January 6, 2014

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. 18-27: 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. 18-29: 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. 18-31: 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  
January 6, 2014  
Page 2

**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/or 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.
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
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. 18-33, "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 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", 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,

[Signature]

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

Enclosures
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 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.

INTRODUCED BY SENATOR: PETER M. CHRISTIAN
DATE: NOVEMBER 25, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS
WITHDRAWN – DECEMBER 03, 2013
FIRST READING: DECEMBER 03, 2013
SECOND READING: DECEMBER 05, 2013

Liwiana Ramon Icunis
Chief Clerk, FSM Congress
ACT NO. 18-33

(CONGRESSIONAL BILL NO. 18-94, C.D.1)

We hereby certify that on December 05 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.

Dohnis Halbert
Speaker
Congress of the Federated States of Micronesia

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

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

Section 1. Section 4 of Public Law No. 17-68, as amended by Public Laws Nos. 17-71 and 17-84, is hereby further amended to read as follows:

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

(1) Amount owed by the State of Pohnpei to FEMA $219,116
(2) State of Pohnpei $1,200,000
   (a) At-Large $300,000
   (i) Pohnpei Road Improvement
   (material purchase, transportation and equipment rental, tools, etc) $85,000
   (ii) Payment of asphalt plant conveyor belt account by PTA to Ace Ocean company $15,000
1. (iii) Mountain trails (labor, tools, equipment) ...........................................$ 10,000
2. (iv) Waterways/channels improvement (labor, POL, tools, equipment). 10,000
3. (v) Pohnpei Outer Islands transportation needs (charter costs, fuel, channel clearing) ...................... 35,000
4. (vi) Aid to non-public high schools 20,000
5. (vii) Pohnpei Sports facilities Improvement (materials purchase, equipment rental and labor) .......................... 50,000
6. (viii) Historical sites restoration/maintenance ...................... 15,000
7. (ix) Traditional leaders conference and travel needs ...................... 20,000
8. (x) Civic leaders’ FSM State visit .......................... 25,000
9. (xi) Purchase of vehicle for U Municipal government ...................... 15,000
10. (b) Election District No. 1 ...................... 300,000
11. (i) Road improvement-Kolonia .......................... 35,298
12. (ii) Other road improvements 100,000
13. (iii) COM-FSM students’ outstanding debt payment ...................... 22,000
1 (iv) St. Paul school subsidy $8,000
2 (v) Social Security premium
3 contribution .............................................. 15,000
4 (vi) Classroom upgrade
5 (Palikir school) ........................................... 12,000
6 (vii) Medical referrals (travel) 10,000
7 (viii) Need Assessment/monitoring-
8 Election District No. 1 .................... 43,000
9 (ix) Calvary Baptist classroom
10 completion ............................................. 54,702
11 (c) Election District No. 2 ............ 300,000
12 (i) Akahk/Enipoas road.............. 15,000
13 (ii) Rohi water system road...... 15,000
14 (iii) Metipw/Dolopwail road....... 10,000
15 (iv) Nan Woalin Pahloang road... 15,000
16 (v) Pwoai Pwoai water system road 15,000
17 (vi) Temwen/Poasihloa road paving 30,000
18 (vii) Toamwaoroahlong water
19 system improvement ....................... 7,500
20 (viii) Sapwalapw water
21 system improvement ....................... 5,000
22 (ix) Pwok water system improvement 10,000
23 (x) Students financial assistance 15,000
24 (xi) High School Cooks (Madolenihmw
25 High school/Nanpei Memorial High School) ... 12,000
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<th>Description</th>
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<td>1</td>
<td>(xii) Police Vehicle supplemental</td>
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<tr>
<td>2</td>
<td>(xiii) Youth activities</td>
<td>7,500</td>
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<tr>
<td>3</td>
<td>(xiv) Women’s activities/programs</td>
<td>7,500</td>
</tr>
<tr>
<td>4</td>
<td>(xv) Alekot Power extension</td>
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<tr>
<td>5</td>
<td>(xvi) Takaieu/Madolenihmw Power extension</td>
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<td>6</td>
<td>(xvii) Coral materials</td>
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<td>7</td>
<td>(xviii) ED#2 subsidy (administrative support and other current expenses)</td>
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<td>8</td>
<td>(xix) Agriculture Fair</td>
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<td>9</td>
<td>(Madolenihmw/Kitti)</td>
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<td>10</td>
<td>(xx) PVC materials</td>
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<td>11</td>
<td>(xxi) Hydraulic Trailer mounted rig &amp; accessories</td>
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<td>12</td>
<td>(xxii) Box culvert/bridge</td>
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<td>13</td>
<td>(xxiii) Pohnlangas track and field upgrade</td>
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<td>14</td>
<td>(xxiv) Sports facilities upgrade</td>
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<td>15</td>
<td>(d) Election District No. 3</td>
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<tr>
<td>16</td>
<td>(i) Women Associations’ activities and equipment</td>
<td>15,000</td>
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<tr>
<td>17</td>
<td>(ii) Youth Associations activities and sporting equipment</td>
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<td>18</td>
<td>(iii) ED#3 Office subsidy</td>
<td>45,000</td>
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<td>19</td>
<td>(iv) Nett Secondary road</td>
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improvement and maintenance $ 75,000
(v) Water system projects
improvement $ 15,000
(vi) Youth/Community Center $ 15,000
(vii) Dehpek/Takaiou students' support $ 15,000
(viii) Student Financial Assistance $ 15,000
(ix) Medical referral support $ 10,000
(x) Youth Sport facilities' upgrade $ 15,000
(xi) Pohnpei Senior Citizens Associations program/activities $ 5,000
(xii) Farming equipment $ 15,000
(xiii) General Road improvement and beautification $ 45,000

