May 6, 2014

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

Dear Speaker Halbert:

I am returning the following Congressional Act, which I have reluctantly signed to become Public Law No. 18-58:

Congressional Act No. 18-59: “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 AND 18-46, BY AMENDING SECTIONS 4 AND 6 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF Pohnpei, AND FOR OTHER PURPOSES.”

This Act shares common characteristics with previous public project Acts that I have vetoed or returned without signature, namely that there was no public hearings or committee reports and there have been multiple amendments to the original appropriations, i.e., 10 subsequent amendments to the original Act. However, this Act finally appropriates the money that the State of Pohnpei owes to FEMA and makes me the allottee. I cannot in good conscience ignore the long-outstanding debt owed by Pohnpei to this organization that stepped in and assisted when Pohnpei needed it most.

Notwithstanding the defects in the appropriation process that I mention above, I reluctantly return this Act to you with my signature.

Sincerely,

[Signature]
Manny Mori
President

xc: Chief Justice, FSM Supreme Court
Secretary, Department of Justice
Director, Office of SBOC
Legislative Counsel, CFSM
Library, CFSM
PIO, FSM
April 04, 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. 18-59, "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 AND 18-46, BY AMENDING SECTIONS 4 AND 6 THEREIN, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Third Special Session, 2014, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

Liwiana Ramon Ibanis
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, 18-13, 18-32 AND 18-46, BY AMENDING SECTIONS 4 AND 6 THEREIN, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF Pohnpei, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: BERNEY MARTIN
DATE: MARCH 27, 2014

REFERRED TO: COMMITTEE ON WAYS AND MEANS
WITHDRAWN – APRIL 01, 2014
FIRST READING: APRIL 01, 2014
SECOND READING: APRIL 02, 2014

Liwiana Ramon Ioatis
Chief Clerk, FSM Congress
ACT NO. 18-59

(CONGRESSIONAL BILL NO. 18-156)

We hereby certify that on April 02 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Third Special 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
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 and 18-46, by amending sections 4 and 6 therein, for the purpose of changing the use and allottee of certain funds previously appropriated to fund public projects and social programs in the State of Pohnpei, and for other purposes.

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

1. Section 4 of Public Law No. 17-68, as amended by Public Laws Nos. 17-71, 17-84, 18-32 and 18-46, 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
(iii) Mountain trails (labor, tools, equipment) ......................... $ 10,000

(iv) Waterways/channels improvement (labor, POL, tools, equipment) 10,000

(v) Pohnpei Outer Islands transportation needs (charter costs, fuel, channel clearing, boat and outdoor motor purchase) .................................. 35,000

(vi) Aid to non-public high schools 20,000

(vii) Pohnpei Sports facilities Improvement (materials purchase, equipment rental and labor) .................... 50,000

(viii) Historical sites restoration/maintenance .................. 15,000

(ix) Traditional leaders conference and travel needs ................. 20,664

(x) Civic leaders’ FSM State visit ........................................ 24,336

(xi) Purchase of vehicle for U Municipal government .................... 15,000

(b) Election District No. 1 .................. 300,000

(i) Road improvement— Kolonia ........................................ 35,298

(ii) Other road improvements 100,000

(iii) COM-FSM students'
outstanding debt payment .................. $22,000
(iv) St. Paul school subsidy ........... 8,000
(v) Social Security premium ............
contribution .................................. 15,000
(vi) Classroom upgrade ....................
(Palikir school) ............................ 12,000
(vii) Medical referrals (travel) ......... 10,000
(viii) Need Assessment/monitoring-
Election District No. 1 .................. 43,000
(ix) Calvary Baptist classroom ...........
completion ................................. 54,702
(c) Election District No. 2 ............. 300,000
(i) Akahk/Enipoas road ............... 15,000
(ii) Rohi water system road .......... 15,000
(iii) Metipw/Dolopwail road ......... 10,000
(iv) Nan Woalin Poahloang road . .... 15,000
(v) Pwoai Pwoai water system road .... 15,000
(vi) Temwen/Poasihloa road paving .... 30,000
(vii) Toamwaoroahlong water ...........
system improvement ...................... 7,380
(viii) Sapwalapw water ...................
system improvement ...................... 5,000
(ix) Pwok water system improvement .. 10,000
(x) Students financial assistance ...... 15,000
(xi) High School Cooks (Madolenihmw
High school/Nanpei Memorial High School) $4,300
(xii) Police Vehicle supplemental 8,000
(xiii) Youth activities 7,500
(xiv) Women's activities/programs 7,500
(xv) Alekot Power extension 20,000
(xvi) Takaieu/Madolenihmw Power extension 20,000
(xvii) Coral materials 7,500
(xviii) ED#2 subsidy (administrative support and other current expenses) 30,000
(xix) Agriculture Fair
(Madolenihmw/Kitti) 5,000
(xx) PVC materials 5,000
(xxi) Hydraulic Trailer mounted rig & accessories 15,000
(xxii) Box culvert/bridge 15,000
(xxiii) Speaker's office menintiensapw administrative support 5,000
(xxiv) Meninkeder lapalap's office, administrative support 5,000
(xxxv) Police vehicle supplement 5,000
(xxxvi) Kipar, Kitti road upgrade 2,820
(d) Election District No. 3 300,000
(i) Women Associations' activities and equipment 15,000
(ii) Youth Associations activities and sporting equipment .......... $ 15,000

(iii) ED#3 Office subsidy .......... 45,000

(iv) Nett Secondary road 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"
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. 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 1 of section 3 of this act shall be the Governor of Kosrae; the allottee of funds appropriated under subsections 3(2)(j), (k), (l), (m), (n), (o), (p), (q), (r), (s), (t), (u), (v), (w), (x), (y), (z), (aa), (ab), (ac), (ad), (ae), (af), (ag) and (ah) of section 3 of this act shall be the Mayor of Lelu Municipal Government or his designee; the allottee of funds appropriated under subsection 1 of section 4 of this act shall be the Governor of Pohnpei State and the allottee of funds appropriated under subsections 4(c)(xxiii) and 4(c)(xxiv) of section 4 of this act shall be the Meninkeder lapalap, Madolenihmw Municipal Government. The allottee of funds appropriated under subsection 5(1) of this act shall be the President of the Federated
States of Micronesia or his designee. The allottee of funds appropriated under subsection 5(2)(a) and 5(2)(c) of this act shall be the Governor of Chuuk State or his designee. The allottee of funds appropriated under subsection 5(2)(b) of section 5 of this act shall be the Mortlock Islands Development Authority. The allottee of funds appropriated under subsection 5(2)(d) of section 5 of this act shall be the Southern Namoneas Development Authority or its designee. The allottee of funds appropriated under subsection 5(2)(e) of section 5 of this act shall be the Faichuk Development Authority or its designee. The allottee of funds appropriated under subsection 5(2)(f) of section 5 of this act shall be the Northwest Island Development Authority. The authority of the allottee to obligate funds appropriated by this act shall lapse on September 30, 2014."
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.

May 6th, 2014

Manny Mori
President
Federated States of Micronesia