February 13, 2009

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

Dear Speaker Figir:

I am pleased to inform you that I have designated the following Congressional Act as Public Law No. 15-71:


I take this opportunity to thank you and all the members of 15th Congress for the immediate action and passage of this important piece of legislation.

Sincerely,

Manny Mori
President

Enclosures:

XC: Chief Justice, FSM Supreme Court
Secretary, Department of Justice
Legislative Counsel, CFSM
Library, CFSM
Director, SBOC
PIO, FSM
February 10, 2009

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. 15-79, "AN ACT TO APPROPRIATE THE SUM OF $46,111,340 FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA THROUGH THE FISCAL YEAR ENDING SEPTEMBER 30, 2009, FOR THE PURPOSE OF FUNDING THE PUBLIC INFRASTRUCTURE PROJECTS FOR THE STATE AND NATIONAL GOVERNMENTS OF THE FEDERATED STATES OF MICRONESIA AND FOR OTHER PURPOSES.", which was passed by the Fifteenth Congress of the Federated States of Micronesia, Sixth Regular Session, 2009, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

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

Enclosures
An Act


INTRODUCED BY SENATOR: JOE N. SUKA (BY REQUEST)
DATE: FEBRUARY 6, 2009

REferred to: WAY AND MEANS COMMITTEE
WITHDRAWN – FEBRUARY 6, 2009
FIRST READING: FEBRUARY 6, 2009
SECOND READING: FEBRUARY 7, 2009

Liwiana K. Ramon
Chief Clerk, FSM Congress
ACT NO. 15-79

(CONGRESSIONAL BILL NO. 15-187)

We hereby certify that on February 7 the foregoing act passed Second and Final Reading of the Fifteenth Congress of the Federated States of Micronesia, Sixth Regular Session, 2009, 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 appropriate the sum of $46,111,340 from the General Fund of the Federated States of Micronesia through the fiscal year ending September 30, 2009, for the purpose of funding the Public Infrastructure Projects for the State and National Governments of the Federated States of Micronesia and for other purposes.

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

1. Section 1. Appropriation. There is hereby appropriated from the General Fund of the Federated States of Micronesia the sum of $46,111,340, or so much thereof as may be necessary, for the purpose of funding the public infrastructure projects of the State and National Governments of the Federated States of Micronesia through the fiscal year ending September 30, 2009. Of the total funds appropriated herein, the total sum shall be deemed to come from funds available under the Amended Compact for Public Infrastructure.

2. Section 2. Infrastructure Maintenance Fund. Of the sum appropriated by Section 1, $2,306,795 is apportioned to the Infrastructure Maintenance Fund.

3. Section 3. Public Infrastructure Projects of Chuuk State. Of the sum appropriated by Section 1, $17,482,782 is apportioned for the purpose of funding public infrastructure projects for Chuuk State, subject to the procedures for submission and approval of such projects through JEMCO.
Section 4. Public Infrastructure Projects of Kosrae State. Of the sum appropriated by Section 1, $5,014,798 is apportioned for the purpose of funding public infrastructure projects for Kosrae State, subject to the procedures for submission and approval of such projects through JEMCO.

Section 5. Public Infrastructure Projects of Pohnpei State. Of the sum appropriated by Section 1, $11,644,453 is apportioned for the purpose of funding public infrastructure projects for Pohnpei State, subject to the procedures for submission and approval of such projects through JEMCO.

Section 6. Public Infrastructure Projects of Yap State. Of the sum appropriated by Section 1, $7,264,556 is apportioned for the purpose of funding public infrastructure projects for Yap State, subject to the procedures for submission and approval of such projects through JEMCO.

Section 7. Public Infrastructure Projects of the National Government of the Federated States of Micronesia. Of the sum appropriated by Section 1, $2,397,956 is apportioned for the purpose of funding public infrastructure projects for the National Government of the Federated States of Micronesia, subject to the procedures for submission and approval of such projects through JEMCO.

Section 8. Distribution of Funds. The President of the Federated States of Micronesia, upon consultation and consent of the affected states, may increase or decrease the apportionment
set forth in Section 3 through 7, provided, however, that the
total shall not exceed the total of allocations set forth in
Section 3 through 7, and further, provided, that the total amount
of any distribution increase be deducted from subsequent
allocations and that the total amount of any distribution decrease
be added to subsequent allocations for the affected State or
National Government. The Secretary of Finance shall cause to be
maintained an internal accounting record to track expenditures on
behalf of the States and the National Government.

Section 9. 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 laws, including, but not limited to, P.L. 13-72,
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 allottee 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) Allottee. For funds apportioned for the State
governments, the allottee may be the Governor of the respective
1 State. For funds apportioned under Section 2 and 7, the allottee
2 shall be the President of the Federated States of Micronesia, or
3 his designee.
4 (3) Lapse Date. The authority of the allottee to
5 obligate funds appropriated by this act shall not lapse.
6 Section 10. Effective Date. This act shall become law upon
7 approval by the President of the Federated States of Micronesia or
8 upon its becoming law without such approval.

62-13, 2009

Manny Mori
President
Federated States of Micronesia