

A BILL FOR AN ACT

To appropriate \$53,044,445 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2011, to provide funding for the operations of all branches of the National Government of the Federated States of Micronesia, its agencies, various programs, grants, subsidies and contributions; 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
2 appropriate the sum of \$53,044,445, or so much thereof as may be
3 necessary, from the General Fund of the Federated States of
4 Micronesia for the fiscal year ending September 30, 2011, for the
5 purpose of funding the operations of all branches of the National
6 Government of the Federated States of Micronesia, its agencies,
7 various programs, grants, subsidies and contributions. Of the
8 total amount of funds appropriated herein, \$4,403,240 shall be
9 deemed to come from funds available under the amended Compact from
10 the education sector; \$1,179,558 shall be deemed to come from
11 funds available under the Supplemental Education Grant; \$868,279
12 shall be deemed to come from funds available under the amended Compact
13 from the health sector; \$416,121 shall be deemed to come from
14 funds available under the amended Compact from the capacity
15 building sector; \$-0- shall be deemed to come from funds available
16 under the amended Compact from the private sector development
17 sector; and \$2,437,560 shall be deemed to come from funds
18 available under the amended Compact from the infrastructure
19 sector.

1 Section 2. Operating expenses of the Executive Branch. The
 2 sum of \$21,767,703, or so much thereof as may be necessary, is
 3 hereby appropriated from the General Fund of the Federated States
 4 of Micronesia for the fiscal year ending September 30, 2011, for
 5 the purpose of funding the operations of the Executive Branch of
 6 the National Government during fiscal year 2011. Of the total
 7 amount of funds appropriated herein, \$603,240 shall be deemed to
 8 come from funds available under the amended Compact from the
 9 education sector; \$494,994 shall be deemed to come from funds
 10 available under the Supplemental Education Grant; \$668,279 shall
 11 be deemed to come from funds available under the amended Compact
 12 from the health sector; and \$-0- shall be deemed to come from
 13 funds available under the amended Compact from the capacity
 14 building sector. The sum appropriated by this section shall be
 15 apportioned as follows:

16 (1) Office of the President.

17 The sum of \$663,694, or so much thereof as may be necessary, for
 18 the operations of the Office of the President during fiscal year
 19 2011. The sum appropriated herein shall be apportioned as
 20 follows:

21	Personnel	\$	292,952
22	Travel		141,642
23	Contractual Services		146,000
24	OCE		62,100
25	Fixed Assets	\$	21,000

1 (2) Department of Foreign Affairs.

2 The sum of \$3,875,271, or so much thereof as may be necessary, for
 3 the operations of the Department of Foreign Affairs during fiscal
 4 year 2011. The sum appropriated herein shall be apportioned as
 5 follows:

6	Personnel	\$ 1,287,872
7	Travel	212,849
8	Contractual Services	1,994,900
9	OCE	313,150
10	Fixed Assets	66,500

11 (3) Department of Finance and Administration.

12 The sum of \$1,830,178, or so much thereof as may be necessary, for
 13 the operations of the Department of Finance and Administration
 14 during fiscal year 2011. Of the total amount of funds
 15 appropriated herein, \$-0- shall be deemed to come from funds
 16 available under the amended Compact from the capacity building
 17 sector. The sum appropriated herein shall be apportioned as
 18 follows:

19	Personnel	\$ 1,274,746
20	Travel	171,003
21	Contractual Services	163,856
22	OCE	197,573
23	Fixed Assets	23,000

24 (4) Department of Resources and Development.

25 The sum of \$652,456, or so much thereof as may be necessary, for

1 the operations of the Department of Resources and Development
 2 during fiscal year 2011. The sum appropriated herein shall be
 3 apportioned as follows:

4	Personnel	\$ 498,067
5	Travel	60,000
6	Contractual Services	18,287
7	OCE	76,102
8	Fixed Assets	-0-

9 (5) Department of Transportation, Communication and
 10 Infrastructure.

