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A BILL FOR AN ACT

To amend sections 1, 2, 3, 8, and 12 of Public Law No. 17-64 in order to appropriate \$2,143,379 in supplemental funding for the fiscal year ending September 30, 2013; to align the budget act with Amended Compact Grant awards and Supplemental Education Grant award; to assign an allottee; and for other purposes.

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

1       Section 1. Section 1 of Public Law No. 17-64 is hereby  
2 amended to read as follows:

3           "Section 1. Purpose. The purpose of this act is to  
4           appropriate the sum of \$~~[40,491,992]~~ 42,380,033, or  
5           so much thereof as may be necessary, from the  
6           General Fund of the Federated States of Micronesia  
7           for the fiscal year ending September 30, 2013, for  
8           the purpose of funding the operations of all  
9           branches of the National Government of the Federated  
10          States of Micronesia, its agencies, various  
11          programs, grants, subsidies and contributions, and  
12          Capital and Human Resources Development. Of the  
13          total amount of funds appropriated herein,  
14          \$4,252,868 shall be deemed to come from funds  
15          available under the amended Compact from the  
16          education sector subject to the receipt of Grant  
17          Awards under the amended Compact; \$~~[1,067,875]~~  
18          1,168,765 shall be deemed to come from funds

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1 available under the Supplemental Education Grant;  
2 \$895,705 shall be deemed to come from funds available  
3 under the amended Compact from the health sector  
4 subject to the receipt of Grant Awards under the  
5 amended Compact; \$-0- shall be deemed to come from  
6 funds available under the amended Compact from the  
7 capacity building sector; \$-0- shall be deemed to  
8 come from funds available under the amended Compact  
9 from the private sector development sector; \$157,450  
10 shall be deemed to come from funds available under  
11 the amended Compact from the enhanced reporting and  
12 accountability sector; and \$~~[283,245]~~ 1,153,025  
13 shall be deemed to come from funds available under  
14 the amended Compact from the infrastructure sector."

15 Section 2. Section 2 of Public Law No. 17-64 is hereby  
16 amended to read as follows:

17 "Section 2. Operating expenses of the Executive  
18 Branch. The sum of \$~~[17,476,471]~~ 18,346,251, or so  
19 much thereof as may be necessary, is hereby  
20 appropriated from the General Fund of the Federated  
21 States of Micronesia for the fiscal year ending  
22 September 30, 2013, for the purpose of funding the  
23 operations of the Executive Branch of the National  
24 Government during fiscal year 2013. Of the total  
25 amount of funds appropriated herein, \$652,868 shall

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1 be deemed to come from funds available under the  
2 amended Compact from the education sector subject to  
3 the receipt of Grant Awards under the amended  
4 Compact; \$~~[384,529]~~ 485,419 shall be deemed to come  
5 from funds available under the Supplemental  
6 Education Grant; \$505,705 shall be deemed to come  
7 from funds available under the amended Compact from  
8 the health sector subject to the receipt of Grant  
9 Awards under the amended Compact; and \$-0- shall be  
10 deemed to come from funds available under the  
11 amended Compact from the capacity building sector;  
12 \$157,450 shall be deemed to come from funds  
13 available under the amended Compact from the  
14 enhanced reporting and accountability sector and  
15 \$~~[283,245]~~ 1,153,025 shall be deemed to come from  
16 funds available under the amended Compact from the  
17 infrastructure sector. The sum appropriated by this  
18 section shall be apportioned as follows:

19 (1) Office of the President.

20 The sum of \$729,714, or so much thereof as may be  
21 necessary, for the operations of the Office of the  
22 President during fiscal year 2013. The sum  
23 appropriated herein shall be apportioned as follows:

24	Personnel .....	\$	340,826
25	Travel .....		143,324

1	Contractual Services .....	\$	146,000
2	OCE .....		90,564
3	Fixed Assets .....		9,000

4           (2) Department of Foreign Affairs.

