



The President
 Palikir, Pohnpei
 Federated States of Micronesia



PRESIDENTIAL COMM. NO. 23 427
FSM CONGRESS

September 4, 2024

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

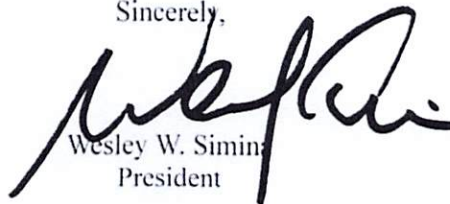
Dear Speaker Moses:

I am transmitting the following Congressional Act, which I have signed into Public Law No. 23-119:

Congressional Act No. 23-123, entitled: "AN ACT TO AMEND SECTIONS 1, 3, 11, 12, AND INSERT NEW SECTIONS 10 AND 11 OF PUBLIC LAW NO. 23-24, AS AMENDED BY PUBLIC LAW NOS. 23-46 AND 23-74, IN ORDER TO APPROPRIATE SUPPLEMENTAL FUNDING IN THE AMOUNT OF \$7,992,157 FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA AND FROM COMPACT GRANT FUNDING THAT HAS BEEN APPROVED BY JEMCO, FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2024, FOR THE OPERATIONS OF ALL BRANCHES OF THE NATIONAL GOVERNMENT; PUBLIC AUDITOR, AGENCIES OF THE NATIONAL GOVERNMENT OF THE FEDERATED STATES OF MICRONESIA; GRANTS, SUBSIDIES, AND CONTRIBUTIONS; AND CAPITAL AND HUMAN RESOURCES DEVELOPMENT; INFRASTRUCTURE SECTOR GRANTS FOR ALL GOVERNMENTS OF THE FEDERATED STATES OF MICRONESIA; TO MAKE TECHNICAL AMENDMENTS; AND FOR OTHER PURPOSES."

I thank you the 23rd FSM Congress for the passage of this act.

Sincerely,


 Wesley W. Simin
 President

xc: 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
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PRESIDENTIAL COMM. NO. 23-427
FSM CONGRESS



August 30, 2024

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. 23-123, "AN ACT TO AMEND SECTIONS 1, 3, 11, 12, AND INSERT NEW SECTIONS 10 AND 11 OF PUBLIC LAW NO. 23-24, AS AMENDED BY PUBLIC LAWS NOS. 23-46 AND 23-74, IN ORDER TO APPROPRIATE SUPPLEMENTAL FUNDING IN THE AMOUNT OF \$7,992,157 FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA AND FROM COMPACT GRANT FUNDING THAT HAS BEEN APPROVED BY JEMCO, FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2024, FOR THE OPERATIONS OF ALL BRANCHES OF THE NATIONAL GOVERNMENT; PUBLIC AUDITOR; AGENCIES OF THE NATIONAL GOVERNMENT OF THE FEDERATED STATES OF MICRONESIA; GRANTS, SUBSIDIES, AND CONTRIBUTIONS; AND CAPITAL AND HUMAN RESOURCES DEVELOPMENT; INFRASTRUCTURE SECTOR GRANTS FOR ALL GOVERNMENTS OF THE FEDERATED STATES OF MICRONESIA; TO MAKE TECHNICAL AMENDMENTS; AND FOR OTHER PURPOSES, which was passed by the Twenty-Third Congress of the Federated States of Micronesia, Third Special Session, 2024, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

[Handwritten signature]

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

Enclosures



RESIDENTIAL COMM. NO. 23-427
FSM CONGRESS

TWENTY-THIRD CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
THIRD SPECIAL SESSION
AUGUST 27 – SEPTEMBER 5, 2024

An Act

TO AMEND SECTIONS 1, 3, 11, 12, AND INSERT NEW SECTIONS 10 AND 11 OF PUBLIC LAW NO. 23-24, AS AMENDED BY PUBLIC LAWS NOS. 23-46 AND 23-74, IN ORDER TO APPROPRIATE SUPPLEMENTAL FUNDING IN THE AMOUNT OF \$7,992,157 FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA AND FROM COMPACT GRANT FUNDING THAT HAS BEEN APPROVED BY JEMCO, FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2024, FOR THE OPERATIONS OF ALL BRANCHES OF THE NATIONAL GOVERNMENT; PUBLIC AUDITOR; AGENCIES OF THE NATIONAL GOVERNMENT OF THE FEDERATED STATES OF MICRONESIA; GRANTS, SUBSIDIES, AND CONTRIBUTIONS; AND CAPITAL AND HUMAN RESOURCES DEVELOPMENT; INFRASTRUCTURE SECTOR GRANTS FOR ALL GOVERNMENTS OF THE FEDERATED STATES OF MICRONESIA; TO MAKE TECHNICAL AMENDMENTS; AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: ESMOND B. MOSES

