October 23, 2013

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

Dear Speaker Halbert:

I transmit the following congressional act, which I grudgingly signed to become Public Law No.18-21:


This act shifts the funding of certain public projects and social programs for the states of Pohnpei and Chuuk but does not change the overall appropriation for the two states. Moreover, the allottee for ED #5 in Chuuk is changed from the State Governor to the Northwest Development Authority.

Once again, I must point out the fact that this Congressional Act is another example of an appropriation that has skipped a transparent public hearing and consultation process. Although funds are being shifted by increasing, reducing, or funding new public project and social program, there is no explanation of the rationale for the shift. In fact, there is no explanatory committee report.

I urge Congress to carefully review and consider the foregoing concerns and rectify the errors as soon as possible. Thank you.

With warm personal regards, I remain,

Sincerely,

Manny Mori
President

cc: Chief Justice, FSM Supreme Court
Secretary, Department of Justice
Director, Office of SBOC
Legislative Counsel, CFOM
Library, CFOM
FSM PIO
October 02, 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. 18-21, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-59, AS AMENDED BY PUBLIC LAWS NOS. 17-63, 17-66, 17-70, 17-77 AND 17-86, BY AMENDING SECTIONS 4, 5, AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE 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 Regular Session, 2013, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

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

Enclosures
An Act

TO FURTHER AMEND PUBLIC LAW NO. 17-59, AS AMENDED BY PUBLIC LAWS NOS. 17-63, 17-66, 17-70, 17-77 AND 17-86, BY AMENDING SECTIONS 4, 5, AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE 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: PETER M. CHRISTIAN
DATE: SEPTEMBER 24, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS
WITHDRAWN – SEPTEMBER 27, 2013
FIRST READING: SEPTEMBER 27, 2013
SECOND READING: SEPTEMBER 30, 2013

[Signature]
Liwiana Ramon Ioanis
Chief Clerk, FSM Congress
ACT NO. 18-21

(CONGRESSIONAL BILL NO. 18-75, C.D.1, C.D.2)

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, Second Regular 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.

Dohsis Halbert
Speaker
Congress of the Federated States of Micronesia

Liwiena Ramon Ioanis
Chief Clerk
Congress of the Federated States of Micronesia
EIGHTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA
SECOND REGULAR SESSION, 2013 CONGRESSIONAL BILL NO. 18-75, C.D.1, C.D.2

PUBLIC LAW NO. 18-27

AN ACT

To further amend Public Law No. 17-59, as amended by Public Laws Nos. 17-63, 17-66, 17-70, 17-77 and 17-86, by amending sections 4, 5, and 6 thereof, for the purpose of changing the use and allottee 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 4 of Public Law No. 17-59, as amended by Public Laws Nos. 17-63 and 17-86, is hereby further amended to read as follows:

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

State of Pohnpei .......................... $ 360,000

(1) At-Large ............................... 90,000

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

(b) Road repair projects

(Materials and equipment rentals) ............ 45,000

(c) School bus purchase, shipment duties, services ............................... 0

(d) Delegation constituents visit .. 15,000

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

(f) To defray the cost of transporting students from Mwokilloa and Pingelap
(POL and ship supplies) .................. $ -0-

(2) Election District No. 1 ............... 90,000

(a) Purchase of sailing materials .. 20,000

(b) Contribution for Sports

equipment/activities ....................... 10,000

(c) Road Improvement .................... 60,000

(3) Election District No. 2 ............... 90,000

(a) Purchase of Police vehicle

and accessories ........................... 22,000

(b) Access road and site clearance -

Enipein Pah, Kitti ......................... 12,500

(c) Road improvement – Nanpahlap,

Madolenihmw .............................. 10,000

(d) Water Tank-Dioan, Kitti (Ni Kahng) 5,000

(e) Purchase of PVC pipes for Temwen

and Tamoroi, Madolenihmw ............... 5,000

(f) Students financial assistance .. 5,000

(g) Culvert bridge-Pahnsapw,

Madolenihmw .............................. 5,000

(h) Sport facilities improvement-

Section 4, Madolenihmw ................... 5,000

(i) Administrative support, Election

District No. 2, Pohnpei State ............ 2,500

(j) Pahlap/Kepime road maintenance . 10,000

(k) Lehdau-Madol road maintenance 5,000
CONGRESSIONAL BILL NO. 18-75, C.D.1, C.D.2

PUBLIC LAW No. 18-21

(1) Swine project/medication and treatment $3,000
(4) Election District No. 3 ............... 90,000
   (a) Student financial assistance ... 7,000
   (b) Medical referral assistance .... 7,000
   (c) Community water projects ....... 15,000
   (d) Election District No. 3
administrative support .................... 17,000
   (e) Road improvement/beautification 44,000"

