



The President
Palikir, Pohnpei
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 23-178
FSM CONGRESS

October 21, 2023

RECEIVED
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FSM Congress
Speakers Office

AK

The Honorable Esmond B. Moses
Speaker
Twenty-Third Congress
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear Speaker Moses:

I am pleased to transmit the following Congressional Act, which I have signed to become Public Law No. 23-40 :

Congressional Act No. 23-34, entitled: "AN ACT TO FURTHER AMEND SECTIONS 9 AND 12 OF PUBLIC LAW NO. 22-42, AS AMENDED BY PUBLIC LAWS NOS. 22-60, 22-80, 22-103, 22-141 AND 23-10, TO MODIFY THE USE OF CAPITAL AND HUMAN RESOURCES DEVELOPMENT FUNDING AND CHANGE THE USE AND ALLOTTEE OF SUCH FUNDS PREVIOUSLY APPROPRIATE THEREIN TO FUND THE OPERATIONS OF THE NATIONAL GOVERNMENT OF THE FEDERATED STATES OF MICRONESIA FOR FISCAL YEAR SEPTEMBER 30, 2022, AND FOR OTHER PURPOSES."

Sincerely,


Wesley W. Simina
President

Xc: Acting Chief Justice, FSM Supreme Court



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. 23-178

FSM CONGRESS

September 27, 2023

His Excellency Wesley W. Simina
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear President Simina:

I have the honor to transmit herewith Congressional Act No. 23-34, "AN ACT TO FURTHER AMEND SECTIONS 9 AND 12 OF PUBLIC LAW NO. 22-42, AS AMENDED BY PUBLIC LAWS NOS. 22-60, 22-80, 22-103, 22-141 AND 23-10, TO MODIFY THE USE OF CAPITAL AND HUMAN RESOURCES DEVELOPMENT FUNDING AND CHANGE THE USE AND ALLOTTEE OF SUCH FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND THE OPERATIONS OF THE NATIONAL GOVERNMENT OF THE FEDERATED STATES OF MICRONESIA FOR FISCAL YEAR SEPTEMBER 30, 2022, AND FOR OTHER PURPOSES", which was passed by the Twenty-Third Congress of the Federated States of Micronesia, Second Regular Session, 2023, 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 "Jessicalynn Reyes", with a long horizontal line extending to the right.

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

Enclosures

RECEIVED
SEP 27 2023
Office of the
President FSM



PRESIDENTIAL COMM. NO. 23-178
FSM CONGRESS

TWENTY-THIRD CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
SECOND REGULAR SESSION
SEPTEMBER 12 – OCTOBER 1, 2023

An Act

TO FURTHER AMEND SECTIONS 9 AND 12 OF PUBLIC LAW NO. 22-42, AS AMENDED BY PUBLIC LAWS NOS. 22-60, 22-80, 22-103, 22-141 AND 23-10, TO MODIFY THE USE OF CAPITAL AND HUMAN RESOURCES DEVELOPMENT FUNDING AND CHANGE THE USE AND ALLOTTEE OF SUCH FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND THE OPERATIONS OF THE NATIONAL GOVERNMENT OF THE FEDERATED STATES OF MICRONESIA FOR FISCAL YEAR SEPTEMBER 30, 2022, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: ISAAC V. FIGIR

DATE: SEPTEMBER 12, 2023

REFERRED TO: WAYS AND MEANS COMMITTEE
WITHDRAWN – SEPTEMBER 20, 2023

FIRST READING: SEPTEMBER 21, 2023

SECOND READING: SEPTEMBER 26, 2023

A handwritten signature in black ink, consisting of a large, stylized 'J' followed by a series of loops and a long horizontal stroke extending to the right.

Jessicalynn Reyes
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 23-178
FSM CONGRESS

ACT NO. 23-34

(CONGRESSIONAL BILL NO. 23-46, C.D.1,
C.D.2)

We hereby certify that on September 26 the foregoing act passed Second and Final Reading of the Twenty-Third Congress of the Federated States of Micronesia, Second Regular Session, 2023, 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.

