



The President
Palikir, Pohnpei
Federated States of Micronesia

November 4, 2014

PRESIDENTIAL COMM. NO. 18-388
FSM CONGRESS

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

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. 18-94: Congressional Act No. 18-103, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-35, AS AMENDED BY PUBLIC LAW NOS. 18-49, 18-61 AND 18-63, BY AMENDING SECTION 4 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE PEOPLE OF THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

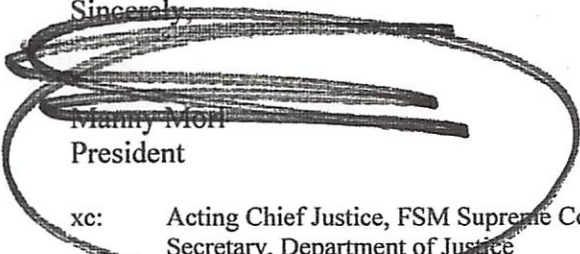
Public Law No. 18-95: Congressional Act No. 18-104, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAWS NOS. 17-71, 17-81, 17-84, 17-89, 17-90, 18-03, 18-10, 18-13, 18-32, 18-46, 18-58 AND 18-87, BY AMENDING SECTION 4 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATE TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

I reiterate that these Congressional Acts, like other appropriations of public projects and social programs, both suffer from fundamental defects. There were no public hearings or consultations held prior to their enactment. No committee reports were ever written on either of the Acts to explain the rationale of the amendments. Based on the timelines of their passage, it is clear that approval of the Acts was rushed.

To illustrate this point, both Acts were referred to the Committee on Ways & Means on September 25th and 26th, respectively, but they were withdrawn from the Committee on September 29, 2014, and passed on first reading on the same day they were withdrawn. There are no records shown to justify their withdrawal from the assigned Committee. On the following day, both Acts passed on second reading. Once again, there are no written records of deliberation ever produced explaining the necessity of the amendments. No valid goals were established that justify the rushed enactments.

For these reasons, both Acts are being returned without signature.

Sincerely,


Manny Mori
President

xc: Acting 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

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Office of the Chief Clerk

PRESIDENTIAL COMM. NO. 18-388
FSM CONGRESS

October 03, 2014

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. 18-104, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAWS NOS. 17-71, 17-81, 17-84, 17-89, 17-90, 18-03, 18-10, 18-13, 18-32, 18-46, 18-58 AND 18-87, BY AMENDING SECTION 4 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE STATE OF POHNPEI, AND FOR OTHER PURPOSES.", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2014, 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". The signature is fluid and cursive, with a large, stylized "L" and "I".

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

Enclosures



PRESIDENTIAL COMM. NO. 18-388
FSM CONGRESS

EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH REGULAR SESSION
SEPTEMBER 15 – OCTOBER 04, 2014

PUBLIC LAW No. 18-95

An Act

TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAWS NOS. 17-71, 17-81, 17-84, 17-89, 17-90, 18-03, 18-10, 18-13, 18-32, 18-46, 18-58 AND 18-87, BY AMENDING SECTION 4 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE STATE OF POHNPEI, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: PETER M. CHRISTIAN

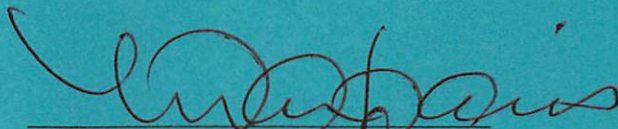
DATE: SEPTEMBER 26, 2014

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – SEPTEMBER 29, 2014

FIRST READING: SEPTEMBER 29, 2014

SECOND READING: SEPTEMBER 30, 2014


Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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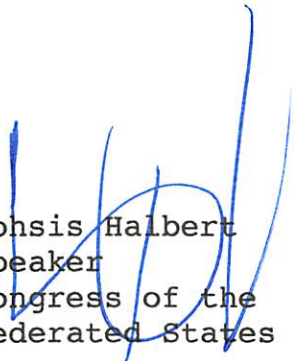
Office of the Speaker


PRESIDENTIAL COMM. NO. 18-388
FSM CONGRESS

ACT NO. 18-104

(CONGRESSIONAL BILL NO. 18-225)

We hereby certify that on September 30 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2014, 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.


Dohsis Halbert
Speaker
Congress of the
Federated States of Micronesia


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

EIGHTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIFTH REGULAR SESSION, 2014

CONGRESSIONAL BILL NO. 18-225

PUBLIC LAW No. 18-95

AN ACT

To further amend Public Law No. 17-68, as amended by Public Laws Nos. 17-71, 17-81, 17-84, 17-89, 17-90, 18-03, 18-10, 18-13, 18-32, 18-46, 18-58 and 18-87, by amending section 4 therein, for the purpose of changing the use of certain funds previously appropriated to fund public projects and social programs for the State of Pohnpei, 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. 17-68, as amended by
2 Public Laws Nos. 17-71, 17-84, 18-32, 18-46 and 18-58, is hereby
3 further amended to read as follows:

4 "Section 4. Of the sum of \$5,697,383 appropriated by
5 this act, \$219,116 is apportioned to pay the amount
6 owed by the State of Pohnpei to FEMA and \$1,200,000
7 is apportioned for public projects and social
8 programs in the State of Pohnpei.