11 The sum of \$2,144,763, or so much thereof as may be necessary, for
 12 the operations of the Department of Transportation, Communication
 13 and Infrastructure during fiscal year 2011. The sum appropriated
 14 herein shall be apportioned as follows:

15	Personnel	\$ 582,263
16	Travel	123,384
17	Contractual Services	1,354,566
18	OCE	55,300
19	Fixed Assets	29,250

20 (6) Department of Health and Social Affairs.

21 The sum of \$4,908,270, or so much thereof as may be necessary,
 22 for the operations of the Department of Health and Social Affairs
 23 during fiscal year 2011. Of the total amount of funds
 24 appropriated herein, \$668,279 shall be deemed to come from funds
 25 available under the amended Compact from the health sector. The

1 sum appropriated herein shall be apportioned as follows:

2	Personnel	\$ 1,354,048
3	Travel	1,034,223
4	Contractual Services	767,228
5	OCE	1,400,772
6	Fixed Assets	351,999

7 (7) Department of Education.

8 The sum of \$1,718,909, or so much thereof as may be necessary,
 9 for the operations of the Department of Education during fiscal
 10 year 2011. Of the total amount of funds appropriated herein,
 11 \$603,240 shall be deemed to come from funds available under the
 12 amended Compact from the education sector; and \$494,994 shall be
 13 deemed to come from funds available under the Supplemental
 14 Education Grant. The sum appropriated herein shall be
 15 apportioned as follows:

16	Personnel	\$ 578,667
17	Travel	212,749
18	Contractual Services	801,223
19	OCE	100,270
20	Fixed Assets	26,000

21 (8) Department of Justice.

22 The sum of \$3,595,323, or so much thereof as may be necessary, for
 23 the operations of the Department of Justice during fiscal year
 24 2011. The sum appropriated herein shall be apportioned as
 25 follows:

1	Personnel	\$ 2,330,751
2	Travel	130,088
3	Contractual Services	161,464
4	OCE	955,520
5	Fixed Assets	17,500

6 (9) Office of the Public Defender.

7 The sum of \$783,451, or so much thereof as may be necessary, for
 8 the operations of the Office of the Public Defender during fiscal
 9 year 2011. The sum appropriated herein shall be apportioned as
 10 follows:

11	Personnel	\$ 511,169
12	Travel	87,032
13	Contractual Services	108,150
14	OCE	47,100
15	Fixed Assets	30,000

16 (10) Office of Statistics, Budget, Overseas Development
 17 Assistance and Compact Management.

18 The sum of \$1,125,350, or so much thereof as may be necessary, for
 19 the operations of the Office of Statistics, Budget, Overseas
 20 Development Assistance and Compact Management during fiscal year
 21 2011. The sum appropriated herein shall be apportioned as
 22 follows:

23	Personnel	\$ 628,115
24	Travel	156,895
25	Contractual Services	\$ 245,000

1	OCE	95,340
2	Fixed Assets	-0-

3 (11) Office of Environment and Emergency Management.

4 The sum of \$265,078, or so much thereof as may be necessary, for
 5 the operations of the Office of Environment and Emergency
 6 Management during fiscal year 2011. The sum appropriated herein
 7 shall be apportioned as follows:

8	Personnel	\$ 170,687
9	Travel	74,015
10	Contractual Services	-0-
11	OCE	18,576
12	Fixed Assets	1,800

13 (12) Office of National Archives, Culture and Historic

14 Preservation. The sum of \$204,960, or so much thereof as may be
 15 necessary, for the operations of the Office of National Archives,
 16 Culture and Historic Preservation during fiscal year 2011. The
 17 sum appropriated herein shall be apportioned as follows:

18	Personnel	\$ 102,164
19	Travel	54,329
20	Contractual Services	25,500
21	OCE	19,467
22	Fixed Assets	3,500

23 Section 3. Operating Expenses of the Legislative

24 Branch. The sum of \$3,124,406, or so much thereof as may be
 25 necessary, is hereby appropriated from the General Fund of the

1 Federated States of Micronesia for the fiscal year ending
 2 September 30, 2011, for the operations of the Legislative Branch
 3 of the National Government during fiscal year 2011. The sum
 4 appropriated by this section shall be apportioned as follows:

5 (1) Speaker and Members.