Section 2. Section 5 of Public Law No. 17-59, as amended by Public Laws Nos. 17-63 and 17-70, is hereby further amended to read as follow:

"Section 5. Of the sum of $1,260,000 appropriated by this act, $540,000 is apportioned for Chuuk State for public projects and social programs.
State of Chuuk ......................... $ 540,000
   (1) At-Large .......................... 90,000
      (a) Roads/Bridges/Seawalls
Improvement and Beautification .......... 34,377
      (b) Weno, Municipal Government
Election subsidy ......................... 5,000
      (c) Contributions to State, Municipal
and Community Events/Activities/Program ... 17,749
      (d) Mortlocks Goodwill Games
(Summer 2012) subsidy .................... 4,710
      (e) Contribution to Social Security

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<td>(e) Mortlock Islands Development</td>
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<td>(c) Chuuk Women Council outreach</td>
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programs in Election District No. 2 ...... $ 5,000
(d) Youth Beautification Activities 5,000
(e) Community Water Systems
Development/improvement .................. 25,000
(f) Transportation need for
Election District No. 2 ..................... 19,020
(g) Housing rehabilitation
supplement ................................. 2,641
(h) Community housing rehabilitation 27,966
(4) Election District No. 3 ................. 90,000
(a) Fishing Projects ....................... 10,000
(b) Farming Projects subsidy
for Macheweuchen/Fefen/Parem/Tsis ........ 5,000
(c) Municipal Government subsidies
   (i) Tonoas Municipal Government 5,000
   (ii) Fefan Municipal Government 5,000
   (iii) Uman Municipal Government . 5,000
   (iv) Parem Municipal Government 2,500
   (v) Tsis Municipal Government . 2,500
(d) Transportation needs
   (Communities/Students/Farmers) .......... 17,500
(e) Students financial assistance .. 5,000
(f) POL and charter for Southern
Namoneas Development Authority .......... 5,000
(g) Business and Entrepreneurship subsidy 5,000

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(h) Contribution to Chuuk Museum projects $5,000

(i) Outstanding payment for rental of CSCIP

(j) Contribution to Non-Public School (POL and Utilities)

(k) Tonoas Ice Maker Plant subsidy

(l) Contribution to Senior citizen/disable and handicap feeding program

(m) Medical referral assistance ....

(5) Election District No. 4

(a) Fishing projects

(b) Faichuk Development Authority (FDA) Administrative support subsidy

(c) Youth activities and programs ..

(d) Municipal governments subsidy ..

(e) Farming projects

(f) ED No. 4 Operation

(g) Road improvement and beautification

(6) Election District No. 5

(a) Fishing projects

(b) Transportation needs and reimbursements

(c) Administrative support-Election District No. 5, Chuuk State

(d) Farming projects

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(e) Pollap Jubilee celebration .... $ 10,000
(f) Reimbursement payment for outstanding past obligation ............... 2,000
(g) CSCIP ............................... 5,000
(h) Murilo Constitutional day celebration ................................. 3,000"

Section 3. Section 6 of Public Law No. 17-59, as amended by Public Law No. 17-63, is hereby further amended to read as follows:

Section 6. Allotment and management of funds and lapse date. All funds appropriated by this act shall be allotted, managed, administered and accounted for in accordance with applicable laws, including, but not limited to, the Financial Management Act of 1979. 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. The allottee of the funds appropriated under section 2 of this act shall be the Governor of Yap State, EXCEPT that the allottee of funds appropriated under subsection 2(a) shall be the President of the Federated States of Micronesia or his designee and the allottee of funds appropriated under subsection 2(c) shall be the President of COM-
FSM or his designee. The allottee of funds appropriated under sections 3 and 4 of this act shall be the President of the Federated States of Micronesia or his designee, EXCEPT that the allottee of funds appropriated under subsection 3(a) of this act shall be the Mayor of Lelu Municipal Government or his designee. The allottee of funds appropriated under subsections 5(1) and 5(3) of this act shall be the Governor of Chuuk State or his designee; the allottee of funds appropriated under subsection 5(2) of section 5 of this act shall be the Mortlock Islands Development Authority; the allottee of funds appropriated under subsection 5(4) of section 5 of this act shall be the Executive Director of the Southern Namoneas Development Authority; the allottee of funds appropriated under subsection 5(5) of section 5 of this act shall be the Faichuk Development Authority, the allottee of funds appropriated under subsection 5(6) of section 5 of this act shall be the Northwest Development Authority. The authority of the allottee to obligate funds appropriated by this act shall lapse on September 30, 2014."
Section 4. This act shall become law upon approval by the
President of the Federated States of Micronesia or upon its
becoming law without such approval.

October 23, 2013

Nanny Mori
President
Federated States of Micronesia