5           The sum of \$4,132,617, or so much thereof as may be  
6           necessary, for the operations of the Department of  
7           Foreign Affairs during fiscal year 2013. The sum  
8           appropriated herein shall be apportioned as follows:

9	Personnel .....	\$	1,297,155
10	Travel .....		234,893
11	Contractual Services .....		2,187,837
12	OCE .....		369,232
13	Fixed Assets .....		43,500

14           (3) Department of Finance and Administration.

15           The sum of \$1,814,472, or so much thereof as may be  
16           necessary, for the operations of the Department of  
17           Finance and Administration during fiscal year 2013.  
18           Of the total amount of funds appropriated herein,  
19           \$157,450 shall be deemed to come from funds available  
20           under the amended Compact from the enhanced reporting  
21           and accountability sector. The sum appropriated  
22           herein shall be apportioned as follows:

23	Personnel .....	\$	1,106,718
24	Travel .....		169,450
25	Contractual Services .....		322,906

1           OCE ..... \$           212,398  
 2           Fixed Assets .....           3,000

3           (4) Department of Resources and Development.

4           The sum of \$849,750, or so much thereof as may be  
 5           necessary, for the operations of the Department of  
 6           Resources and Development during fiscal year 2013.

7           The sum appropriated herein shall be apportioned as  
 8           follows:

9           Personnel ..... \$           527,160  
 10          Travel .....           112,081  
 11          Contractual Services .....       103,307  
 12          OCE .....           87,602  
 13          Fixed Assets .....           19,600

14          (5) Department of Transportation, Communication and  
 15          Infrastructure.

16          The sum of \$~~[2,546,555]~~ 3,416,335, or so much thereof  
 17          as may be necessary, for the operations of the  
 18          Department of Transportation, Communication and  
 19          Infrastructure during fiscal year 2013. Of the total  
 20          amount of funds appropriated herein, \$~~[283,245]~~

21          1,153,025 shall be deemed to come from funds available  
 22          under the amended Compact from the infrastructure  
 23          sector. The sum appropriated herein shall be  
 24          apportioned as follows:

25          Personnel ..... \$ ~~[741,132]~~       1,358,121

1	Travel .....	\$ [ <del>126,264</del> ]	<u>265,944</u>
2	Contractual Services .....	[ <del>1,481,304</del> ]	<u>1,532,471</u>
3	OCE .....	[ <del>74,667</del> ]	<u>136,611</u>
4	Fixed Assets .....		123,188

5           (6) Department of Health and Social Affairs.

6           The sum of \$963,870, or so much thereof as may be  
7           necessary, for the operations of the Department of  
8           Health and Social Affairs during fiscal year 2013.  
9           Of the total amount of funds appropriated herein,  
10          \$505,705 shall be deemed to come from funds available  
11          under the amended Compact from the health sector  
12          subject to the receipt of Grant Awards under the  
13          amended Compact. The sum appropriated herein shall  
14          be apportioned as follows:

15	Personnel .....	\$	446,901
16	Travel .....		161,208
17	Contractual Services .....		266,421
18	OCE .....		89,340
19	Fixed Assets .....		0

20           (7) Department of Education.

21          The sum of \$1,175,007, or so much thereof as may be  
22          necessary, for the operations of the Department of  
23          Education during fiscal year 2013. Of the total  
24          amount of funds appropriated herein, \$652,868 shall  
25          be deemed to come from funds available under the

1 amended Compact from the education sector subject to  
2 the receipt of Grant Awards under the amended  
3 Compact; and \$[~~384,529~~] 485,419 shall be deemed to  
4 come from funds available under the Supplemental  
5 Education Grant. The sum appropriated herein shall  
6 be apportioned as follows:

7	Personnel .....	\$	469,926
8	Travel .....		125,723
9	Contractual Services .....		495,153
10	OCE .....		50,705
11	Fixed Assets .....		33,500

12 (8) Department of Justice.