6 The sum of \$1,412,771, or so much thereof as may be necessary, for
 7 the operations of the Office of the Speaker and Members of the
 8 Congress of the Federated States of Micronesia during fiscal year
 9 2011. The sum appropriated herein shall be apportioned as
 10 follows:

11	Personnel	\$	415,290
12	Travel		489,881
13	Contractual Services		507,600
14	OCE		-0-
15	Fixed Assets		-0-

16 (2) Staff Offices.

17 The sum of \$1,221,635, or so much thereof as may be necessary, for
 18 the operations of the Congress staff offices during fiscal year
 19 2011. The sum appropriated herein shall be apportioned as
 20 follows:

21	Personnel	\$	812,883
22	Travel		128,252
23	Travel (Recruitment)		-0-
24	Contractual Services		123,500
25	OCE.....	\$	127,000

1 Fixed Assets 30,000

2 (3) Congress Delegation Offices.

3 The sum of \$490,000, or so much thereof as may be necessary, for
 4 the operations of the Congress delegation offices during fiscal
 5 year 2011. The sum appropriated is apportioned as follows:

- 6 (a) Kosrae Delegation Office\$ 70,000
- 7 (b) Pohnpei Delegation Office 140,000
- 8 (c) Chuuk Delegation Office 210,000
- 9 (d) Yap Delegation Office 70,000

10 Section 4. Operating Expenses of the National Judicial

11 Branch. The sum of \$1,226,778, or so much thereof as may be
 12 necessary, is hereby appropriated from the General Fund of the
 13 Federated States of Micronesia for the fiscal year ending
 14 September 30, 2011, for the operations of the Judicial Branch of
 15 the National Government during fiscal year 2011. The sum
 16 appropriated by this section shall be apportioned as follows:

- 17 Personnel\$ 755,157
- 18 Travel 147,015
- 19 Contractual Service 120,300
- 20 OCE 175,306
- 21 Fixed Assets 29,000

22 Section 5. Operating Expenses of the National Public

23 Auditor. The sum of \$965,612, or so much thereof as may be
 24 necessary, is hereby appropriated from the General Fund of the
 25 Federated States of Micronesia for the fiscal year ending

1 September 30, 2011, for the operations of the National Office of
 2 the Public Auditor and for the National Public Auditor's Chuuk
 3 Office. Of the total amount of funds appropriated herein,
 4 \$173,405 shall be deemed to come from funds available under the
 5 amended Compact from the capacity building sector. The sum
 6 appropriated by this section shall be apportioned as follows:

7	Personnel	\$	559,494
8	Travel		178,598
9	Contractual Services		145,320
10	OCE		74,700
11	Fixed Assets		7,500

12 Section 6. Operating Expenses of Agencies of the National
 13 Government. The sum of \$1,588,642, or so much thereof as may be
 14 necessary, is hereby appropriated from the General Fund of the
 15 Federated States of Micronesia for the fiscal year ending
 16 September 30, 2011, for the operations of the following boards,
 17 commissions and agencies during fiscal year 2011. The sum
 18 appropriated by this section shall be apportioned as follows:

19 (1) National Oceanic Resource Management Authority
 20 (NORMA). The sum of \$392,263, or so much thereof as may be
 21 necessary, for operations of National Oceanic Resource Management
 22 Authority (NORMA) for fiscal year 2011. The sum appropriated
 23 herein shall be apportioned as follows:

24	Personnel	\$	189,936
25	Travel	\$	93,927

1	Contractual Services	67,900
2	OCE	40,500
3	Fixed Assets	-0-
4	(2) <u>Board of Regents (COM-FSM)</u> .	

5 The sum of \$67,000, or so much thereof as may be necessary, for
 6 the operations of the Board of Regents, COM-FSM, during fiscal
 7 year 2011. The sum appropriated herein shall be apportioned as
 8 follows:

9	Personnel	\$ -0-
10	Travel	47,000
11	Contractual Services	10,000
12	OCE	10,000
13	Fixed Assets	-0-
14	(3) <u>Coconut Development Authority (CDA)</u> .	