9 (1) Amount owed by the State of Pohnpei to
10 FEMA\$ 219,116

11 (2) State of Pohnpei..... 1,200,000

12 (a) At-Large 300,000

13 (i) Pohnpei Road Improvement
14 (material purchase, transportation and
15 equipment rental, tools, etc) 85,000

16 (ii) Payment of asphalt plant conveyor
17 belt account by PTA to Ace Ocean company ... 15,000

PUBLIC LAW No. 18-95

1	(iii) Mountain trails (labor,	
2	tools, equipment)	\$ 10,000
3	(iv) Waterways/channels	
4	improvement (labor, POL, tools, equipment) .	10,000
5	(v) Pohnpei Outer Islands	
6	transportation needs, communications,	
7	navigational aid, including charter costs, fuel,	
8	channel clearing, boat and outdoor motor	
9	purchase	35,000
10	(vi) Aid to non-public high schools	20,000
11	(vii) Pohnpei Sports facilities	
12	Improvement (materials purchase, equipment	
13	rental and labor)	50,000
14	(viii) Historical sites	
15	restoration/maintenance	15,000
16	(ix) Traditional leaders	
17	conference and travel needs	20,664
18	(x) Civic leaders' FSM	
19	State visit	24,336
20	(xi) Purchase of vehicle for U	
21	Municipal government	15,000
22	(b) Election District No. 1	300,000
23	(i) Road improvement-	
24	Kolonia	35,298
25	(ii) Other road improvements	100,000

PUBLIC LAW No. 18-95

1	(iii) COM-FSM students'	
2	outstanding debt payment	\$ 22,000
3	(iv) St. Paul school subsidy	8,000
4	(v) Social Security premium	
5	contribution	15,000
6	(vi) Classroom upgrade	
7	(Palikir school)	12,000
8	(vii) Medical referrals (travel)	10,000
9	(viii) Need Assessment/monitoring-	
10	Election District No. 1	43,000
11	(ix) Calvary Baptist classroom	
12	completion	54,702
13	(c) Election District No. 2	300,000
14	(i) Akahk/Enipoas road	15,000
15	(ii) Rohi water system road	15,000
16	(iii) Metipw/Dolopwail road	10,000
17	(iv) Nan Woalin Poahloang road ..	15,000
18	(v) Pwoai Pwoai water system road	15,000
19	(vi) Temwen/Poasihloa road paving	30,000
20	(vii) Toamwaoroahlong water	
21	system improvement	7,380
22	(viii) Sapwalapw water	
23	system improvement	5,000
24	(ix) Pwok water system improvement	10,000
25	(x) Students financial assistance	15,000

PUBLIC LAW No. 18-95

1	(xi) High School Cooks (Madolenihmw	
2	High school/Nanpei Memorial High School) ..\$	4,300
3	(xii) Police Vehicle supplemental	8,000
4	(xiii) Youth activities	7,500
5	(xiv) Women's activities/programs	7,500
6	(xv) Alekot Power extension	20,000
7	(xvi) Takaieu/Madolenihmw	
8	Power extension	20,000
9	(xvii) Coral materials	7,500
10	(xviii) ED#2 subsidy (administrative	
11	support and other current expenses)	30,000
12	(xix) Agriculture Fair	
13	(Madolenihmw/Kitti)	5,000
14	(xx) PVC materials	5,000
15	(xxi) Hydraulic Trailer	
16	mounted rig & accessories	15,000
17	(xxii) Box culvert/bridge	15,000
18	(xxiii) Speaker's office menintiensapw	
19	administrative support	5,000
20	(xxiv) Meninkeder lapalap's office,	
21	administrative support	5,000
22	(xxv) Police vehicle supplement ..	5,000
23	(xxvi) Kipar, Kitti road upgrade ..	2,820
24	(d) Election District No. 3	300,000
25	(i) Women Associations'	

PUBLIC LAW NO. 18-95

1	activities and equipment	\$ 15,000
2	(ii) Youth Associations	
3	activities and sporting equipment	15,000
4	(iii) ED#3 Office subsidy	45,000
5	(iv) Nett Secondary road	
6	improvement and maintenance	75,000
7	(v) Water system projects	
8	improvement	15,000
9	(vi) Youth/Community Center	15,000
10	(vii) Dehpek/Takaious students'	
11	support	15,000
12	(viii) Student Financial Assistance	15,000
13	(ix) Medical referral support ...	10,000
14	(x) Youth Sport facilities' upgrade	15,000
15	(xi) Pohnpei Senior Citizens	
16	Associations program/activities	5,000
17	(xii) Farming equipment	15,000
18	(xiii) General Road improvement	
19	and beautification	45,000"

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~~PUBLIC LAW No. 18-95~~

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

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_____, 2014

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Law w/out Signature
11-04-14

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Manny Mori
President
Federated States of Micronesia

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