13 The sum of \$3,068,676, or so much thereof as may be  
14 necessary, for the operations of the Department of  
15 Justice during fiscal year 2013. The sum  
16 appropriated herein shall be apportioned as follows:

17	Personnel .....	\$	2,300,029
18	Travel .....		138,131
19	Contractual Services .....		143,758
20	OCE .....		440,720
21	Fixed Assets .....		46,038

22 (9) Office of the Public Defender.

23 The sum of \$763,671, or so much thereof as may be  
24 necessary, for the operations of the Office of the  
25 Public Defender during fiscal year 2013. The sum

1           appropriated herein shall be apportioned as follows:

2	Personnel .....	\$	525,442
3	Travel .....		78,779
4	Contractual Services .....		115,350
5	OCE .....		44,100
6	Fixed Assets .....		-0-

7           (10) Office of Statistics, Budget, Overseas  
 8           Development Assistance and Compact Management.

9           The sum of \$978,750, or so much thereof as may be  
 10          necessary, for the operations of the Office of  
 11          Statistics, Budget, Overseas Development Assistance  
 12          and Compact Management during fiscal year 2013. The  
 13          sum appropriated herein shall be apportioned as  
 14          follows:

15	Personnel .....	\$	568,563
16	Travel .....		97,747
17	Contractual Services .....		205,000
18	OCE .....		98,340
19	Fixed Assets .....		9,100

20          (11) Office of Environment and Emergency Management.

21          The sum of \$326,791, or so much thereof as may be  
 22          necessary, for the operations of the Office of  
 23          Environment and Emergency Management during fiscal  
 24          year 2013. The sum appropriated herein shall be  
 25          apportioned as follows:



1	Personnel .....	\$	173,363
2	Travel .....		68,528
3	Contractual Services.....		65,000
4	OCE .....		19,900
5	Fixed Assets .....		-0-

6           (12) Office of National Archives, Culture and  
7           Historic Preservation. The sum of \$126,598, or so  
8           much thereof as may be necessary, for the operations  
9           of the Office of National Archives, Culture and  
10          Historic Preservation during fiscal year 2013. The  
11          sum appropriated herein shall be apportioned as  
12          follows:

13	Personnel .....	\$	94,478
14	Travel .....		13,620
15	Contractual Services.....		5,000
16	OCE .....		10,000
17	Fixed Assets .....		3,500"

18          Section 3. Section 3 of Public Law No. 17-64 is hereby  
19          amended to read as follows:

20                "Section 3. Operating Expenses of the Legislative  
21                Branch. The sum of \$~~[3,305,228]~~ 3,390,228, or so  
22                much thereof as may be necessary, is hereby  
23                appropriated from the General Fund of the Federated  
24                States of Micronesia for the fiscal year ending  
25                September 30, 2013, for the operations of the

1 Legislative Branch of the National Government during  
 2 fiscal year 2013. The sum appropriated by this  
 3 section shall be apportioned as follows:

4 (1) Speaker and Members.

5 The sum of \$ [~~1,525,771~~] 1,575,771, or so much thereof  
 6 as may be necessary, for the operations of the Office  
 7 of the Speaker and Members of the Congress of the  
 8 Federated States of Micronesia during fiscal year  
 9 2013. The sum appropriated herein shall be  
 10 apportioned as follows:

11	Personnel .....	\$	423,290
12	Travel .....	[ <del>524,881</del> ]	<u>574,881</u>
13	Contractual Services .....		507,600
14	OCE .....		70,000
15	Fixed Assets .....		-0-

16 (2) Staff Offices.