15 The sum of \$94,461, or so much thereof as may be necessary, for
 16 the operations of the Coconut Development Authority during fiscal
 17 year 2011. The sum appropriated herein shall be apportioned as
 18 follows:

19	Personnel	\$ 71,739
20	Travel	12,722
21	Contractual Services	-0-
22	OCE.....	10,000
23	Fixed Assets	-0-
24	(4) <u>FSM Insurance/Banking Board</u> .	

25 The sum of \$319,742, or so much thereof as may be necessary, for

1 the operations of FSM Insurance/Banking Board during fiscal year
 2 2011. The sum appropriated herein shall be apportioned as
 3 follows:

4	Personnel	\$ 103,281
5	Travel	74,951
6	Contractual Services	96,100
7	OCE.....	23,410
8	Fixed Assets	22,000

9 (5) FSM Postal Services.

10 The sum of \$715,176, or so much thereof as may be necessary, for
 11 the operations of the National Postal Services during fiscal year
 12 2011. The sum appropriated herein shall be apportioned as
 13 follows:

14	Personnel	\$ 440,065
15	Travel	48,299
16	Contractual Services	139,412
17	OCE.....	87,400
18	Fixed Assets	-0-

19 Section 7. Special Programs. The sum of \$269,044, or so
 20 much thereof as may be necessary, is hereby appropriated from the
 21 General Fund of the Federated States of Micronesia for the fiscal
 22 year ending September 30, 2011, for the following special programs
 23 during fiscal year 2011. The sum appropriated by this section
 24 shall be apportioned as follows:

25 (1) National Election Office.

1 The sum of \$269,044, or so much thereof as may be necessary, for
 2 the operations of National Election Office during fiscal year
 3 2011. The sum appropriated herein shall be apportioned as
 4 follows:

5	Personnel	\$	185,300
6	Travel		13,226
7	Contractual Services		21,877
8	OCE.....		48,463
9	Fixed Assets		178

10 Section 8. Grants, Subsidies and Contributions. The sum of
 11 \$9,498,488, or so much thereof as may be necessary, is hereby
 12 appropriated from the General Fund of the Federated States of
 13 Micronesia for the fiscal year ending September 30, 2011, for the
 14 following grants, subsidies and contributions during fiscal year
 15 2011. Of the total amount of funds appropriated herein, \$-0-
 16 shall be deemed to come from funds available under the amended
 17 Compact from the education sector; and \$-0- shall be deemed to
 18 come from funds available under the Supplemental Education Grant.
 19 The sum appropriated by this section shall be apportioned as
 20 follows:

- 21 (1) Office of the President.
- | | | | |
|----|--|----|-------|
| 22 | (a) Asia-Pacific Broadcasting Dev. (AIBD)... | \$ | 4,500 |
| 23 | (b) Asia-Pacific Broadcasting Union (ABU) | | 800 |
| 24 | (c) Pacific Island News Assn. (PINA) | | 350 |
- 25 (2) Department of Foreign Affairs.

1	(a) Pacific Islands Forum Secretariat...\$	46,000
2	(b) Secretariat of the Pacific Community	
3	(SPC)	56,000
4	(c) UN Membership Fee.....	60,000
5	(d) UN Economic and Social Commission for	
6	Asia and the Pacific (ESCAP)	5,000
7	(e) East West Center.....	5,000
8	(f) Cotonou Membership Fee.....	10,000
9	(g) Assistance to Haiti.....	-0-
10	(3) <u>Department of Finance and Administration.</u>	
11	(a) OCO Membership Fee.....	4,000
12	(b) Maintenance Fee for FMIS.....	30,000
13	(c) FSM Group Life Insurance.....	43,000
14	(d) Personnel Manual Development.....	38,470
15	(4) <u>Department of Resources and Development.</u>	
16	(a) Pacific Islands Development Program.	15,000
17	(b) Forum Fisheries.....	34,178
18	(c) UN Development Program (UNDP).....	30,000
19	(d) South Pacific Applied Geoscience	
20	Comm. (SOPAC)	15,000
21	(e) Pacific Asia Travel Association.....	5,000
22	(f) Western Forestry Leadership	
23	Coalition	500
24	(g) Food Agriculture Organization	
25	(FAO)	4,800