DATE: AUGUST 23, 2024

REFERRED TO: WAYS AND MEANS COMMITTEE
S.C.R. NO. 23-72 – AUGUST 29, 2024

FIRST READING: AUGUST 29, 2024

SECOND READING: AUGUST 30, 2024

A handwritten signature in black ink, appearing to read "Jessicalynn Reyes", is written over a horizontal line.

Jessicalynn Reyes
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 23-427
FSM CONGRESS

ACT NO. 23-123

(CONGRESSIONAL BILL NO. 23-169, C.D.1)

We hereby certify that on August 30 the foregoing act passed Second and Final Reading of the Twenty-Third Congress of the Federated States of Micronesia, Third Special Session, 2024, 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

AN ACT

To amend sections 1, 3, 11, 12, and insert new sections 10 and 11 of Public Law No. 23-24, as amended by Public Laws Nos. 23-46 and 23-74, in order to appropriate supplemental funding in the amount of \$7,992,157 from the General Fund of the Federated States of Micronesia and from Compact Grant funding that has been approved by JEMCO, for the fiscal year ending September 30, 2024, for the operations of all branches of the National Government; Public Auditor; Agencies of the National Government of the Federated States of Micronesia; Grants, Subsidies, and Contributions; and Capital and Human Resources Development; Infrastructure Sector Grants for all governments of the Federated States of Micronesia; to make technical amendments; 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. 23-24, as amended by
2 Public Laws Nos. 23-46 and 23-74, is hereby further amended to
3 read as follows:

4 "Section 1. Purpose. The purpose of this act is as
5 follows: To appropriate the sum of \$87,539,312 from the
6 General Fund of the Federated States of Micronesia for
7 the fiscal year ending September 30, 2024, for the
8 purpose of funding the operations of all branches of the
9 National Government of the Federated States of
10 Micronesia, its agencies, various programs, grants,
11 subsidies and contributions, and Capital and Human
12 Resources Development. \$1,000,000 is appropriated from
13 Compact Funds under section 9 subsection (1)(a),
14 \$4,718,448 is appropriated from Compact Funds for the
15 National Government. An additional \$3,273,709 is

1 appropriated from the Infrastructure Sector Grant to be
2 distributed as per the Grant terms to the National
3 Government and the states. The sum appropriated herein
4 shall be apportioned as follows:"

5 Section 2. Section 3 of Public Law No. 23-24, as amended by
6 Public Laws Nos. 23-46 and 23-74, is hereby further amended to
7 read as follows:

8 "Section 3. Operating Expenses of the Legislative
9 Branch. The sum of \$9,487,294, or so much thereof as
10 may be necessary, is hereby appropriated from the
11 General Fund of the Federated States of Micronesia for
12 the fiscal year ending September 30, 2024, for the
13 operations of the Legislative Branch of the National
14 Government during fiscal year 2024. The sum
15 appropriated by this section shall be apportioned as
16 follows:

17 (1) Speaker and Members.

18 The sum of \$4,470,462, or so much thereof as may be
19 necessary, for the operations of the Office of the
20 Speaker and Members of the Congress of the Federated
21 States of Micronesia during fiscal year 2024. The sum
22 appropriated herein shall be apportioned as follows:

23 Personnel	\$	1,001,650
24 Travel		804,212
25 Contractual Services, of which up to		

1 \$225,000 may be used to assist Members and
 2 Staff with current and prior year medical
 3 costs, and up to \$20,000 may be used to pay
 4 for outstanding prior year obligations\$ 2,664,600
 5 OCE -0-
 6 Fixed Assets -0-

7 (2) Staff Offices.

8 The sum of \$3,536,832, or so much thereof as may be
 9 necessary, for the operations of the Congress staff
 10 offices during fiscal year 2024. The sum appropriated
 11 herein shall be apportioned as follows:

12 Personnel\$ 1,837,832
 13 Travel 320,000
 14 Contractual Services, provided that this may
 15 be used also for prior years
 16 obligations 800,000
 17 OCE..... 389,000
 18 Fixed Assets..... 190,000

19 (3) Congress Delegation Offices.