A handwritten signature in black ink, appearing to read "Esmond B. Moses".

Esmond B. Moses
Speaker
Congress of the
Federated States of Micronesia

A handwritten signature in black ink, appearing to read "Jessicalynn Reyes".

Jessicalynn Reyes
Chief Clerk
Congress of the
Federated States of Micronesia

TWENTY-THIRD CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SECOND REGULAR SESSION, 2023 CONGRESSIONAL BILL NO. 23-46, C.D.1, C.D.2

AN ACT

To further amend sections 9 and 12 of Public Law No. 22-42, as amended by Public Laws Nos. 22-60, 22-80, 22-103, 22-141 and 23-10, to modify the use of Capital and Human Resources Development funding and change the use and allottee of such funds previously appropriated therein to fund the operations of the National Government of the Federated States of Micronesia for fiscal year September 30, 2022, and for other purposes.

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

1 Section 1. Section 9 of Public Law No. 22-42, as amended by
2 Public Laws Nos. 22-80, 22-141 and 23-10, is hereby further amended
3 to read as follows:

4 "Section 9. Capital and Human Resources Development.

5 The sum of \$16,083,505 or so much thereof as may be
6 necessary, is hereby appropriated from the General Fund of
7 the Federated States of Micronesia for the fiscal year
8 ending September 30, 2022, for the following capital
9 improvements, development programs, and projects and human
10 resources development. Of the total amount of funds
11 appropriated herein, \$1,542,202 shall be deemed to come from
12 funds available under the Supplemental Education Grant and
13 \$1,000,000 shall be deemed to come from funds available
14 under the Compact Sector Grants. The sum appropriated by
15 this section shall be apportioned as follows:

16 (1) College of Micronesia – FSM.

17 (a) College of Micronesia–FSM.....\$ 4,000,000

1	(b) FSM Fisheries and Maritime	
2	Institute (FMI).....	\$ 919,392
3	(c) College of Micronesia-FSM	
4	SEG Funding	689,948
5	(d) COM-FSM Endowment Fund.....	500,000
6	(e) COM-FSM Public Health Initiative.....	250,000
7	(2) <u>Department of Finance and Administration</u>	
8	(a) FSM Warehouse Lease and Maintenance .	-0-
9	(b) PCD Awareness and Training.....	35,000
10	(c) Tax Reform Commission.....	-0-
11	(d) CIU – World Bank & ADB Funded Projects	-0-
12	(e) Strengthening financial management	
13	for municipal governments.....	50,000
14	(3) <u>Department of Resources and Development</u>	
15	(a) R&D SNLC.....	75,000
16	(b) Enhancing Fisheries: Kosrae.....	-0-
17	(c) Enhancing Fisheries: Pohnpei.....	-0-
18	(d) Enhancing Fisheries: Chuuk.....	-0-
19	(e) Enhancing Fisheries: Yap.....	-0-
20	(f) R&D Conference.....	73,000
21	(g) Foreign Investment Data	
22	Management System	69,500
23	(h) Expo 2020 Dubai UAE.....	-0-
24	(i) Intellectual Property Rights Regime..	-0-
25	(j) Development of Coastal	

