

A BILL FOR AN ACT

To further amend Public Law No. 19-32, as amended by Public Laws Nos. 19-45, 19-61, 19-83, 19-95, 19-122 and 20-79, by amending sections 1, 9 and 12 thereof, to correct technical errors in Public Law No. 20-79, to change the use of funds previously appropriated therein, and for other purposes.

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

1 Section 1. Purpose. The purpose of this Act is to change
2 the use of funds previously appropriated in Section 9 of Public
3 Law No. 19-32 (the FY 2016 Budget Bill), as amended by Public Laws
4 Nos. 19-45, 19-61, 19-83, 19-95, 19-122 and 20-79. This Act also
5 corrects technical errors in Public Law No. 20-79; Public Law No.
6 20-79 accidentally omitted many line items previously appropriated
7 therein and this Act reinstates those line items. Most of these
8 items had been fully expended before being omitted in Public Law
9 20-79, the technical corrections herein are to correct the
10 historical record. This Act appropriates no new funds.

11 Section 2. Section 1 of Public Law No. 19-32, as amended by
12 Public Laws Nos. 19-45, 19-61, 19-83, 19-95 and 20-79, is hereby
13 further amended to read as follows:

14 "Section 1. Title. The title of this act is as
15 follows: To appropriate the sum of \$[~~74,629,823~~
16 80,290,899 from the General Fund of the Federated States
17 of Micronesia for the fiscal year ending September 30,
18 2016, for the purpose of funding the operations of all

1 branches of the National Government of the Federated
2 States of Micronesia, its agencies, various programs,
3 grants, subsidies and contributions and Capital and
4 Human Resources Development. The National Government's
5 share of the Amended Compact funds has been reduced to
6 zero except that the National Government will retain 10
7 percent of the Supplemental Education Grant funds as is
8 reflected in the budget for the Department of Education.
9 The sum appropriated herein shall be apportioned as
10 follows:"

11 Section 3. Section 9 of Public Law No. 19-32, as amended by
12 Public Laws Nos. 19-61, 19-83, 19-95, 19-122 and 20-79, is hereby
13 further amended to read as follows:

14 "Section 9. Capital and Human Resources Development.
15 The sum of \$~~[36,137,693]~~ 38,184,608, or so much thereof
16 as may be necessary, is hereby appropriated from the
17 General Fund of the Federated States of Micronesia for
18 the fiscal year ending September 30, 2016, for the
19 following capital improvements, development programs,
20 and projects and human resources development. Of the
21 total amount of funds appropriated herein, \$~~[2,050,546]~~
22 689,598 shall be deemed to come from funds available
23 under the Amended Compact from the Supplemental
24 Education Grant. The sum appropriated by this section
25 shall be apportioned as follows:

1	(1) <u>College of Micronesia – FSM.</u>	
2	(a) College of Micronesia–FSM.....	\$ 3,800,000
3	(b) FSM Fisheries and Maritime Institute	833,915
4	(c) COM–FSM SEG.....	683,948
5	(2) <u>Department of Finance & Administration</u>	
6	(a) FSM Warehouse Lease & Maintenance	100,000
7	(b) PCD Awareness Initiative.....	15,000
8	(3) <u>Department of Resources & Development</u>	
9	(a) FSM Assn. Chamber of Commerce..	67,000
10	(b) State Trade Fairs enhancing	
11	value addition.....	40,000
12	(c) SNLC.....	50,000
13	(d) FSM Agriculture Census.....	-0-
14	(e) SBDC Capacity Assessment.....	-0-
15	(f) National Trade Facilitation	
16	Conference (NTFC).....	75,000
17	(g) Food Security Production.....	100,000
18	(h) Secretariat/Hosting conference,	
19	equipment, materials.....	10,000
20	(i) Foreign Investment Review	-0-
21	(j) Implement National Tourism Policy	35,000
22	(k) Trade Advisory Service.....	-0-
23	(l) Tourism Advisory Service.....	-0-
24	(m) Assistance to States for Tourism	
25	Investment Plan Implementation.....	1,951,201

