States of Micronesia;

(b) Section 3 – the allottee of these funds shall be the Speaker of the Congress of the Federated States of Micronesia;

(c) Section 4 – the allottee of these funds shall be the Chief Justice of the Supreme Court of the Federated States of Micronesia;

(d) Section 5 – the allottee of these funds shall be the Public Auditor of the Federated States of Micronesia;

(e) Sections 6 through 9 – the allottee of these funds shall be the President of the Federated States of Micronesia, EXCEPT That for the following subsections of sections 8 through 9 of this act:

(i) section 8 subsection (7)(a) through (c) - the allottee of these funds shall be the Chief Justice of the respective state;

(ii) section 8 subsection (7)(d) - the allottee of these funds shall be the Chief Justice of the State of Yap, EXCEPT the Public Defender of the Federated States of Micronesia shall be the allottee for the $15,000 appropriated for scholarships for Yap students enrolled in law school;
(iii) section 8 subsection (7)(e) – the allottee of these funds shall be the Chief Justice of the Supreme Court of the Federated States of Micronesia; and

(iv) section 9(1)(a) through (g) – the allottee of these funds shall be the President of the College of Micronesia-FSM.

(3) Lapse Date. The authority of the allottee to obligate funds appropriated by this act shall lapse as of September 30, 2006, EXCEPT that the funds appropriated under subsection 8(7)(g) of this act for purposes of feeding prisoners and making renovations at the Chuuk Department of Public Safety prison shall not lapse until September 30, 2007, and the funds appropriated under subsection 8(3)(m), subsection 8(7)(m) and section 9 of the this act shall not lapse, EXCEPT the funds appropriated under subsections 9(1)(b), 9(1)(c), 9(1)(f) and 9(10)(a) shall lapse as of March 31, 2007."

Section 3. 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: 9/15/06

Introduced by: /s/ Simiram Sipenuk
Simiram Sipenuk
(by request)