



The President
Palikir, Pohnpei
Federated States of Micronesia

January 6, 2014

The Honorable Dohsis Halbert
Speaker
18th FSM Congress
Palikir, Pohnpei, FM 96941



PRESIDENTIAL COMM. NO. 18-177
FSM CONGRESS

Dear Speaker Halbert:

I am returning the following Congressional Acts to become public laws pursuant to Article IX Section 22 of the FSM Constitution, without my signature:

Public Law No. 18-27: Congressional Act No. 18-26, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-49, AS AMENDED BY PUBLIC LAW NOS. 16-68, 16-76, 17-06, 17-10, 17-23, 17-30, 17-32, 17-45, 17-82, AND 17-85, BY AMENDING SECTIONS 1 AND 2 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

Public Law No. 18-28: Congressional Act No. 18-27, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-18, AS AMENDED BY PUBLIC LAW NOS. 16-24, 16-32, 16-39, 16-45, 16-54, 16-67, 17-04, 17-14, 17-26, 17-39 AND 17-65, BY AMENDING SECTIONS 5 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

Public Law No. 18-29: Congressional Act No. 18-28, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-59, AS AMENDED BY PUBLIC LAW NOS. 17-63, 17-66, 17-70, 17-77, 17-86 AND 18-21, BY AMENDING SECTIONS 4, AND 5 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

Public Law No. 18-30: Congressional Act No. 18-29, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 12-50, AS AMENDED BY PUBLIC LAW NOS. 12-53, 12-74, 13-1, 13-17, 14-65, 14-71, 14-94, 15-15, 15-50 AND 17-24, BY AMENDING SECTION 13 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."

Public Law No. 18-31: Congressional Act No. 18-31, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAW NOS. 18-07 AND 18-14, BY AMENDING SECTION 4 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

The Honorable Dohsis Halbert
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Public Law No. 18-32: Congressional Act No. 18-33, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAW NOS. 17-71, 17-81, 17-89, 17-90, 18-03, 18-10 AND 18-13, BY AMENDING SECTIONS 4 AND 5 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

Public Law No. 18-33: Congressional Act No. 18-35, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-62, AS AMENDED BY PUBLIC LAW NOS. 16-71, 17-05, 17-18, 17-29, 17-47 AND 18-23, BY AMENDING SECTION 4 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

I have reviewed all of the above Acts, which share the following common characteristics:

1. There were no public hearings or committee reports.
2. There have been multiple amendments to the original appropriations, up to 12 and 13 times for some Acts (with the exception of Congressional Act No. 18-31, which had a maximum of three amendments). The multiple amendments resulted in so much confusion as to the true intention of Congress for the public projects and programs, and have created extreme difficulties in implementation of the projects and programs, such as tracking the multiple changes.
3. There were changes of recipients and purposes, in most of the Acts, without clear justification or reasoning.
4. Further amendments to Congressional Acts continued after allotments have been fully processed where funding has been partially or fully disbursed.

It would be most helpful if Congress would set a policy limiting to a maximum of only three amendments per Act in order to avoid the problems as outlined above. For Congress to fully appreciate the extreme difficulty in properly tracking, analyzing, and implementing multiple amendments, we have attached an illustration of a spreadsheet of the multiple amendments of only one public law, P.L. 16-49. This illustration took approximately 12 hours to put together in an Excel spreadsheet by someone experienced in Excel. It sets out the multiple changes that occurred over the 16th, 17th, and 18th Congresses.

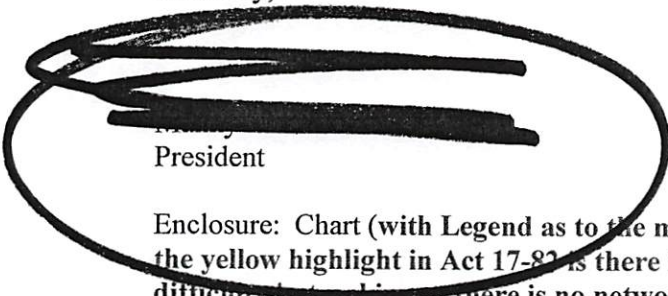
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PRESIDENTIAL COMM. NO. 18-177
FSM CONGRESS

Even with a spreadsheet, if there are no public hearings and committee reports, it will still be most difficult to implement the public projects and programs without knowing the intent of Congress.

With warm personal regards, I remain,

Sincerely,



President

Enclosure: Chart (with Legend as to the meaning of the colors. Note – according to SBOC, the yellow highlight in Act 17-82 is there because it has been over-expended due to the difficulty in tracking as there is no networking to provide for a real time update; also, in Act 18-27, the yellow highlight shows an absence of an amount listed for the intended purpose. These are just two of the yellow highlights shown).