1	<u>(n) Phase II Foreign Investment Review</u>	<u>\$ 18,278</u>
2	<u>(4) Department of Transportation,</u>	
3	<u>Communications and Infrastructure.</u>	
4	(a) Outer Island Airport Improvement	1,500,000
5	(b) Capital Facilities Rehabilitation	500,000
6	(c) Sekere-Palikir Road, Bridge,	
7	and Pavement Drainage.....	300,000
8	(d) Operation & Drydocking Boats....	2,500,000
9	(e) Caroline Island Air.....	150,000
10	<u>(f) Chuuk Air Service Agreement.....</u>	<u>-0-</u>
11	<u>(g) Equipment replacement for Voyager</u>	<u>211,100</u>
12	<u>(h) Radar Replacement.....</u>	<u>78,700</u>
13	<u>(i) AIP Matching Funds.....</u>	<u>3,360,075</u>
14	<u>(j) Installation of water maker</u>	
15	<u>on the Voyager.....</u>	<u>138,450</u>
16	<u>(k) Internet Pmt. For National</u>	
17	<u>Government Complex from April to September 2016</u>	<u>63,710</u>
18	<u>(5) Department of Justice.</u>	
19	(a) Patrol boat major maintenance	
20	project.....	125,000
21	<u>(b) Hosting of PILON Meeting.....</u>	<u>20,000</u>
22	<u>(c) Humanitarian assistance to</u>	
23	<u>detained foreign nationals in the states</u>	
24	<u>of Yap and Pohnpei:.....</u>	<u>45,000</u>
25	<u>(d) Anti-trafficking in persons</u>	

1	& anti-human smuggling	\$ 30,000
2	(6) <u>Department of Environment, Climate Change &</u>	
3	<u>Emergency Management</u>	
4	(a) Fostering Sustainable	
5	Solid Waste Mng	125,000
6	(7) <u>President's Office</u>	
7	(a) FSM Trust Fund <u>to be distributed equally</u>	
8	<u>among the Sub-Accounts of the four FSM states</u>	10,000,000
9	(b) Staff upgrading.....	100,000
10	(c) 2023 Investment Development Fund	-0-
11	(d) Implementation of ODA Policy ...	50,000
12	(e) 2016 Development Partners Meeting	75,000
13	(f) Compact Review Committee.....	50,000
14	(g) Purchase of land in Guam for	
15	relocation of the Consulate Office, <u>moving</u>	
16	<u>expenses and relocation costs</u>	2,000,000
17	(8) <u>National Election.</u>	
18	(a) National Election (voter ID)....	50,000
19	(9) <u>Department of Health and Social Affairs</u>	
20	(a) Health Services Specialty Pathologist	50,000
21	(b) Environmental/water/food/lab test	78,000
22	(c) Medical Specialized Team.....	195,000
23	(d) Health Network.....	-0-
24	(e) <u>FSM Women Conference</u>	60,000
25	(10) <u>Department of Education</u>	

1	(a) NDOE Projects.....	\$ 395,000
2	(11) <u>Insurance Board.</u>	
3	(a) Improve and strengthen statutory	
4	and regulatory framework.....	29,409
5	(b) Consultant Site Evaluation.....	99,220
6	(12) <u>Other Capital and Human Resource Development.</u>	
7	(a) Chuuk State Priority Infrastructure Project	
8	apportioned as follows:	
9	(i) 4G network upgrade for main island	
10	of Chuuk and mobile extension to the	
11	outer islands of Chuuk	1,500,000
12	(ii) Other Chuuk State Priority	
13	Infrastructure Projects..... [2,750,000]	<u>2,050,000</u>
14	(iii) <u>Public work/transportation</u>	
15	<u>office building</u>	<u>-0-</u>
16	(iv) <u>Road improvement.....</u>	<u>-0-</u>
17	(v) <u>Administrative costs for</u>	
18	<u>implementation of the priority projects....</u>	<u>100,000</u>
19	(vi) <u>Beautification/projects....</u>	<u>75,000</u>
20	(vii) <u>Low Income Household Assistance</u>	
21	<u>Program; PROVIDED, HOWEVER, that eligibility is</u>	
22	<u>limited to recipients who have not previously</u>	
23	<u>received any prior assistance.....</u>	<u>775,000</u>
24	(b) Pohnpei State Priority	
25	Infrastructure Projects..... [2,750,000]	<u>-0-</u>

1	(c) Kosrae State Priority	
2	Infrastructure Projects	\$ 700,000
3	(d) Yap State Priority	
4	Infrastructure Projects; PROVIDED THAT, the	
5	allottee submits both a plan outlining the	
6	use of the funds and a report detailing the	
7	use of the Priority Infrastructure Project funds	
8	appropriated in FY15	1,750,000
9	(e) FSM Foreign Mission Repair	
10	and Maintenance	300,000
11	(f) Renovation of the Supreme Court in	
12	Kosrae & Chief Justice of Kosrae Travel to Samoa	75,000
13	(g) Renovation of Chuuk State	
14	Supreme Court	[100,000] <u>125,000</u>
15	(h) Typhoon Shutters for FSM	
16	Supreme Court in Yap	[30,000] <u>40,000</u>
17	(i) Renovation of the Chuuk	
18	Delegation Office	50,000
19	<u>(j) Foreign Affairs-FSM Contribution</u>	
20	<u>forSPC Hosting</u>	<u>228,000</u>
21	<u>(k) NACH-Pacific Island Festival of</u>	
22	<u>Arts - Pohnpei</u>	<u>50,000</u>
23	<u>(l) NACH-Pacific Island Festival of</u>	
24	<u>Arts - Yap</u>	<u>50,000</u>
25	<u>(m) NACH-Pacific Island Festival of</u>	

