



The President
Palikir, Pohnpei
Federated States of Micronesia



October 14, 2022

PRESIDENTIAL COMM. NO. 22-349
FSM CONGRESS

The Honorable Wesley W. Simina
Speaker
Twenty-Second Congress
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear Speaker Simina:

I am pleased to transmit the following congressional act, which I have vetoed for the reason stated in this transmittal:

Congressional Act No. 22-147, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 19-124, AS AMENDED BY PUBLIC LAWS NOS. 19-133, 19-140, 19-150, 20-05, 20-15, 20-33, 20-48, 20-63, 20-71, 20-156, 20-175, 21-22, 21-52, 21-146, 21-195, 21-213, 21-244, 22-62 AND 22-111, BY AMENDING SECTION 6 THEREOF, TO CHANGE THE ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, TO FUND PRIORITY INFRASTRUCTURE PROJECTS AND OTHER PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES.

I have been advised that this act involves in part the designation of two allottees for "Access road paving (Kaun and Whei, Kitty)". The designated allottees are the Luken en Moanlap of Kitty and the Pohnpei Transportation Authority. This is an invalid designation of allottees because they are separate entities—one is not under the authority of another. Given this conflicting designation of allottees, the appropriation cannot be implemented. Since I could not item-veto a designation of allottee, I have no other choice but veto the entire act and allow the FSM Congress to designate a single allottee at the next session.

Thank you.

Sincerely,

David W. Panuelo
President



Office of the Chief Clerk

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

PRESIDENTIAL COMM. NO. 22-349
FSM CONGRESS

September 20, 2022

RECEIVED
SEP 20 2022
Office of the
President FSM

His Excellency David W. Panuelo
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear President Panuelo:

I have the honor to transmit herewith Congressional Act No. 22-147, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 19-124, AS AMENDED BY PUBLIC LAWS NOS. 19-133, 19-140, 19-150, 20-05, 20-15, 20-33, 20-48, 20-63, 20-71, 20-156, 20-175, 21-22, 21-52, 21-146, 21-195, 21-213, 21-244, 22-62 AND 22-111, BY AMENDING SECTION 6 THEREOF, TO CHANGE THE ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, TO FUND PRIORITY INFRASTRUCTURE PROJECTS AND OTHER PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES", which was passed by the Twenty-Second Congress of the Federated States of Micronesia, Fifth Regular Session, 2022, 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 "J. Reyes", with a long horizontal line extending to the right.

Jessicalynn Reyes
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures

1. THEORY
 2. PROBLEMS

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PRESIDENTIAL COMM. NO. 22-349
FSM CONGRESS

TWENTY SECOND CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH REGULAR SESSION
SEPTEMBER 05 - 24, 2022

An Act

TO FURTHER AMEND PUBLIC LAW NO. 19-124, AS AMENDED BY PUBLIC LAWS NOS. 19-133, 19-140, 19-150, 20-05, 20-15, 20-33, 20-48, 20-63, 20-71, 20-156, 20-175, 21-22, 21-52, 21-146, 21-195, 21-213, 21-244, 22-62 AND 22-111, BY AMENDING SECTION 6 THEREOF, TO CHANGE THE ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, TO FUND PRIORITY INFRASTRUCTURE PROJECTS AND OTHER PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: PETER M. CHRISTIAN

DATE: SEPTEMBER 05, 2022

REFERRED TO: WAYS AND MEANS COMMITTEE
WITHDRAWN – SEPTEMBER 08, 2022

FIRST READING: SEPTEMBER 08, 2022

SECOND READING: SEPTEMBER 12, 2022

A handwritten signature in black ink, appearing to read "Jessicalynn Reyes", is written over a horizontal line.

Jessicalynn Reyes
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 22-349
FSM CONGRESS

ACT NO. 22-147

(CONGRESSIONAL BILL NO. 22-233)

We hereby certify that on September 12 the foregoing act passed Second and Final Reading of the Twenty-Second Congress of the Federated States of Micronesia, Fifth Regular Session, 2022, 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.


Wesley W. Simina
Speaker
Congress of the
Federated States of Micronesia


Jessicalynn Reyes
Chief Clerk
Congress of the
Federated States of Micronesia

TWENTY-SECOND CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIFTH REGULAR SESSION, 2022

CONGRESSIONAL BILL NO. 22-233

AN ACT

To further amend Public Law No. 19-124, as amended by Public Laws Nos. 19-133, 19-140, 19-150, 20-05, 20-15, 20-33, 20-48, 20-63, 20-71, 20-156, 20-175, 21-22, 21-52, 21-146, 21-195, 21-213, 21-244, 22-62 and 22-111, by amending section 6 thereof, to change the allottee of certain funds previously appropriated therein, to fund priority infrastructure projects and other programs in the State of Pohnpei, and for other purposes.

