

AN ACT

To further amend Public Law No. 11-54, as amended by Public Laws Nos. 11-56, 11-63 and 11-67, by further amending sections 2 and 8, as amended by Public Law No. 11-67, by amending section 3, to appropriate the sum of \$299,000 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2001, to provide supplemental funding for the Executive Branch, Legislative Branch and Grants, subsidies and contributions, to redesignate the fund source within the budget of the Department of Justice; to further amend section 19, as amended by Public Laws Nos. 11-56 and 11-67, to change the allottee for Yap Health Centers; and for other purposes.

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

1 Section 1. Section 2 of Public Law No. 11-54, as amended by Public Law  
2 No. 11-67, is hereby further amended to read as follows:

3 "Section 2. Operating expenses of the Executive Branch.

4 The sum of \$14,596,708, or so much thereof as may be  
5 necessary, is hereby appropriated from the General Fund of the  
6 Federated States of Micronesia for the fiscal year ending  
7 September 30, 2001, for the operations of the Executive Branch  
8 of the National Government during fiscal year 2001. The sum  
9 appropriated by this section shall be apportioned as follows:

10 (1) Office of the President

11 \$869,790 for the outputs set forth in page A-1-3 of the budget  
12 book.

13 (2) Department of Foreign Affairs

14 (a) \$3,616,658 for the outputs set forth on pages A-2-  
15 3 through A-2-16 of the budget book.

16 (b) Conditions on use of fund. Funds appropriated  
17 under this subsection for JCN travel and representation  
18 expenses shall not be available for obligation or disbursement  
19 until:

20 (i) funds appropriated for such purposes under  
21 the JCN budget have been exhausted;

1                   (ii) JCN has provided a written report to the  
2                   Committee on External Affairs of the Congress of the Federated  
3                   States of Micronesia, through its Chairman, on the use of  
4                   funds already obligated or disbursed, including a description  
5                   of such use and an allocation among the outputs for which it  
6                   was used; and

7                   (iii) JCN has provided to said committee, in  
8                   writing, signed by the JCN committee chairman and members, a  
9                   detailed description of the planned use of the funds it is  
10                  seeking to obligate or have disbursed.

11                  (3) Department of Finance and Administration  
12                  \$2,359,948 for the outputs set forth on pages A-3-3 through A-  
13                  3-9 of the budget book. Of the total funds appropriated,  
14                  \$125,000 shall be provided for each of the third and fourth  
15                  quarters for housing obligations of National Government  
16                  Employees, PROVIDED THAT the fourth quarter allotment shall be  
17                  made only after revised housing regulations have been adopted  
18                  pursuant to title 17 of the Code of the Federated States of  
19                  Micronesia.

20                  (4) Department of Economic Affairs  
21                  \$1,441,396 for the outputs set forth in pages A-4-3 through A-  
22                  4-18 of the budget book.

23                  (5) Department of Transportation, Communication and  
24                  Infrastructure  
25                  \$1,584,615 for the outputs set forth in pages A-5-3 through A-  
26                  5-5 of the budget book.

1           (6) Department of Health, Education and Social Affairs  
2           \$971,512 for the outputs set forth in pages A-6-3 through A-6-  
3           14 of the budget book.

4           (7) Department of Justice  
5           \$3,247,641 for the outputs set forth in pages A-7-3 through A-  
6           7-6 of the budget book. Of the total funds appropriated,  
7           \$847,000 shall be deemed to come from funds available under  
8           section 216(a)(1) of the Compact of Free Association for  
9           marine surveillance.

10          (8) FSM Public Defender  
11          \$505,148 for the outputs set forth in page A-8-3 of the budget  
12          book."

13          Section 2. Section 3 of Public Law No. 11-54, is hereby amended  
14 to read as follows:

15          "Section 3. Operating expenses of the Legislative Branch.  
16          The sum of \$3,292,822, or so much thereof as may be  
17          necessary, is hereby appropriated from the General Fund of  
18          the Federated States of Micronesia for the fiscal year ending  
19          September 30, 2001, for the operations of the Legislative  
20          Branch of the National Government during fiscal year 2001 in  
21          order to achieve the outputs set forth in pages B-1-12  
22          through B-1-14 of the budget book."