17 The sum of \$ [~~1,289,457~~] 1,324,457, or so much thereof  
 18 as may be necessary, for the operations of the  
 19 Congress staff offices during fiscal year 2013. The  
 20 sum appropriated herein shall be apportioned as  
 21 follows:

22	Personnel .....	\$	824,705
23	Travel .....	[ <del>93,252</del> ]	<u>128,252</u>
24	Contractual Services .....		210,500
25	OCE PROVIDED THAT up to \$10,000 may be used to pay		

1 expenses incurred during previous fiscal  
 2 years.....\$ 127,000  
 3 Fixed Assets ..... 34,000

4 (3) Congress Delegation Offices.

5 The sum of \$490,000, or so much thereof as may be  
 6 necessary, for the operations of the Congress  
 7 delegation offices during fiscal year 2013. Of the  
 8 amounts appropriated for contractual services within  
 9 each Delegation Office, up to a maximum of \$25,000  
 10 per Member, at the Delegation Offices' discretion,  
 11 may be used for Member Representation. The sum  
 12 appropriated is apportioned as follows:

13 (a) Kosrae Delegation Office

14 Travel ..... \$ -0-  
 15 Contractual Services ..... 50,000  
 16 OCE ..... 20,000  
 17 Fixed Assets ..... -0-  
 18 Total ..... 70,000

19 (b) Pohnpei Delegation Office

20 Travel ..... 10,000  
 21 Contractual Services ..... 100,000  
 22 OCE ..... 30,000  
 23 Fixed Assets ..... -0-  
 24 Total ..... 140,000

25 (c) Chuuk Delegation Office

1	Travel .....	\$	36,000
2	Contractual Services .....		150,000
3	OCE .....		10,000
4	Fixed Assets .....		14,000
5	Total .....		210,000
6	(d) Yap Delegation Office		
7	Travel .....		10,000
8	Contractual Services .....		30,000
9	OCE .....		25,000
10	Fixed Assets .....		5,000
11	Total .....		70,000"

12 Section 4. Section 8 of Public Law No. 17-64 is hereby  
 13 amended to read as follows:

14 "Section 8. Grants, Subsidies and Contributions.  
 15 The sum of \$ [~~7,646,326~~] 8,884,925, or so much thereof  
 16 as may be necessary, is hereby appropriated from the  
 17 General Fund of the Federated States of Micronesia  
 18 for the fiscal year ending September 30, 2013, for  
 19 the following grants, subsidies and contributions  
 20 during fiscal year 2013. Of the total amount of  
 21 funds appropriated herein, \$500,000 shall be deemed  
 22 to come from funds available under the amended  
 23 Compact from the education sector subject to the  
 24 receipt of Grant Awards under the amended Compact;  
 25 and \$-0- shall be deemed to come from funds available

1 under the Supplemental Education Grant. The sum  
 2 appropriated by this section shall be apportioned as  
 3 follows:

- 4 (1) Office of the President.
- |    |  |               |
|----|--|---------------|
| 5  | (a) Asia-Pacific Broadcasting Dev. (AIBD)...   | \$4,500       |
| 6  | (b) Asia-Pacific Broadcasting Union (ABU)      | 800           |
| 7  | (c) Pacific Island News Assn. (PINA)....       | 350           |
| 8  | (d) National Prayer Day.....                   | 10,000        |
| 9  | (e) SNLC and donor consultation.....           | 40,191        |
| 10 | <u>(f) Conference of Traditional Leaders..</u> | <u>25,000</u> |
| 11 | <u>(g) Xavier High School.....</u>             | <u>60,000</u> |
- 12 (2) Department of Foreign Affairs.
- |    |   |        |
|----|---|--------|
| 13 | (a) Pacific Islands Forum Secretariat...  | 46,000 |
| 14 | (b) Secretariat of the Pacific Community  |        |
| 15 | (SPC) .....                               | 56,000 |
| 16 | (c) UN Membership Fee .....               | 70,000 |
| 17 | (d) UN Economic and Social Commission for |        |
| 18 | Asia and the Pacific (ESCAP) .....        | 5,000  |
| 19 | (e) East West Center .....                | 5,000  |
| 20 | (f) Cotonou Membership Fee .....          | 64,000 |
- 21 (3) Department of Finance and Administration.
- |    |                                    |        |
|----|------------------------------------|--------|
| 22 | (a) OCO Membership Fee .....       | 4,000  |
| 23 | (b) Maintenance Fee for FMIS ..... | 30,000 |
| 24 | (c) FSM Group Life Insurance ..... | 43,000 |
- 25 (4) Department of Resources and Development.