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

1 Section 1. Section 6 of Public Law No. 19-124, as amended
2 by Public Laws Nos. 19-133, 19-140, 20-05, 20-15, 20-33, 20-48,
3 20-63, 20-156, 21-22, 21-146, 21-195, 21-244 and 22-111, is hereby
4 further amended to read as follows:

5 "Section 6. Allotment and management of funds and
6 lapse date. All funds appropriated by this act shall
7 be allotted, managed, administered and accounted for
8 in accordance with applicable laws, including, but not
9 limited to, the Financial Management Act of 1979. The
10 allottee shall be responsible for ensuring that these
11 funds, or so much thereof as may be necessary, are
12 used solely for the purpose specified in this act, and
13 that no obligations are incurred in excess of the sum
14 appropriated. The allottee of the funds appropriated
15 under section 2 of this act shall be the Governor of
16 the State of Yap or his designee. The allottee of the
17 funds appropriated under sections 3 and 4 of this act

1 shall be the President of the Federated States of
2 Micronesia or his designee; PROVIDED THAT, the
3 allottee of funds appropriated under subsections
4 3(1)(a) and 3(1)(b) of this act shall be the Governor
5 of Kosrae State or his designee, the allottee of funds
6 appropriated under subsections 4(1)(c), 4(1)(d),
7 4(1)(e), 4(1)(g), 4(1)(h), 4(1)(i), 4(1)(j) 4(1)(k),
8 4(1)(l), 4(1)(m), 4(1)(n) 4(1)(o), 4(2)(f), 4(3)(k),
9 4(3)(q), 4(3)(s), 4(3)(af), 4(4)(b), 4(4)(d) and
10 4(4)(f), shall be the Pohnpei Transportation Authority
11 (PTA); the allottee of funds appropriated under
12 subsections 4(1)(a), 4(1)(b), 4(1)(f), 4(2)(c),
13 4(2)(d), 4(2)(e), 4(2)(g), 4(2)(h), 4(2)(i), 4(2)(j),
14 4(3)(x), and 4(3)(o) shall be the Secretary of the
15 Department of Transportation, Communications and
16 Infrastructure or his designee; the allottee of funds
17 appropriated under subsections 4(3)(f), 4(3)(i),
18 4(3)(q) 4(3)(w) and 4(3)(aa) of this act shall be the
19 Luhk en Moanlap of Kitti, the allottee of funds
20 appropriated under subsection 4(3)(ad) of this act
21 shall be the Chief Justice of Madolenihmw or his
22 designee, the allottee of funds appropriated under
23 subsection 4(3)(ae) of this act shall be the Chief
24 Justice of Kitti or his designee. The allottee of the
25 funds appropriated under subsections 4(3)(ak) and

1 4(3)(ao) of this act shall be the Vice President of
2 the Federated States of Micronesia or his designee;
3 the allottee of funds appropriated under subsection
4 4(3)(al) of this act shall be the Meninkeder Lapalap
5 of Madolenihmw Municipal Government or his designee.
6 The allottee of funds appropriated under subsections
7 5(1)(2) and 5(1)(7) of this act shall be the Governor
8 of Chuuk State or his designee; the allottee of funds
9 appropriated under subsection 5(1)(3) of this act
10 shall be the Mortlock Islands Development Authority
11 (MIDA); the allottee of funds appropriated under
12 subsections 5(1)(1) and 5(1)(4) of this act shall be
13 the Mayor of Weno Municipal Government or his
14 designee; EXCEPT THAT the allottee of funds
15 appropriated under subsection 5(1)(m) of this act
16 shall be the FSM Telecommunication Corporation; the
17 allottee of funds appropriated under subsection
18 5(1)(5) of this act shall be the Southern Namoneas
19 Development Authority (SNDA); the allottee of funds
20 appropriated under subsection 5(1)(6) of this act
21 shall be the Faichuk Development Authority. The
22 authority of the allottee to obligate funds
23 appropriated by this act shall lapse on September 30,
24 2024."

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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_____, 2022

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10 *Disapproved*
11 *10/14/22*

David W. Panuelo
President
Federated States of Micronesia

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