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:

Section 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) Weloy 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
1. (8) Atliw women's community project ...... 20,000
2. (9) Rumuu lothog men's house project ..... 50,000
3. (10) V6AI equipment purchase .............. 80,000
4. (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
5. (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
6. (12) Yap Delegation Office including Delegation Office land lease ............... 17,556
7. (13) Beechial box-culvert bridge ............ 30,000
8. (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.

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September 30, 2008

(for) /s/ Alik L. Alik
Manny Mori
President
Federated States of Micronesia