1	Fisheries Policy for FSM.....\$	-0-
2	(k) Development & Operation Framework to	
3	Implement the National Seabed Mining Act.....	-0-
4	(l) Tourism Conference.....	80,000
5	(m) Tourism Budget & Planning with the States	450,000
6	(n) Tourism Public Awareness.....	75,000
7	(o) Little Fire Ants (Eradication,	
8	Control, & Prevention).....	-0-
9	(p) State Strategic Action Plan for the FSM	-0-
10	(q) Renewable Energy Development Plan....	-0-
11	(r) National Social Indicators Survey....	-0-
12	(s) Localization of Sustainable	
13	Development Goals in the FSM.....	-0-
14	(t) FSM Association of Chamber of	
15	Commerce/Support to COC.....	67,000
16	(u) National Coastal Fisheries	
17	Monitoring Team.....	-0-
18	(v) Computing Facility Upgrade.....	-0-
19	(w) Strengthening National/Private Sector	
20	Organizations in the FSM.....	-0-
21	(4) <u>Department of Transportation, Communications</u>	
22	<u>and Infrastructure</u>	
23	(a) Operation and Dry-Docking of Caroline	
24	Voyager and Navigator	1,000,000
25	(b) FSM National Government	

1	Computer Network	\$ 100,000
2	(c) AIP Matching Fund.....	-0-
3	(d) States Roads Maintenance & Improvement:	
4	(i) Paving of Nanpil road from Hydro plant	
5	to Liduduhniap road.....	-0-
6	(ii) Pohnpei State Communities	
7	Road improvement.....	-0-
8	(iii) Yap roads maintenance and	
9	Improvement and purchasing of	
10	heavy equipment	240,000
11	(iv) Weno road and for purchase of material	
12	and heavy equipment.....	300,000
13	(v)Kosrae state matching for the Kosrae's	
14	Compact Infrastructure Maintenance Fund.....	-0-
15	(vi) Expended roads maintenance &	
16	improvement projects for Pohnpei State.....	300,000
17	(vii) Expended roads maintenance & improvement	
18	projects for Kosrae States.....	300,000
19	(e) FSM National Government Facility	
20	Improvements and Renovations	592,715
21	(f) Outer Island Airport.....	-0-
22	(g) New Warehouse Building.....	-0-
23	(h) Airport Needs	-0-
24	(i) Capital Road improvement.....	300,000
25	(j) Abyang Community Yapese Traditional	

1	Building Projects.....\$	60,000
2	(5) <u>Department of Justice</u>	
3	(a) Anti-Human Trafficking Enforcement,	
4	Campaign, and Investigation.....\$	125,000
5	(b) Victim Shelter and Services.....	100,000
6	(c) Boat Maintenance.....	150,000
7	(d) Slipping of the FSS Independence.....	-0-
8	(e) DOJ Satellite Phone Billing.....	10,000
9	(f) HT Annual Conference.....	50,000
10	(g) Victim Shelter in Chuuk.....	-0-
11	(h) Build Anti-Trafficking Shelters	
12	in Pohnpei, Yap, and Kosrae.....	-0-
13	(i) Purchase four patrol boats.....	-0-
14	(j) COVID-19 Law Enforcement &	
15	Emergency Response	-0-
16	(k) Law Reform Initiatives	-0-
17	(6) <u>Department of Environment, Climate Change</u>	
18	<u>and Emergency Management</u>	
19	(a) National & State Table Top Exercise..	30,000
20	(b) Outer Island Trip Assessment -	
21	Climate Change & Disaster Risk Management.....	80,000
22	(c) National Joint Platform for	
23	Environment & Risk Resilience.....	-0-
24	(d) International Day for Disaster Reduction	12,000
25	(e) Training & Maintenance for Radio	

1	Communications	\$	-0-
2	(f) Fostering Sustainable Solid Waste		
3	Management Systems in FSM		-0-
4	(g) Fourth Disaster Risk Management		
5	Environment Conference.....		40,000
6	(h) Digital Atlas Dev. for the four		
7	states and outer islands.....		255,000
8	(7) <u>National Election Commission Office</u>		
9	(a) Voter ID Card and New Voter		
10	Registration Project.....		50,000
11	(8) <u>Department of Health and Social Affairs</u>		
12	(a) MOE-BHWP Med.....		44,400
13	(b) Electronic Record System.....		35,000
14	(c) Rheumatic Heart Program.....		240,000
15	(d) Medical Specialist Team.....		195,00
16	(e) National Women Council.....		-0-
17	(f) Vector Surveillance & Control Program		50,000
18	(g) Histopathology Laboratory.....		-0-
19	(h) FSM Food Safety Laboratory.....		-0-
20	(i) Pathologist.....		105,000
21	(j) Food/Water Testing Lab.....		-0-
22	(k) Youth in Sports.....		50,000
23	(l) Doctors: Foundation Project.....		-0-
24	(m) Implementing IHR Core Capacity		
25	to Improve Health Security.....		50,000