1	(h) National Association of State	
2	Foresters	530
3	(5) <u>Department of Health and Social Affairs.</u>	
4	(a) UN Fund for Population Activity	
5	(UNFPA)	3,000
6	(b) World Health Organization (WHO)	4,000
7	(c) National Board of Nursing.....	20,000
8	(d) Pacific Islands Health Officers	
9	Association (PIHOA)	20,000
10	(e) FSM Amateur Sports Association.....	20,000
11	(f) Association of Territorial	
12	Health Organization	2,000
13	(g) FSM Red Cross.....	70,000
14	(6) <u>Department of Education.</u>	
15	(a) Aid for Non-Public Schools.....	600,000
16	(b) Financial Assistance to FSM Students	
17	attending the College of the Marshall Islands (CMI)	
18	and Palau Community College (PCC)	30,000
19	(c) National scholarship.....	1,000,000
20	(d) National Close-Up.....	70,000
21	(e) National Merit Scholarship.....	500,000
22	(f) COM Board annual meeting.....	5,000
23	(7) <u>Department of Transportation, Communication</u>	
24	<u>and Infrastructure.</u>	
25	(a) Asia Pacific Telecommunity (APT) ...\$	7,640

1	(b) International Telecommunications	
2	Union (ITU)	55,000
3	(c) International Civil Aviation	
4	Organization	28,050
5	(d) FSM Capital Energy/Utilities	482,820
6	(e) Micro. Shipping Comm	-0-
7	(8) <u>Office of Statistics, Budget, Overseas Development</u>	
8	<u>Assistance and Compact Management.</u>	
9	(a) Asia Pacific Investment	250
10	(b) Economic and Statistic Reporting	-0-
11	(c) Trust Fund Committee	-0-
12	(d) Technical Assistance to State Budget	
13	Offices	49,170
14	(9) <u>Office of Environment and Emergency</u>	
15	<u>Management</u> (E.E.M).	
16	(a) 4 th National Environmental	
17	Conference	15,000
18	(b) Secretariat of Pacific Regional	
19	Environment	23,477
20	(c) National Emergency Managers Association	-0-
21	(d) UN Environmental Protection Agency	
22	(UNEP)	760
23	(e) 7 th National Environmental Speech	
24	Contest	15,000
25	(f) SPREP/Noumea Convention	\$ 671

1	(g) Waigani Convention (Annual	
2	Membership Fee)	55
3	(h) UN Convention to Combat	
4	Desertification	120
5	(i) UN Framework Convention (UNFCCC)	250
6	(j) SPREP Annual Membership Fee	-0-
7	(10) <u>Office of NACHP.</u>	
8	(a) UNESCO	4,000
9	(b) NCSHPO	2,760
10	(c) PARBICA	100
11	(d) PIALA	100
12	(e) WHC Membership Fee	54
13	(11) <u>Coconut Development Authority.</u>	
14	(a) Copra subsidy	50,000
15	(b) Asia Pacific Coconut Community (APCC)	12,000
16	(c) Pilot Plant Project	-0-
17	(12) <u>Department of Justice.</u>	
18	(a) Kosrae Joint Law Enforcement	25,000
19	(b) Pohnpei Joint Law Enforcement	50,000
20	(c) Chuuk Joint Law Enforcement; PRIVIDED,	
21	HOWEVER, that \$35,000 of the funds appropriated herein	
22	shall be for the use of the Chuuk State Police; and \$15,000	
23	shall be for the use of the Chuuk State Attorney General's	
24	Office	50,000
25	(d) Yap Joint Law Enforcement \$	25,000

