

THIRD CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIRST SPECIAL SESSION, 1983

CONGRESSIONAL BILL NO. 3-117, C.D.1

## AN ACT

To further amend title 55 of the Code of the Federated States of Micronesia, as amended by Public Law No. 2-68, by adding a new section 212 establishing the Enhanced Maintenance and Operations Fund, and for other purposes.

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

1           Section 1. Title 55 of the Code of the Federated States of  
2 Micronesia, as amended by Public Law No. 2-68, is hereby further  
3 amended by adding a new section 212 to read as follows:

4           "Section 212. Enhanced Operations and Maintenance Fund.

5                   (1) There is hereby created within the National  
6 Treasury of the Federated States of Micronesia an Enhanced  
7 Operations and Maintenance Fund.

8                   (2) All United States grant funds allotted to the  
9 President of the Federated States of Micronesia by the  
10 Trust Territory Government or United States Government  
11 specifically for enhanced operations and maintenance  
12 activities in the States shall be deposited in the Enhanced  
13 Operations and Maintenance Fund.

14                   (3) United States grant funds for enhanced operations  
15 and maintenance include funding for:

16                           (a) The purchase of necessary spare parts, equip-  
17 ment, and various utility maintenance supplies;

18                           (b) The employment of skilled personnel;

19                           (c) The initiation or enhancement of training  
20 programs to upgrade technical skills in the public works  
21 area; and

22                           (d) Such other activities as may be authorized

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1 by appropriation laws of the United States and agreed to  
2 by the Federated States of Micronesia Government and the  
3 Trust Territory Government for enhanced operations and  
4 maintenance.

5 (4) The President or his designee shall notify  
6 Congress of all grant awards and deposits to the Enhanced  
7 Operations and Maintenance Fund.

8 (5) Any portion of enhanced operations and maintenance  
9 funding made available to and accepted by the National  
10 Government for the administration of the enhanced operations  
11 and maintenance program shall be deposited in the United  
12 States Grant Special Fund and may be withdrawn by appro-  
13 priation laws enacted by the Congress of the Federated  
14 States of Micronesia in accordance with section 210 of  
15 this act.

16 (6) Deposits in the Enhanced Operations and Maintenance  
17 Fund shall be administered, withdrawn, distributed, and  
18 accounted for by the President or his designee in accordance  
19 with the provision of this act, requirements of the United  
20 States Government, and a written plan prepared by the National  
21 and four State Governments and approved by the High Commissioner  
22 of the Trust Territory Government. Prior to submission of the  
23 written plan required by this subsection to the High Commissioner  
24 of the Trust Territory of the Pacific Islands for his approval,  
25 the President shall submit such plan to the Congress of the

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1 Federated States of Micronesia for approval by resolution.  
2 If Congress is not in session, the appropriate committee  
3 shall review and approve the plan. The scope of such  
4 review shall be complete, with the ability to approve any  
5 aspect of the plan. The approval of any plan by the  
6 appropriate committee shall not obligate funds from the  
7 National Treasury where they were not otherwise appro-  
8 priated pursuant to law. The Congress or the committee  
9 shall complete its review within 30 days of submission.  
10 Any plan submitted under this subsection shall be deemed  
11 approved if the Congress or the appropriate committee  
12 fails to act within 30 days of submission. The President  
13 shall be the allottee of the funds and shall have the  
14 authority to make suballotments to the Governors."

15 Section 2. Sections 212, 213, 214, 215, 216, 217, 218, 219,  
16 220, 221, 222, 223, 224, 225, and 226 of title 55 of the Code of the  
17 Federated States of Micronesia, as amended by Public Law No. 2-68, are  
18 hereby renumbered 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223,  
19 224, 225, 226, and 227, respectively.

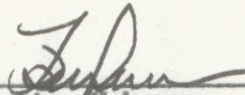
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1       Section 3. This act shall become law upon approval by the  
2 President of the Federated States of Micronesia or upon its becoming  
3 law without such approval.

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September 27, 1983

  
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Tosiwo Nakayama  
President  
Federated States of Micronesia