23          Section 3. Section 8 of Public Law No. 11-54, as amended by  
24 Public Law No. 11-67, is hereby further amended to read as follows:

25          "Section 8. Grants, subsidies and contributions. The sum of  
26          \$3,963,248, or so much thereof as may be necessary, is hereby

1 appropriated from the General Fund of the Federated States of  
2 Micronesia for the fiscal year ending September 30, 2001, for  
3 the following grants, subsidies and contributions during  
4 fiscal year 2001. The sum appropriated by this section shall  
5 be apportioned as follows:

6 (1) Department of Foreign Affairs

7	(a) Forum Secretariat.....	\$ 35,000
8	(b) The Pacific Community.....	30,000
9	(c) South Pacific Regional 10 Environmental Program (SPREP) .....	7,375
11	(d) United Nations Economic and 12 Social Commission for Asia and the Pacific 13 (ESCAP) .....	5,000
14	(e) UN membership fees.....	80,000
15	(f) East West Center.....	10,000

16 (2) Department of Economic Affairs

17	(a) Pacific Island Development 18 Program .....	15,000
19	(b) Forum Fisheries Agency (FFA)....	21,000
20	(c) UN Development Program.....	3,000
21	(d) Coord. Commission for Offshore 22 Mineral Prospecting (CCOMP) .....	8,000
23	(e) Plant Protection Program.....	\$ 60,000
24	(f) Pacific Asian Travel Association	5,000
25	(g) FSM Giant Clam Culture.....	11,440
26	(h) FSM Coastal Fisheries Consortium	11,702

1	(i) National Plant Protection and	
2	Quarantine Communication .....	29,700
3	(j) International Pepper Association	15,000
4	(k) EMPAT Phase II - reappropriate	
5	lapsed funds .....	113,245
6	(l) NFC-OPIC loan payment, PROVIDED	
7	THAT the Department of Finance and	
8	Administration shall release these funds	
9	issued to the holder of the loan only .....	143,212
10	(3) Department of Health, Education and	
11	Social Affairs	
12	(a) UN Fund for Population Activity	
13	(UNFPA) .....	3,000
14	(b) Aid to non-public schools.....	400,000
15	(c) Financial assistance for students	
16	studying at CMI and PCC, PROVIDED that the	
17	program of study is not available at COM	
18	National or State campuses .....	50,000
19	(d) Continental Airlines Scholarship	35,000
20	(e) World Health Organization (WHO).	41,385
21	(f) National Board of Nursing.....	38,000
22	(g) Pacific Islands Health Officers	
23	Association (PIHOA) .....	\$ 20,000
24	(h) National Close-Up Local Program.	5,000
25	(i) FSM Amateur Sports Association..	35,000
26	(j) Third FSM Games in Yap.....	550,000

1	(k) Pohnpei Agriculture and Trade	
2	School (PATS) .....	40,000
3	(4) Department of Justice; PROVIDED that,	
4	no funds appropriated for Joint Law	
5	Enforcement purposes may be used for travel	
6	or to purchase vehicles:	
7	(a) Kosrae Joint Law Enforcement....	70,000
8	(b) Pohnpei Joint Law Enforcement...	140,000
9	(c) Chuuk Joint Law Enforcement.....	160,000
10	(d) Yap Joint Law Enforcement.....	90,000
11	(5) Department of Transportation,	
12	Communication and Infrastructure	
13	(a) Asia Pacific Telecommunity.....	9,000
14	(b) International Telecommunication	
15	Union .....	57,639
16	(c) International Civil Aviation	
17	Organization .....	28,050
18	(d) Micronesian Shipping Commission.	10,000
19	(e) Infrastructure Development	
20	Plan .....	270,000
21	(6) Coconut Development Authority	
22	(a) Copra Subsidy..... \$	200,000
23	(b) Asia Pacific Coconut Community..	20,500
24	(7) Other grants, subsidies and	
25	contributions	
26	(a) Kosrae Judiciary	

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1	(i) unrestricted.....	30,000
2	(ii) law school scholarships....	35,000
3	(b) Pohnpei Judiciary.....	90,000
4	(c) Chuuk Judiciary.....	90,000
5	(d) Yap Judiciary	
6	(i) unrestricted.....	55,000
7	(ii) law school scholarships....	15,000
8	(e) COM Treaty Obligation.....	25,000
9	(f) Micronesian Legal Services	
10	Corporation .....	150,000
11	(g) National Elections for Congress	
12	and Constitutional Convention Delegates,	
13	PROVIDED THAT none of these funds shall be	
14	obligated for any expense, including	
15	personnel expenses, incurred after	
16	May 15, 2001 .....	400,000
17	(h) Pre-Constitutional Convention...	30,000
18	(i) Constitutional Convention.....	100,000
19	(j) Micronesian Red Cross Society...	67,000"

20 Section 4. Section 19 of Public Law No. 11-54, as amended by  
21 Public Laws Nos. 11-56 and 11-67, is hereby further amended to  
22 read as follows:

23 "Section 19. Allotment and management of funds and  
24 lapse date.