Section 2. Section 5 of Public Law No. 17-68, as amended by Public Laws Nos. 17-71, 17-81, 17-84, 17-89, 17-90, 18-03 and 18-13, is hereby further amended to read as follows:

"Section 5. Of the sum of $5,697,383 appropriated by this act, $978,860 is apportioned to pay the amount owed by the State of Chuuk to FEMA and $1,800,000 is apportioned for public projects and social programs.
(1) Amount owed by the State of Chuuk to FEMA $ 978,860"
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<td>(i) Community facilities/Infrastructure &amp; Housing subsidy</td>
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<td>4</td>
<td>(ii) Chuuk Museum contribution</td>
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<td>5</td>
<td>(iii) Roads/Seawalls/Bridges repair and improvement</td>
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<td>(iv) Main water source lease obligation (Nefo)</td>
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<td>7</td>
<td>(v) Contributions to State, Municipal and Community events/activities/programs</td>
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<td>8</td>
<td>(vi) POL/Charters/Freight subsidy/reimbursements</td>
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<td>(vii) Youth Groups</td>
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<td>10</td>
<td>equipment/supplies/activities</td>
<td>15,000</td>
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<td>11</td>
<td>(viii) Leaders/Patients/Students/repatriation of remains travel needs</td>
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<td>12</td>
<td>(ix) Administrative support costs for allottee/At Large</td>
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<td>13</td>
<td>(x) Fishing project</td>
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<td>14</td>
<td>(equipment/gears/marketing)</td>
<td>27,000</td>
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<td>15</td>
<td>(xi) Lien Pukial prior obligations</td>
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<td>16</td>
<td>(xii) Women Groups' sewing equipment/supplies</td>
<td>3,000</td>
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(xiii) Farmers' seedlings & labor
2  cost obligations .............................. $1,400
3  (xiv) Community/Students/farmers
4  land transportation ........................... 18,000
5  (xv) Students financial
6  assistance/schools subsidy ..................... 17,500
7  (xvi) Municipal government
8  subsidy (Elections/activities) ............... 48,500
9  (xvii) Power distribution
10  extension matching fund ....................... -0-
11  (b) Election District No. 1.................. 300,000
12  (i) Professional services fee ............... 15,000
13  (ii) Renewable Energy project/
14  Communication system ....................... 65,000
15  (iii) Mortlock Islands' Sea
16  vessel purchase ............................... 100,000
17  (iv) Multipurpose public
18  facilities, community facilities, housing
19  improvement and repair ....................... 40,000
20  (v) Education, health and
21  sanitation programs & projects/and/or training 10,000
22  (vi) Youth, Sports &
23  Recreational programs/activities ............. -0-
24  (vii) Municipal government
25  special occasions activities .................. 10,000
(viii) Students financial assistance $ 20,000
(ix) Repatriation of remain/
Associations contributions ..................... 15,000
(x) Mortlock Island Development
Authority (MIDA) operation ..................... 25,000
(xi) Copra and Fish purchase
Revolving Fund .................................... -0-
(c) Election District No. 2 ............. 300,000
(i) Fishing Projects ...................... 20,000
(ii) Nutrition and Food
Security Enhancement Projects ................. 15,000
(iii) Housing renovation supplement 25,000
(iv) Community Halls
rehabilitation ................................... 25,000
(v) Weno Municipality Transportation
needs & Office Rehabilitation ............... 30,000
(vi) Fono Municipality subsidy .. 10,000
(vii) Piis-Paneu Municipality
subsidy ........................................... 10,000
(viii) Regional Leadership
outreach visits .................................. 25,000
(ix) College students' financial assistance ........ 15,000
(x) Youth Community activities .................................. 15,000
(xi) Northern Namoneas Social and
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<td>(xiii) Power Distribution</td>
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<td>(xiv) Weno Constitution Day and Inauguration Day festivities</td>
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<td>(xv) Acquisition of heavy equipment for road repair</td>
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<td>Communication System and Supplies</td>
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<td>(xvii) Land Transportation need</td>
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<td>10</td>
<td>(xviii) Nepukos Souak Association</td>
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<td>11</td>
<td>Community Activities</td>
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<td>12</td>