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1	(a) Pacific Islands Development Program	\$ 15,000
2	(b) Forum Fisheries .....	36,471
3	(c) UN Development Program (UNDP) .	30,000
4	(d) South Pacific Applied Geoscience	
5	Comm. (SOPAC) .....	15,000
6	(e) Pacific Asia Travel Association	5,000
7	(f) Micronesian Challenge Endowment	50,000
8	(g) Western Forestry Leadership	
9	Coalition .....	530
10	(h) Food Agriculture Organization (FAO)	4,800
11	(i) Matching for SPC Projects .....	60,000
12	(j) Micronesian Challenge .....	10,000
13	(k) Micronesian Cruise Assoc. ....	2,500
14	(l) South Pacific Tourism Org. ....	6,600
15	(m) International Animal Health	
16	Organization .....	16,800
17	(n) SPC Site Rental .....	10,000
18	(5) <u>Department of Health and Social Affairs.</u>	
19	(a) UN Fund for Population Activity	
20	(UNFPA) .....	3,000
21	(b) World Health Organization (WHO)	15,744
22	(c) National Board of Nursing. ....	20,000
23	(d) Pacific Islands Health Officers	
24	Association (PIHOA) .....	20,000
25	(e) FSM Amateur Sports Association	20,000

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1	(f) Association of Territorial		
2	Health Organization.....	\$	16,511
3	(g) FSM Red Cross .....		70,000
4	(h) UNICEF (vaccines) .....		20,000
5	(6) <u>Department of Education.</u>		
6	(a) Aid for Non-Public Schools ....		500,000
7	(b) Financial Assistance to FSM Students		
8	attending the College of the Marshall		
9	Islands (CMI) .....		25,000
10	(c) Financial Assistance to FSM Students		
11	attending Palau Community College (PCC) ....		50,000
12	(d) National scholarship .....		823,067
13	(e) National Close-Up .....		70,000
14	(f) National Merit Scholarship ....		200,000
15	(g) COM Board annual meeting .....		5,000
16	(7) <u>Department of Transportation, Communication</u>		
17	<u>and Infrastructure.</u>		
18	(a) Asia Pacific Telecommunity (APT)		11,000
19	(b) International Telecommunications		
20	Union (ITU) .....		20,847
21	(c) International Civil Aviation		
22	Organization.....		28,050
23	(d) FSM Capital Energy/Utilities ..		600,000
24	(e) Micro. Shipping Comm .....		-0-
25	(f) Sea and Air Transport Task Force		-0-

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1	(g) Tuna Commission Membership ... \$	64,065
2	(8) <u>Office of Statistics, Budget, Overseas</u>	
3	<u>Development Assistance and Compact Management.</u>	
4	(a) Asia Pacific Investment .....	250
5	(9) <u>Office of Environment and Emergency</u>	
6	<u>Management (E.E.M).</u>	
7	(a) Secretariat of Pacific Regional	
8	Environment .....	10,184
9	(d) UN Environmental Protection Agency	
10	(UNEP) .....	760
11	(c) SPREP/Noumea Convention .....	1,764
12	(d) Waigani Convention (Annual	
13	Membership Fee) .....	1,190
14	(e) UN Convention to Combat	
15	Desertification .....	120
16	(f) UN Framework Convention (UNFCCC) ....	250
17	(g) Earth Day Activities .....	15,000
18	(h) EPA Director's Meeting .....	20,000
19	(10) <u>Office of NACHP.</u>	
20	(a) UNESCO .....	4,000
21	(b) NCSHPO .....	2,760
22	(c) PARBICA .....	100
23	(d) PIALA .....	100
24	(e) WHC Membership Fee .....	54
25	(11) <u>Coconut Development Authority.</u>	