1	<u>Arts – Kosrae</u>	\$ 50,000
2	<u>(n) NACH-Pacific Island Festival of</u>	
3	<u>Arts – Chuuk</u>	50,000
4	<u>(o) Postal Service prior-obligation.</u>	8,302
5	<u>(p) Upgrade FSM Congress Internet</u>	
6	<u>to Fiber Optic</u>	25,000
7	<u>(q) Pacific Assoc. of Supreme Audit</u>	
8	<u>Institutions Meeting</u>	20,000
9	<u>(r) Office of Public Defender</u>	
10	<u>expenses occurred in prior years</u>	2,900
11	<u>(s) Past obligations of Postal Service</u>	2,400
12	<u>(t) Foreign Affairs: Retainer Fee</u>	-0-

13 Section 4. Section 12 of Public Law No. 19-32, as amended by
 14 Public Laws Nos. 19-45 and 19-61, is hereby further amended to read
 15 as follows:

16 “Section 12. Allotment and management of funds and lapse
 17 dates.

18 (1) General provisions.

19 (a) All funds appropriated by this act shall be
 20 allotted, managed, administered and accounted for in
 21 accordance with applicable law, including, but not limited
 22 to, the Financial Management Act of 1979.

23 (b) The allottees shall be responsible for
 24 ensuring that these funds, or so much thereof as may be
 25 necessary, are used solely for the purposes specified in

1 this act, and that no obligations are incurred in excess of
2 the sums appropriated.

3 (2) Allottees. The allottees of the funds
4 appropriated by this act are as follows:

5 (a) Section 2 - the allottee of these funds
6 shall be the President of the Federated States of
7 Micronesia;

8 (b) Section 3 - the allottee of these funds
9 shall be the Speaker of the Congress of the Federated
10 States of Micronesia;

11 (c) Section 4 - the allottee of these funds shall
12 be the Chief Justice of the Supreme Court of the
13 Federated States of Micronesia;

14 (d) Section 5 - the allottee of these funds shall
15 be the Public Auditor of the Federated States of
16 Micronesia;

17 (e) Sections 6 through 9 - the allottee of these
18 funds shall be the President of the Federated States of
19 Micronesia; PROVIDED HOWEVER, that for the following
20 subsections of sections 8 through 9 of this act:

21 (i) Section 8(6)(g) - the allottee shall be
22 the President of the College of Micronesia - FSM;

23 (ii) Section 8(6)(h) through (i) - the
24 allottee of these funds shall be the Governor of the State
25 of Chuuk;

1 (iii) All subsections under Section 8(9) – the
2 allottee of these funds shall be the Speaker of the
3 Congress of the Federated States of Micronesia;

4 (iv) Section 8(12)(a) through (d) – the
5 allottee of these funds shall be the Chief Justice of the
6 respective State Supreme Court;

7 (v) Section 8(12)(n) – the allottee of these
8 funds shall be the Speaker of Congress of the Federated
9 States of Micronesia;

10 (vi) Section 9(1)(a) through (c) – the
11 allottee of these funds shall be the President of the
12 College of Micronesia-FSM;

13 (vii) Section 9(12)(a)(ii) and (vii) – the
14 allottee of these funds shall be Governor of Chuuk State;

15 (viii) Section 9(12)(b)-(d) – the allottee of
16 these funds shall be the Governor of the respective states.

17 (ix) Section 9(12)(f) – the allottee of these
18 funds shall be the Chief Justice of the Kosrae State
19 Supreme Court;

20 (x) Section 9(12)(g) – the allottee of these
21 funds shall be the Chief Justice of the Chuuk State Supreme
22 Court;

23 (xi) Section 9(12)(h) – the allottee of these
24 funds shall be the Chief Justice of the Yap Supreme Court;

25 (xii) Section 9(12)(i) – the allottee of these

1 funds shall be the Chairman of the Chuuk Delegation to the
2 FSM Congress."

3 Section 5. This act shall become law upon approval by the
4 President of the Federated States of Micronesia or upon its
5 becoming law without such approval.

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7 Date: 9/7/22

Introduced by: /s/ Wesley W. Simina
Wesley W. Simina

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