Xc: Chief Justice, FSM Supreme Court
Secretary, Department of Justice
Director, Office of SBOC
Legislative Counsel, CFSM
Library, CFSM
PIO, FSM



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3
Palikir, Sokohe
Pohnpei State, FM 96941
Tel: (691) 320-2324 / 2338
Fax: (691) 320-5122

Office of the Chief Clerk

December 11, 2013

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. 18-28, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-59, AS AMENDED BY PUBLIC LAWS NOS. 17-63, 17-66, 17-70, 17-77, 17-86 AND 18-21, BY AMENDING SECTIONS 4 AND 5 THEREOF, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE PURPOSE OF FUNDING PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Second Special Session, 2013, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis", is written over the "Sincerely yours," text.

Liwiana Ramon Ioanis
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures



EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
SECOND SPECIAL SESSION
NOVEMBER 25 – DECEMBER 05, 2013

PUBLIC LAW No. 18-29

An Act

TO FURTHER AMEND PUBLIC LAW NO. 17-59, AS AMENDED BY PUBLIC LAWS NOS. 17-63, 17-66, 17-70, 17-77, 17-86 AND 18-21, BY AMENDING SECTIONS 4 AND 5 THEREOF, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE PURPOSE OF FUNDING PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: DOHSIS HALBERT

DATE: NOVEMBER 27, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – DECEMBER 02, 2013

FIRST READING: DECEMBER 02, 2013

SECOND READING: DECEMBER 03, 2013

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis", is written over a horizontal line.

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3

Palikir, Sokehs

Pohnpei State, FM 96941

Tel: (691) 320-2324 / 2338

Fax: (691) 320-5122

Office of the Speaker

ACT NO. 18-28

(CONGRESSIONAL BILL NO. 18-103, C.D.1)

We hereby certify that on December 03 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Second Special Session, 2013, 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.

For

A handwritten signature in black ink, appearing to read "Dohsis Halbert".

Dohsis Halbert
Speaker
Congress of the
Federated States of Micronesia

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis".

Liwiana Ramon Ioanis
Chief Clerk
Congress of the
Federated States of Micronesia

EIGHTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SECOND SPECIAL SESSION, 2013

CONGRESSIONAL BILL NO. 18-103, C.D.1

~~PUBLIC LAW NO. 18-29~~

AN ACT

To further amend Public Law No. 17-59, as amended by Public Laws Nos. 17-63, 17-66, 17-70, 17-77, 17-86 and 18-21, by amending sections 4 and 5 thereof, for the purpose of changing the use of certain funds previously appropriated therein for the purpose of funding public projects and social programs in the States of Pohnpei and Chuuk, and for other purposes.

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

1 Section 1. Section 4 of Public Law No. 17-59, as amended by
2 Public Laws Nos. 17-63, 17-86 and 18-21, is hereby further amended
3 to read as follows:

4 "Section 4. Of the sum of \$1,260,000 appropriated by
5 this act, \$360,000 is apportioned for Pohnpei State for
6 public projects and social programs.

7 State of Pohnpei \$ 360,000

8 (1) At-Large 90,000

9 (a) Ant Atoll conservation projects
10 and programs 20,000

11 (b) Road repair projects
12 (Materials and equipment rentals) 45,000

13 (c) School bus purchase, shipment
14 duties, services -0-

15 (d) Delegation constituents visit .. 15,000

16 (e) Aid to Non-Public High Schools . 10,000

17 (f) To defray the cost of transporting
18 students from Mwokilloa and Pingelap

PUBLIC LAW No. 18-29

1	(POL and ship supplies)	\$ -0-
2	(2) Election District No. 1	90,000
3	(a) Purchase of sailing materials ..	20,000
4	(b) Contribution for Sports	
5	equipment/activities	8,046
6	(c) Road Improvement	60,000
7	(d) Assessment and monitoring of projects	1,954
8	(3) Election District No. 2	90,000
9	(a) Purchase of Police vehicle	
10	and accessories	22,000
11	(b) Access road and site clearance -	
12	Enipein Pah, Kitti	12,500
13	(c) Road improvement - Nanpahlap,	
14	Madolenihmw	10,000
15	(d) Water Tank-Dioan, Kitti (Ni Kahng)	5,000
16	(e) Purchase of PVC pipes for Temwen	
17	and Tamoroi, Madolenihmw	5,000
18	(f) Students financial assistance ..	5,000
19	(g) Culvert bridge-Pahnsapw,	
20	Madolenihmw	5,000
21	(h) Sport facilities improvement-	
22	Section 4, Madolenihmw	5,000
23	(i) Administrative support, Election	
24	District No. 2, Pohnpei State	2,500
25	(j) Pahlap/Kepime road maintenance .	10,000