25 (1) General Provisions.

26 (a) All funds appropriated by this act shall be

1           allotted, managed, administered, and accounted for in  
2           accordance with applicable law, including, but not  
3           limited to, the Financial Management Act of 1979.

4                   (b) The allottees shall be responsible for  
5           ensuring that these funds, or so much thereof as may be  
6           necessary, are used solely for the purpose specified in  
7           this act, and that no obligations are incurred in excess  
8           of the sum appropriated.

9                   (c) No purchase order or contract for the  
10          purchase of a fixed asset with a value of \$1,000 or more  
11          shall be approved until the property inventory records  
12          of the requesting entity are updated, current, and on  
13          file with the Department of Finance and Administration,  
14          in accordance with law.

15                   (d) No purchase order or contract for the  
16          purchase of photocopying equipment, computers, or  
17          vehicles shall be approved until the requesting  
18          department or branch of government has on file, with the  
19          Department of Finance and Administration, a plan for the  
20          centralized maintenance of such equipment, computers and  
21          vehicles.

22                   (2) Specific provisions. Within section 15, the funds  
23          appropriated to Pohnpei State under subsection (2) of  
24          this act and the funds appropriated to Chuuk State under  
25          subsection (3) of this act shall be retained in the  
26          General Fund of the Federated States of Micronesia until



1 a scholarship recipient is identified to the President  
2 or the President's designee, at which time scholarship  
3 funds in the amount of the scholarship award shall be  
4 disbursed directly to the educational institution in the  
5 form of a two-party check payable to both the  
6 scholarship recipient and the educational institution he  
7 or she is attending.

8 (3) Allottees. The allottees of the funds  
9 appropriated by this act are as follows:

10 (a) section 2 - the allottee of these funds shall  
11 be the President of the Federated States of Micronesia;

12 (b) section 3 - the allottee of these funds shall  
13 be the Speaker of the Congress of the Federated States  
14 of Micronesia;

15 (c) section 4 - the allottee of these funds shall  
16 be the Chief Justice of the Supreme Court of the  
17 Federated States of Micronesia;

18 (d) section 5 - the allottee of these funds shall  
19 be the Public Auditor;

20 (e) sections 6 through 16 - the allottee of these  
21 funds shall be the President of the Federated States of  
22 Micronesia or his designee; EXCEPT THAT for the  
23 following subsections of sections 6 through 16 of this  
24 act, the allottees shall be:

25 (i) section 8, subsection (4) - the allottee  
26 of these funds shall be the Governor of the respective

1 State, or his designee;

2 (ii) section 8, subsection (5)(f) - the  
3 allottee of these funds shall be the Secretary of the  
4 Department of Transportation, Communication and  
5 Infrastructure;

6 (iii) section 8, subsection (7)(a), (b), (c)  
7 and (d) - the allottee of these funds shall be the Chief  
8 Justice of the respective State;

9 (iv) section 8, subsection (7)(k) and (n) -  
10 the allottee of these funds shall be the Chuuk State  
11 Commission on Improvement Projects;

12 (v) section 8, subsection (7)(l) - the  
13 allottee of these funds shall be the Governor of the  
14 State of Yap;

15 (vi) section 8, subsection (7)(m) - the  
16 allottee of these funds shall be the Secretary of the  
17 Department of Finance and Administration;

18 (vii) section 13, subsection (2) - the  
19 allottee of these funds shall be the President of the  
20 College of Micronesia-FSM;

21 (viii) section 15, subsections (1), (2), (3)  
22 and (4) - the allottee of these funds shall be the  
23 Governor of the respective State.

24 (ix) section 16, subsection (8)(a) - the  
25 allottee of these funds shall be the Governor of Yap  
26 State.

1 (x) section 16, subsection (8)(b) - the  
2 allottee of these funds shall be the Chuuk State  
3 Commission on Improvement Projects.

4 (4) Lapse date. The authority of the allottees to  
5 obligate funds appropriated by this act shall lapse as  
6 of September 30, 2001; EXCEPT THAT the authority of the  
7 allottee to obligate funds appropriated under subsection  
8 (5)(f) of section 8 for Yap Outer Islands shall lapse as  
9 of September 30, 2002, and the authority of the allottee  
10 to obligate funds appropriated by section 15(4) for post  
11 secondary assistance for the State of Yap shall not  
12 lapse."

13 Section 5. This act shall become law upon approval by the  
14 President of the Federated States of Micronesia or upon its becoming  
15 law without such approval.

16  
17  
18 April 9<sup>th</sup>, 2001

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21 \_\_\_\_\_ /s/  
22 Leo A. Falcam  
President  
Federated States of Micronesia