1	(n) Antimicrobial Resistance (AMR)	\$ -0-
2	(o) Emergency Fund in Immediate Response	
3	to Inland COVID-19 Contamination, PROVIDED THAT	
4	the funds shall be used only for health services	
5	provided in response to COVID-19 infection,	
6	treatment and testing.....	775,000
7	(p) Psychologist.....	60,000
8	(q) Obstetric Delivery Tables for the States &	
9	Obstetrics Care Services in the States.....	22,800
10	(9) <u>Department of Education</u>	
11	(a) NDOE Year 3 Project (SEG)	556,074
12	(b) School Accreditation.....	431,877
13	(c) Teacher Certification Project.....	205,273
14	(d) Literacy Intervention for	
15	FSM Leaders of Tomorrow (LIFT).....	-0-
16	(e) Printing and Shipment of Science	
17	Student Learning Outcomes (SLOs).....	75,000
18	(f) Expansion and Development of	
19	SLO Language Arts.....	232,214
20	(g) CELEP.....	50,000
21	(h) Assessment & Research to revive NMCT.	140,312
22	(10) <u>NORMA</u>	
23	(a) Commemoration of World Tuna Day 2022	70,000
24	(b) FFC Meetings.....	-0-
25	(c) Hosting WPCFC, TTC, & SC.....	10,000

1	(d) Internship for students in the	
2	area of fisheries management.....	\$ 5,000
3	(e) T3 Monitoring.....	150,000
4	(11) <u>Other Capital and Human Resources Development</u>	
5	(a) Capital Improvement Projects.....	-0-
6	(b) Design and Construction of	
7	Veterans Memorial.....	-0-
8	(c) Conservation Society.....	-0-
9	(d) 2020 Constitutional Convention	-0-
10	(e) Enhancing Tourism.....	-0-
11	(f) Purchase and delivery of an	
12	outer island airplane.....	-0-
13	(g) Assistance to FSM residents stranded	
14	in Hawaii & Guam due to COVID-19.....	-0-
15	(h) Assistance to FSM students unable	
16	to return home due to COVID-19.....	-0-
17	(i) Contribution to the Guam Consulate	
18	for COVID-19 response activities.....	-0-
19	(j) New Executive Building for DHSA & NDOE	-0-
20	(k) FSM Quarantine Facility in Guam.....	500,000
21	(l) 4 th FSM Constitutional Convention.....	85,000
22	(m) Litigation expenses for major	
23	crimprosecution in Yap.....	100,000
24	(n) Telecommunication Tower for	
25	Sapwuafik Outer Island	120,000

1	(o) National Contribution to the	
2	Funeral of Late FSM President Nena	\$ 20,000
3	(p) Guam Quarantine Facility Arrears	100,000
4	(q) Caroline Air Subsidy for Insurance,	
5	Fuel, Personnel and Other Operational Expenses	150,000
6	(r) National Government Outstanding	
7	Payment to Energy Power System of	
8	Australia (EPSA)	27,000"

9 Section 2. Section 12 of Public Law No. 22-42, as amended by
10 Public Laws Nos. 22-103, 22-141 and 23-10, is hereby further
11 amended to read as follows:

12 "Section 12. Allotment and Management of Funds and Lapse
13 Dates.

14 (1) General provisions.