1	(13) <u>Other Grants, Subsidies and Contributions.</u>	
2	(a) Kosrae Judiciary Subsidy.....	30,000
3	(b) Pohnpei Judiciary Subsidy.....	45,000
4	(c) Chuuk Judiciary Subsidy.....	45,000
5	(d) Yap Judiciary Subsidy.....	30,000
6	(e) COM Treaty Obligations.....	25,000
7	(f) Tuna Commission Membership.....	47,988
8	(g) Disaster Assistance Emergency Fund	
9	(DAEF) Matching	200,000
10	(h) MiCare.....	100,000
11	(i) MLFC Loan Payment.....	200,000
12	(j) FY08 Single Audit.....	329,250
13	(k) Compact Review Committee.....	100,000
14	(l) FSM Social Security.....	2,000,000
15	(m) Legislative and Executive	
16	Discretionary Funds	1,600,000
17	(n) General Election (March 8, 2011)	361,845
18	(o) Staff Housing.....	585,000
19	(p) Recruitment and repatriation.....	150,000

20 Section 9. Capital and Human Resources Development.

21 The sum of \$14,603,772, or so much thereof as may be necessary, is
 22 hereby appropriated from the General Fund of the Federated States
 23 of Micronesia for the fiscal year ending September 30, 2011, for
 24 the following capital improvements, development programs, and
 25 projects and human resources development. Of the total amount of

1 funds appropriated herein, \$3,800,000 shall be deemed to come from
 2 funds available under the amended Compact from the education
 3 sector; \$684,564 shall be deemed to come from funds available
 4 under the Supplemental Education Grant; \$200,000 shall be deemed
 5 to come from funds available under the amended Compact from the
 6 health sector; \$-0- shall be deemed to come from funds available
 7 under the amended Compact from the private sector development
 8 sector; and \$2,437,560 shall be deemed to come from funds
 9 available under the amended Compact from the infrastructure
 10 sector. The sum appropriated by this section shall be apportioned
 11 as follows:

12	(1) <u>College of Micronesia - FSM.</u>	
13	(a) College of Micronesia-FSM	\$ 3,800,000
14	(b) FSM Fisheries and Maritime Institute	655,110
15	(c) COM-FSM Supplemental Education	
16	Grant (SEG)	684,564
17	(2) <u>Department of Finance and Administration.</u>	
18	(a) National Staff Upgrading	75,000
19	(b) Tax Reform	161,216
20	(c) Capacity Building Roadmap/Staff	
21	Upgrading	215,500
22	(d) Financial Advisors	81,500
23	(3) <u>Department of Resources and Development.</u>	
24	(a) 2010 Shanghai World Expo	-0-
25	(b) Sustainable Agriculture	

1	Production	\$	123,256
2	(c) FSM National World Food Day		25,274
3	(d) FSM Tourism Market		125,000
4	(4) <u>Department of Transportation,</u>		
5	<u>Communication and Infrastructure.</u>		
6	(a) Capital Complex Facilities		
7	Rehabilitation		450,000
8	(b) Hauk Airport Extension -		
9	Land acquisition.....		-0-
10	(c) Dry docking of MS Caroline		
11	Voyager.....		-0-
12	(d) President's Office		
13	Improvement.....		100,000
14	(e) FSM Capital Official Residence		
15	Fencing.....		140,000
16	(f) FSM Capital Road/Bridge		800,000
17	(5) <u>Department of Justice.</u>		
18	(a) FSS Independence		85,000
19	(b) FSS Independence		250,000
20	(6) <u>Infrastructure Maintenance Fund.</u>		
21	(a) Infrastructure Development		2,437,560
22	(b) Infrastructure Maintenance Fund		
23	(IMF)		121,878
24	(7) <u>President's Office.</u>		
25	(a) FSM Trust Fund.....	\$	1,500,000