20 The sum of \$1,480,000, or so much thereof as may be
 21 necessary, for the operations of the Congress delegation
 22 offices during the fiscal year 2024. Of the amounts
 23 appropriated for contractual services within each
 24 Delegation Office, up to a maximum of \$95,000 per
 25 Member, at the Delegation Offices' discretion, may be

1 used for Representation including prior years
 2 reimbursable expenses and other obligations. Any
 3 unexpended Representation funds shall lapse into the FSM
 4 Trust Fund state sub-account of the respective state or
 5 states, which had remaining unexpended Representation
 6 funds. The sum appropriated is apportioned as follows:

7 (a) Kosrae Delegation Office

8	Travel.....	\$	-0-
9	Contractual Services.....		190,000
10	OCE.....		20,000
11	Fixed Assets.....		-0-
12	TOTAL		210,000

13 (b) Pohnpei Delegation Office

14	Travel		3,000
15	Contractual Services.....		380,000
16	OCE.....		37,000
17	Fixed Assets.....		-0-
18	TOTAL		420,000

19 (c) Chuuk Delegation Office

20	Travel		-0-
21	Contractual Services.....		580,000
22	OCE.....		40,000
23	Fixed Assets.....		10,000
24	TOTAL.....		630,000

25 (d) Yap Delegation Office

1	Travel	\$ 13,000
2	Contractual Services.....	185,000
3	OCE.....	17,000
4	Fixed Assets.....	5,000
5	TOTAL.....	220,000"

6 Section 3. Section 11 of Public Law No. 23-24 is hereby
7 amended to read as follows:

8 "Section 13. Reprogramming. Reprogramming of funds
9 into or from the personnel budget line item shall not be
10 permitted. The President, Speaker, Chief Justice and
11 Public Auditor may reprogram up to 10 percent to or from
12 the funds appropriated in sections 2 (Operating expenses
13 of the Executive Branch), 3 (Operating expenses of the
14 Legislative Branch), 4 (Operating expenses of the
15 National Judicial Branch), and 5 (operating expenses of
16 the National Public Auditor). The President may
17 reprogram funds in sections 10 (Compact Operations
18 Sector Grants) and 11 (Compact Infrastructure Sector
19 Grants) in accordance with the terms of the Compact
20 Grants. Reprogramming of funds within a department,
21 office or agency shall be effected by the head of such
22 department, office or agency by specifying in writing to
23 the Secretary of the Department of Finance and
24 Administration of the FSM National Government, the
25 accounts for which funding is either increased or

1 decreased. Reprogramming other than as specified herein
2 is not permitted, and more specifically, reprogramming
3 into or out of any line item contained in section 8
4 (Grants, Subsidies and Contributions) or section 9
5 (Capital and Human Resources) is not permitted. The
6 President shall report to Congress within one month of
7 the last day of each financial quarter all amounts
8 reprogrammed inter or intra a department, office or
9 agency."

10 Section 4. Section 12 of Public Law No. 23-24 is hereby
11 amended to read as follows:

12 "Section 14. Allotment and management of funds and
13 lapse 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
18 limited to, the Financial Management Act of 1979.

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

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

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

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

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

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

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

16 (i) Section 9 (1)(a) through (c) - the
17 allottee of these funds shall be the President of the
18 College of Micronesia-FSM;

19 (ii) Section 8 (8)(b) - the allottee of these
20 funds shall be the Governor of the State of Kosrae;

21 (iii) Section 8 (8)(c) - the allottee of these
22 funds shall be the Governor of the State of Pohnpei;

23 (iv) Section 8 (8)(d) - the allottee of these
24 funds shall be the Governor of the State of Chuuk;

25 (v) Section 8 (8)(e) - the allottee of these

1 funds shall be the Governor of the State of Yap;

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

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

8 (viii) Section 8 (12)(j) through (m) – the
9 allottee of these funds shall be the Chief Justice of the
10 respective State Supreme Courts;

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

14 (x) Section 8 (12)(x) – the allottee of these
15 funds shall be the Chief executive Officer of OAE;

16 (xi) Section 9 (10)(g) – the allottee of these
17 funds shall be the Chief Justice of the Supreme Court of
18 the Federated States of Micronesia.