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1	(a) Copra subsidy .....	\$ 100,000
2	(b) Asia Pacific Coconut Community (APCC)	14,500
3	(12) <u>Department of Justice.</u>	
4	(a) DOJ Fuel Subsidy .....	500,000
5	(b) Kosrae Joint Law Enforcement .....	25,000
6	(c) Pohnpei Joint Law Enforcement .....	50,000
7	(d) Chuuk Joint Law Enforcement .....	50,000
8	(d) Yap Joint Law Enforcement . . . . .	25,000
9	(13) <u>Other Grants, Subsidies and Contributions.</u>	
10	(a) Kosrae Judiciary Subsidy .....	30,000
11	(b) Pohnpei Judiciary Subsidy .....	45,000
12	(c) Chuuk Judiciary Subsidy .....	45,000
13	(d) Yap Judiciary Subsidy .....	30,000
14	(e) COM Treaty Obligations .....	25,000
15	(f) Tuna Commission Membership .....	-0-
16	(g) Disaster Assistance Emergency Fund	
17	(DAEF) Matching.....	200,000
18	(h) MiCare .....	100,000
19	(i) MLFC Loan Payment .....	200,000
20	(j) Single Audit .....	329,250
21	(k) Compact Review Committee .....	-0-
22	(l) FSM Social Security .....	1,000,000
23	(n) Staff Housing .....	510,000
24	(m) Recruitment and repatriation .....	233,218
25	(n) MLSC .....	150,000

1	(o) Former Presidents' Allowance... \$	50,000
2	(p) Postal Services Agreement PROVIDED THAT	
3	disbursement is conditional upon the existence of	
4	a legally binding agreement between the Federated	
5	States of Micronesia and the United States of	
6	America in conformity with the terms and	
7	obligations of the Federal Programs and Services	
8	Agreement and based on a mutually agreed	
9	upon rate..... \$	500,000
10	(q) Settlement of PFS Case.....	154,000
11	<u>(r) FEMA payment for National Government</u>	<u>14,855</u>
12	<u>(s) General Election.....</u>	<u>376,744</u>
13	<u>(t) Reimbursement to EU.....</u>	<u>712,000</u>
14	<u>(u) Members and staff travel.....</u>	<u>50,000"</u>

15 Section 5. Section 12 of Public Law No. 17-64 is hereby  
 16 amended to read as follows:

17 "Section 12. Allotment and management of funds and  
 18 lapse dates.

19 (1) General Provisions.

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

24 (b) The allottees shall be responsible for  
 25 ensuring that these funds, or so much thereof as may

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1           be necessary, are used solely for the purposes  
2           specified in this act, and that no obligations are  
3           incurred in excess of the sums appropriated.

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

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

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

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

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

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

23                           (i) Section 8, subsection (13)(a) through  
24                           (d) - the allottee of these funds shall be the  
25                           Chief Justice of the respective State Supreme

1 Court,

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

5 (iii) Section 8, subsection (13)(u) - the  
6 allottee of these funds shall be the Speaker  
7 of the Congress of the Federated States of  
8 Micronesia.

9 (3) Lapse Date. The authority of the allottees to  
10 obligate funds appropriated by this act shall lapse  
11 as of September 30, 2013; PROVIDED, HOWEVER, that the  
12 funds appropriated under section 9 of this act shall  
13 not lapse."

14 Section 6. This act shall become law upon approval by the  
15 President of the Federated States of Micronesia or upon its  
16 becoming law without such approval.

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18 Dated: 11/21/12

Introduced by: /s/ Dohsis Halbert  
Dohsis Halbert

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