~~PUBLIC LAW No. 18-29~~

1	(k) Lehdau-Madol road maintenance	\$	5,000
2	(l) Swine project/medication and treatment		3,000
3	(4) Election District No. 3		90,000
4	(a) Student financial assistance ...		7,000
5	(b) Medical referral assistance		7,000
6	(c) Community water projects		15,000
7	(d) Election District No. 3		
8	administrative support		17,000
9	(e) Road improvement/beautification		44,000"
10	Section 2. Section 5 of Public Law No. 17-59, as amended		
11	by Public Laws Nos. 17-63, 17-70 and 18-21, is hereby further		
12	amended to read as follow:		
13	"Section 5. Of the sum of \$1,260,000 appropriated by		
14	this act, \$540,000 is apportioned for Chuuk State for		
15	public projects and social programs.		
16	State of Chuuk	\$	540,000
17	(1) At-Large		90,000
18	(a) Roads/Bridges/Seawalls		
19	Improvementand Beautification		34,377
20	(b) Weno, Municipal Government		
21	Election subsidy		5,000
22	(c) Contributions to State, Municipal		
23	and Community Events/Activities/Program ...		17,749
24	(d) Mortlocks Goodwill Games		
25	(Summer 2012) subsidy		4,710

PUBLIC LAW No. 18-29

1	(e) Contribution to Social Security	
2	outstanding premium	\$ 2,068
3	(f) Reimbursement payment for	
4	POL/Charters	8,500
5	(g) Community Facilities and	
6	Housing Subsidy	4,677
7	(h) Student financial assistance ...	6,000
8	(i) Administrative Support/Legal	
9	fees for At-Large, Chuuk State allottee ...	6,919
10	(2) Election District No. 1	90,000
11	(a) Solar/Communication/Health/	
12	Sanitation projects	40,000
13	(b) Contributions to registered/	
14	chartered association/repatriation of remain	15,000
15	(c) Multipurpose public and community	
16	facilities renovation and improvement	10,000
17	(d) Youth/Sport/School activities ..	10,000
18	(e) Mortlock Islands Development	
19	Authority's operation and administrative support	10,000
20	(f) Contribution to municipal and	
21	traditional special occasions	5,000
22	(3) Election District No. 2	90,000
23	(a) Students financial assistance ..	373
24	(b) Election District No. 2	
25	leadership conference	-0-

PUBLIC LAW NO. 18-29

1	(c) Chuuk Women Council outreach	
2	programs in Election District No. 2	\$ 3,000
3	(d) Youth Beautification Activities	5,000
4	(e) Community Water Systems	
5	Development/improvement	3,105
6	(f) Transportation need for	
7	Election District No. 2	19,020
8	(g) Housing rehabilitation	
9	supplement	2,641
10	(h) Community housing rehabilitation	-0-
11	(i) Business start up	40,000
12	(j) Road improvement project	16,861
13	(4) Election District No. 3	90,000
14	(a) Fishing Projects	10,000
15	(b) Farming Projects subsidy	
16	for Macheweuchen/Fefen/Parem/Tsis	5,000
17	(c) Municipal Government subsidies	
18	(i) Tonoas Municipal Government	5,000
19	(ii) Fefan Municipal Government	5,000
20	(iii) Uman Municipal Government .	5,000
21	(iv) Parem Municipal Government	2,500
22	(v) Tsis Municipal Government .	2,500
23	(d) Transportation needs	
24	(Communities/Students/Farmers)	17,500
25	(e) Students financial assistance ..	5,000

PUBLIC LAW No. 18-29

1	(f) POL and charter for Southern	
2	Namoneas Development Authority	\$ 5,000
3	(g) Business and Entrepreneurship subsidy	5,000
4	(h) Contribution to Chuuk Museum projects	5,000
5	(i) Outstanding payment for rental	
6	of CSCIP	5,000
7	(j) Contribution to Non-Public	
8	School (POL and Utilities)	2,000
9	(k) Tonoas Ice Maker Plant subsidy .	500
10	(l) Contribution to Senior	
11	citizen/disable and handicap feeding program .	5,000
12	(m) Medical referral assistance	5,000
13	(5) Election District No. 4	90,000
14	(a) Fishing projects	25,000
15	(b) Faichuk Development Authority	
16	(FDA) Administrative support subsidy	10,000
17	(c) Youth activities and programs ..	10,000
18	(d) Municipal governments subsidy ..	20,000
19	(e) Farming projects	10,000
20	(f) ED No. 4 Operation	5,000
21	(g) Road improvement and beautification	10,000
22	(6) Election District No. 5	90,000
23	(a) Fishing projects	27,000
24	(b) Transportation needs	
25	and reimbursements	15,000

PUBLIC LAW No. 18-29

1	(c) Administrative support-Election	
2	District No. 5, Chuuk State	\$ 20,000
3	(d) Farming projects	8,000
4	(e) Pollap Jubilee celebration	10,000
5	(f) Reimbursement payment for	
6	outstanding past obligation	2,000
7	(g) CSCIP	5,000
8	(h) Murilo Constitutional day	
9	celebration	3,000"

10 Section 2. This act shall become law upon approval by the
 11 President of the Federated States of Micronesia or upon its
 12 becoming law without such approval.

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16 _____, 2013

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20 *Law with signature*

21 01-06-14

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 Manny Mori
 President
 Federated States of Micronesia