1	(b) Plebiscite.....	-0-
2	(8) <u>Office of Statistics, Budget, Overseas</u>	
3	<u>Development (SBOC).</u>	
4	(a) Year 2010 Census.....	-0-
5	(b) FSM 2011 Household Income and	
6	Exp. Survey	165,345
7	(c) Capital Integrated Information	
8	System.....	300,000
9	(9) <u>Banking and Insurance Board.</u>	-0-
10	(10) <u>National Election.</u>	
11	(a) National election (Voter ID	
12	Card Project)	82,775
13	(b) Election billings.....	-0-
14	(11) <u>Department of Health & Social Affairs.</u>	
15	(a) Health Services (Pathologist)....	100,000
16	(b) Environmental/Water/Food Lab Test	100,000
17	(12) <u>FSM Development Bank</u>	1,000,000

18 Section 10. Employment Ceilings. The maximum number of
 19 positions for each branch and agency of the National Government of
 20 the Federated States of Micronesia for fiscal year 2011 shall be
 21 as follows:

22	(1) Executive Branch	509
23	(2) Legislative Branch	60
24	(3) Judiciary Branch	31
25	(4) Public Auditor	\$ 25

1	(5) Agencies	
2	(a) National Oceanic Resource	
3	Management Authority	11
4	(b) Coconut Development Authority....	4
5	(c) FSM Banking/Insurance Board.....	5
6	(d) National Postal Services	38
7	(6) Special Programs	
8	(a) National Election Office.....	11

9 Section 11. Reprogramming. Reprogramming of funds from
10 personnel budget line items is prohibited, unless a reprogramming
11 does not impair an existing legal obligation. The President,
12 Speaker and Chief Justice may reprogram up to 10 percent to or
13 from the funds appropriated in sections 2 (Operating expenses of
14 the Executive Branch), 3 (Operating expenses of the Legislative
15 Branch), and 4 (Operating expenses of the National Judicial
16 Branch) respectively. Reprogramming of funds within a department,
17 office or agency shall be effected by the head of such department,
18 office or agency by specifying in writing to the Secretary of the
19 Department of Finance and Administration of the FSM National
20 Government, the accounts for which funding is either increased or
21 decreased. The President shall report to Congress within one
22 month of the last day of each financial quarter all amounts
23 reprogrammed inter or intra a department, office or agency.

24 Section 12. Allotment and management of funds and lapse
25 dates.

1 (1) General Provisions.

2 (a) All funds appropriated by this act shall be
3 allotted, managed, administered and accounted for in accordance
4 with applicable law, including, but not limited to, the Financial
5 Management Act of 1979, and the provisions of the amended Compact
6 between the United States and the Federated States of Micronesia,
7 and its subsidiary agreements.

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

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

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

16 (b) Section 3 - the allottee of these funds shall
17 be the Speaker of the Congress of the Federated States of
18 Micronesia;

19 (c) Section 4 - the allottee of these funds shall
20 be the Chief Justice of the Supreme Court of the Federated States
21 of Micronesia;

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

24 (e) Sections 6 through 9 - the allottee of these
25 funds shall be the President of the Federated States of

1 Micronesia; PROVIDED, HOWEVER, that for the following subsections
2 of sections 8 through 9 of this act:

3 (i) Section 8, subsection (12)(a) through
4 (d) - the allottee of these funds shall be the Chief Justice of
5 the respective State Supreme Court,

6 (ii) Section 9(1)(a) - the allottee of these
7 funds shall be the President of the College of Micronesia-FSM.

8 (3) Lapse Date. The authority of the allottees to
9 obligate funds appropriated by this act shall lapse as of
10 September 30, 2011; PROVIDED, HOWEVER, that the funds appropriated
11 under section 9 of this act shall not lapse.

12 Section 13. Effective Date. This act shall become law upon
13 approval by the President of the Federated States of Micronesia or
14 upon its becoming law without such approval.

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16 Date: 5/10/10

Introduced by: /s/ Joe N. Suka

Joe N. Suka
(by request)

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