19 (f)Section 10 – the allottee of these funds shall
20 be the President of the Federated States of Micronesia;

21 (g)Section 11 – the allottee of these funds shall
22 be the President of the Federated States of Micronesia;
23 PROVIDED, HOWEVER, that for the following subsections of
24 Section 11 of this act that:

25 (i) Section 11 (2) – the allottee of these

1 funds shall be the Governor of the State of Chuuk.

2 (ii) Section 11 (3) – the allottee of these
3 funds shall be the Governor of the State of Kosrae.

4 (iii) Section 11 (4) – the allottee of these
5 funds shall be the Governor of the State of Pohnpei.

6 (iv) Section 11 (5) – the allottee of these
7 funds shall be the Governor of the State of Yap.

8 (3) Lapse date. The authority of the allottees to
9 obligate funds appropriated by this act shall lapse as
10 of September 30, 2024; PROVIDED, HOWEVER, that the funds
11 appropriated under section 9 of this act shall not
12 lapse.”

13 Section 5. Public Law No. 23-24, as amended by Public Laws
14 Nos. 23-46 and 23-74, is hereby further amended by inserting a
15 new section 10, to read as follows:

16 “Section 10. Compact Operations Sector Grants. The sum
17 of \$4,718,448 is hereby appropriated from the Fiscal
18 Year 2024 Compact Grants for the purpose of funding the
19 National Government Projects and Programs. The funds in
20 this section shall be used as per the Grant Awards by
21 the President to replenish domestic revenues already
22 expended without raising the budget of departments
23 within section 2 and section 5 of Public Law No. 23-24,
24 as amended by Public Law Nos. 23-46 and 23-74 as
25 approved in the following sectors:

1	(1) FY 2024 Education Sector Grant	
2	Personnel.....	\$ 260,795
3	Travel	22,501
4	Contract.....	60,035
5	OCE.....	36,750
6	Fixed Assets.....	-0-
7	(2) FY 2024 Health Sector Grant	
8	Health	603,581
9	(3) FY 2024 Public Sector Capacity Building	
10	Personnel.....	\$ 1,182,729
11	Travel	100,427
12	Contract.....	1,206,549
13	OCE.....	85,297
14	Fixed Assets.....	-0-
15	(4) FY 2024 Environment Sector Grant	
16	Personnel.....	\$ 295,543
17	Travel	33,425
18	Contract.....	53,250
19	OCE.....	14,982
20	Fixed Assets.....	-0-
21	(5) FY 2024 Private Sector Development	
22	Personnel.....	\$ 373,261
23	Travel	63,651
24	Contract.....	36,250
25	OCE.....	67,487

1	Fixed Assets.....	\$	-0-
2	(6) FY 2024 Enhanced Reporting and Accountability		
3	Personnel.....	\$	92,385
4	Travel		61,350
5	Contract.....		64,450
6	OCE.....		3,750
7	Fixed Assets.....		-0--

8 Section 6. Public Law No. 23-24, as amended by Public Laws
9 Nos. 23-46 and 23-74, is hereby further amended by inserting a
10 new section 11, to read as follows:

11 "Section 11. Compact Infrastructure Sector Grant. The
12 sum of \$3,273,709 is hereby appropriated from the Fiscal
13 Year 2024 Infrastructure Compact Sector Grant for the
14 purpose of funding the Project Management Offices at the
15 States and the Project Management Unit at the National
16 Government for fiscal year 2024. The President shall use
17 the National Government's share to replace in section 2
18 subsection 5 of the budget, funding for the PMU unit and
19 otherwise to be disbursed as follows:

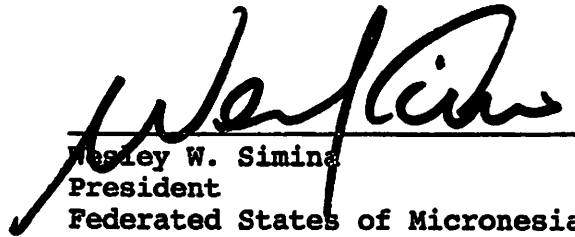
20	(1) FSM National Government.....	\$	200,200
21	(2) Chuuk State Government.....		966,575
22	(3) Kosrae State Government.....		502,250
23	(4) Pohnpei State Government.....		1,079,236
24	(5) Yap State Government.....		525,448"

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1 Section 7. 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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Sept. 04, 2024


Wesley W. Simina
President
Federated States of Micronesia