September 30, 2008

The Honorable Isaac V. Figir
Speaker
15th FSM Congress
Palikir, Pohnpei, FM 96941

RE: C. A. No. 15-58

Dear Speaker Figir:

I am pleased to inform you that I have designated the following Congressional Act as Public Law No. 15-56:

Congressional Act No. 15-58, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 11-27, AS AMENDED, BY AMENDING SECTIONS 3 AND 5 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATE OF YAP, AND FOR OTHER PURPOSES."

Sincerely,

[Signature]

Malau Mori
President

Enclosure:

XC: Chief Justice, FSM Supreme Court
Secretary, Department of Justice
Legislative Counsel, CFSM
Library, CFSM
Director, SBOC
PIO, FSM
September 21, 2008

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. 15-58, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 11-27, AS AMENDED, BY AMENDING SECTIONS 3 AND 5 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATE OF YAP, AND FOR OTHER PURPOSES.", which was passed by the Fifteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2008, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

Liviana K. Ramon
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures
An Act

TO FURTHER AMEND PUBLIC LAW NO. 11-27, AS AMENDED, BY AMENDING SECTIONS 3 AND 5 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATE OF YAP, AND FOR OTHER PURPOSES.

INTRODUCED BY: SENATOR JOSEPH J. URUSEMAL
DATE: SEPTEMBER 18, 2008

REFERRED TO: WAYS AND MEANS COMMITTEE
FIRST READING: SEPTEMBER 19, 2008
SECOND READING: SEPTEMBER 20, 2008

Liwiana K. Ramon
Chief Clerk, FSM Congress
ACT NO. 15-58

(CONGRESSIONAL BILL NO. 15-145)

We hereby certify that on September 20 the foregoing act passed Second and Final Reading of the Fifteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2008, 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.

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

Liwiana K. Ramon
Chief Clerk
Congress of the Federated States of Micronesia
AN ACT

To further amend Public Law No. 11-27, as amended, by amending sections 3 and 5 thereof, to change the use and allottee of certain funds previously appropriated therein for the State of Yap, and for other purposes.

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

1. Section 3 of Public Law No. 11-27, as amended by Public Laws Nos. 11-55, 11-65, 11-78, 12-3, 12-25 and 12-72, is hereby further amended to read as follows:

"Section 3. The sum of $1,000,000, 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, 2000, for the purpose of funding infrastructure projects, roads, and other economic and social projects and programs in the State of Yap. The funds appropriated under this section shall be apportioned as follows:

(1) Dugor/Bael road ......................... $ 100,000
(2) Gargey land development ............... -0-
(3) Weloym municipal office construction . 100,000
(4) Deechmur, Tomil men's house project . 50,000
(5) Outer island agriculture development/cultural programs .......... 153,000
(6) Yap's social development seminars ... 25,000
(7) Wulu Village, Fanif power
and road extension ................................ $ 25,000

(8) Atliw women's community project .... 20,000

(9) Rumuu lothog men's house project .... 50,000

(10) V6AI equipment purchase .............. 80,000

(11) (a) Outer island infrastructure
development projects including projects
for outer island communities on Yap
proper (matching funds) PROVIDED THAT
the Department of Finance and
Administration shall allot only
$50,000 of these funds until such time
as the full amount is available
through recovery of funds previously
allotted in error .............................. 242,444

(b) For payment of outstanding
debts for Yapese students enrolled at the
COM-FSM Institution as of September 30,
2008 and an eligible recipient shall
receive funding if she or he meets two
conditions: (1) the student is currently
enrolled at the college and (2) the
student is maintaining a 2.00 GPA .......... 20,000

(12) Yap Delegation Office including
Delegation Office land lease ............... 17,556

(13) Beechial box-culvert bridge .......... 30,000
(14) Scholarship for Yapese for graduate school studies or studies in high-priority fields, including aviation and civil engineering. Funds may be used for transportation expenses of student to or from place of study .................. $ 40,000

(15) Okau village water service extension 5,000

(16) Completion of Ngulu Women's House and dispensary buildings ....................... 5,000

(17) Training and participation of Outer Island athletes in regional games and Outer Island Youth Sports Programs ............... 7,000

(18) Travel and meeting expenses for Delegation to visit the Outer Islands of Yap. 30,000"

Section 2. Section 5 of Public Law No. 11-27, as amended by Public Laws Nos. 11-39, 11-55, 11-65, 11-78, 12-25, 12-29, 13-6, 13-40 and 14-39, is hereby further amended to read as follows:

"Section 5. Allotment and management of funds and lapse date.

(1) 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. The allottee of the funds appropriated by section 1 of this act shall be the Executive Director of the Chuuk State
Commission on Improvement Projects, or his designee and
the allottee of the funds appropriated under subsection
(6) of section 1 of this act shall be the Northwest
Project Coordinator and PROVIDED THAT, for funds
appropriated under subsection (5) of section 1 of this
act, the allottee shall follow the procedures set forth
in subsection (3) of this section 5. The allottee of
the funds appropriated by subsection (1), subsections
(3) through (10), subsection (13) and subsections (15)
through (17) of section 3 of this act shall be the
Governor of the State of Yap. The allottee of the funds
appropriated by subsections (2) and (11) of section 3 of
this act shall be the Secretary of the Department of
Transportation, Communication and Infrastructure,
PROVIDED THAT the allottee of funds appropriated under
subsection 11(b) of section 3 of this act shall be the
President of COM-FSM Institution. The allottee of the
funds appropriated under subsections (12) and (18) of
section 3 of this act shall be the Speaker of the
Congress of the Federated States of Micronesia. The
allottee of the funds appropriated by subsections (1)
and subsection (3)(a), (3)(b) and (3)(d) of section 4 of
this act shall be the Governor of Kosrae State. The
allottee of the funds appropriated by subsection (3)(c)
of section 4 of this act shall be the Chairman of the
Coordination Committee of the Kosrae State 2000 Summer Youth Conference. The allottee of the funds appropriated by subsection (2) of section 4 of this act shall be the mayors of the respective municipalities. The allottee of all other funds appropriated by this act shall be the President of the Federated States of Micronesia or the President's designee. The allottees shall be responsible for ensuring that these funds, or so much there of 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) The authority of the allottees to obligate funds appropriated by this act shall not lapse.

(3) Prior to any obligation or disbursement of funds appropriated under subsection (5) of section 1 of this act, the allottee shall, by written notice to the mayor of each municipality in Election District No. 4 of Chuuk State, inform each municipality of the amount of funds available for allotment in Election District No. 4 and invite requests for project funding from each municipality. Not less than thirty (30) days nor more than sixty (60) days after delivering such notice, the allottee shall convene and chair a panel consisting of all the Mayors of Election District No. 4 or their
designees, who shall review the requests for project
funding and determine, by majority vote, which
project(s) shall be recommended to the allottee for
funding. The allottee shall not have a vote except in
the event of a tie. In the event of a tie, the
Executive Director of the allottee, or his designee
shall cast the deciding vote. The allottee's designee
shall not be a resident or former resident of Election
District No. 4. Subject to relevant law and
regulations, the allottee shall follow the
recommendations of the panel."
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.

September 30, 2008

Manny Mori
President
Federated States of Micronesia