<td>(xix) Mechitiw Souak Community Activities</td>
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<td>13</td>
<td>(xx) Acquisition of Equipment and Supplies for Activities of:</td>
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<td>14</td>
<td>(a) Fonoton Youth</td>
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<td>15</td>
<td>Association (FCYA)</td>
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<td>16</td>
<td>(b) Piis-Panue Youth</td>
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<td>17</td>
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<td>18</td>
<td>(c) Peniesene Youth</td>
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<td>19</td>
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<td>20</td>
<td>(d) Tunnuk Youth</td>
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<tr>
<td>21</td>
<td>Association (TCYA)</td>
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1 (e) Iras Youth Association $ 2,000
2 (f) Neauo Youth Association 2,000
3 (g) Wichap Youth Association 2,000
4 (h) Nemwan Youth Association 2,000
5 (d) Election District No. 3 .......... 300,000
6 (i) Fishing projects .............. 70,000
7 (ii) Housing project ............... 30,000
8 (iii) Community Halls rehabilitation 30,000
9 (iv) Southern Namoneas Development
10 Authority Administration ............ 25,000
11 (v) Contribution/Repatriation of
12 remain/Associations support (Guam/Saipan/
13 Hawaii/United States/Southern Namoneas) .... 10,000
14 (vi) Reimbursement for POL/Charters 5,000
15 (vii) Contribution to Social
16 Security premium ..................... 5,000
17 (viii) Reimbursement payment for
18 Lease/Rental obligation ................ 10,000
19 (ix) Business start
20 up/Entrepreneurship subsidies .......... 10,000
21 (x) Youth/School sports & activities 10,000
22 (xi) Solar power lighting system 10,000
23 (xii) Students land transportation
24 needs/vehicle purchase for local government 15,000
25 (xiii) Municipal/Community
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<td>(xiv) Humanitarian/Food Aid relief</td>
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<td>program for Community/ municipalities</td>
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<td>(xv) Medical/medication contribution</td>
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<td>6</td>
<td>to non-insured and unemployed Senior Citizens</td>
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<td>(xviii) Contributions to Southern Namoneas off-island charted associations</td>
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<td>12</td>
<td>(xiv) Municipal governments</td>
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<td>14</td>
<td>(e) Election District No. 4</td>
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<td>16</td>
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<td>17</td>
<td>(ii) Low income housing subsidy</td>
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<td>18</td>
<td>(iii) Farming project subsidy</td>
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<td>19</td>
<td>(iv) Students financial assistance</td>
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<td>(v) Faichuk Development Authority</td>
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<tr>
<td>21</td>
<td>(Contractual services/Administration)</td>
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<td>24</td>
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<tr>
<td>25</td>
<td>(viii) Sewing project subsidy</td>
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1 (ix) Youth activities and programs $ 15,000
2 (x) Road improvement and
3 beautification ............................. 10,000
4 (xi) States and Municipal
5 leadership exposure and travel .......... 15,000
6 (xii) fishing market subsidy .... 5,000
7 (xiii) Students and farmers
8 land transportation ......................... 20,000
9 (xiv) Solar system project........... 5,000
10 (xv) Fiber boat repair project .. 5,000
11 (f) Election District No. 5......... 300,000
12 (i) Fishing projects................. 70,000
13 (ii) Northwest Islands
14 Development Authority Administration ...... 38,000
15 (iii) Food relief assistance program 28,000
16 (iv) Officials/patients and
17 other travel needs ......................... 42,000
18 (v) Payment for students'
19 entrance test fees, and outstanding debt at
20 COM-FSM, University of Hawaii at Hilo and
21 Hawaii Pacific University ................. 9,000
22 (vi) Vehicles purchase for
23 municipal governments ..................... 12,000
24 (vii) Contributions to
25 Northwest Islands Associations .......... 23,000
(viii) Boat charter/medical referral travel reimbursements $10,000
(ix) Onoun Women Association contribution $8,000
(x) Pollap Dispensary solar power project supplemental $2,000
(xi) Shoreline mitigation project (xii) Tupwunoil office rental... $6,000
(xiii) Boat charters/ funeral related expenses $34,000
(xiv) Contributions to municipal events/activities $11,000
(xv) Community Hall $5,000
(xvi) Municipalities' Inaugurations $0
Section 2. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

[Signature]

Manny Mori
President
Federated States of Micronesia

01-06-14