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

19 (b) The allottees shall be responsible for ensuring
20 that these funds, or so much thereof as may be necessary,
21 are used solely for the purposes specified in this act, and
22 that no obligations are incurred in excess of the sums
23 appropriated.

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

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

3 (b) Section 3 and section 8(12)(w) - the allottee of
4 these funds shall be the Speaker of the Congress of the
5 Federated States of Micronesia;

6 (c) Section 4 - the allottee of these funds shall be
7 the Chief Justice of the Supreme Court of the Federated
8 States of Micronesia;

9 (d) Section 5 - the allottee of these funds shall be
10 the Public Auditor of the Federated States of Micronesia;

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

15 (i) Sections 8(1)(f) and 8(13)(q) - the allottee
16 of these funds shall be the Chair of the Joint Committee on
17 Compact Review and Planning;

18 (ii) Section 8(8)(a) - the allottee of these funds
19 shall be the Governor of the state of Kosrae;

20 (iii) Section 8(8)(b) - the allottee of these funds
21 shall be the Governor of the state of Pohnpei;

22 (iv) Section 8(8)(c) - the allottee of these funds
23 shall be the Governor of the state of Chuuk, except the for
24 the \$75,000 for the Weno Municipal Police, whom the allottee
25 shall be the President of the Federated States of

1 Micronesia;

2 (v) Section 8(8)(d) – the allottee of these funds
3 shall be the Governor of the state of Yap;

4 (vi) Section 8(11) – the allottee of these funds
5 shall be the Speaker of the Congress of the Federated States
6 of Micronesia;

7 (vii) Section 8(12)(a) – the allottee of these funds
8 shall be the President of the College of Micronesia-FSM;

9 (viii) Section 8(12)(d) through (g) – the allottee of
10 these funds shall be the Chief Justice of the respective
11 State Supreme Court;

12 (ix) Section 8(12)(h) – the allottee of these funds
13 shall be the Chief Justice of the Supreme Court of the
14 Federated States of Micronesia;

15 (x) Section 9(1) – the allottee of these funds
16 shall be the President of the College of Micronesia-FSM;

17 (xi) Section 9(3)(b) – the allottee of these funds
18 shall be the Governor of the state of Kosrae;

19 (xii) Section 9(3)(b) – the allottee of these funds
20 shall be the Governor of the state of Kosrae;

21 (xiv) Section 9(3)(c) – the allottee of these funds
22 shall be the Governor of the state of Pohnpei;

23 (xv) Section 9(3)(d) – the allottee of these funds
24 shall be the Governor of the state of Chuuk;

25 (xvi) Section 9(3)(e) – the allottee of these funds

1 shall be the Governor of the state of Yap;

2 (xvii) Section 9(11)(b) – the allottee of these funds
3 shall be the Speaker of the Congress of the Federated States
4 of Micronesia; and

5 (xviii) (Section 9(11)(d) – the allottee of these
6 funds shall be the President of the Constitutional
7 Convention;

8 (xix) Section 9(8)(o) – the allottee of these funds
9 shall be the Secretary of the Department of Health;

10 (xx) Section 9(4)(d)(iv) – the allottee of these
11 funds shall be the Mayor of Weno Municipal Government;

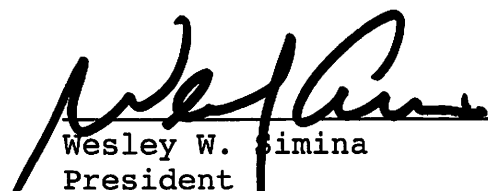
12 (xxi) Section 9(4)(j) – the allottee of these funds
13 shall be the Governor of Yap State.

14 (3) Lapse date. The authority of the allottees to
15 obligate funds appropriated by this act shall lapse as of
16 September 30, 2022; PROVIDED, HOWEVER, that the funds
17 appropriated under section 9 of this act shall not lapse.”
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1 Section 3. 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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October 21, 2023


Wesley W. Simina
President
Federated States of Micronesia