



The President
Palikir, Pohnpei
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 16-291
FSM CONGRESS

September 30, 2010

The Honorable Isaac V. Figir
Speaker
16th FSM Congress
Palikir, Pohnpei State, FM 96941



Dear Speaker Figir:

I hereby transmit the following Congressional Act which I have signed to become Public Law No. 16-43:

Congressional Act No. 16-50: "AN ACT TO APPROPRIATE FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA SUPPLEMENTAL FUNDING IN THE TOTAL AMOUNT OF \$200,280 FOR THE FISCAL YEAR ENDING FROM THE GENERAL FUND OF THE FEDERATED STATES OF MICRONESIA FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2010, 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."

I am gravely concerned at the belated adoption of this act. The supplemental budget submission from the Executive branch would address the urgent need for immediate appropriation. The supplemental budget submission was unfortunately rejected. Today, the last day of the fiscal year, Congress realizes that supplemental appropriation is needed and approves funding for salary of national government employees who have not received their pay for the last two pay-periods for some and one pay-period for others. Equally urgent obligations of the national government such as financial commitment to the Asian Development Bank which became overdue have remained unaddressed, thereby placing FSM in a grave embarrassment. Additionally, implementation of ongoing ADB projects and technical assistance, especially those that relate to the emergency power situation in Chuuk, will be adversely impacted by the non-payment.

The appropriation passed by Congress explicitly provides that the authority to obligate the funds expires today. Before any payment can be made pursuant to the appropriation, certain procedures are required by law, including review and approval of the congressional act, issuance of allotment advice and obligation of funds. A meaningful review of the appropriation and a proper observance of the financial management



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The Honorable Isaac V. Figir
September 30, 2010
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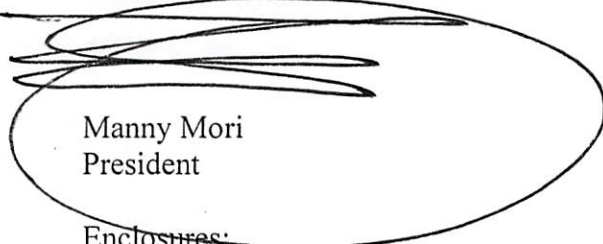
procedures cannot be accomplished in just one day. But because of the urgent nature of the matter which requires the President to act on the last-minute appropriation, he must approve the same despite the circumstances and put a stop to the continuing violation of constitutional rights of the employees whose services rendered to the national government have not been paid.

Therefore, I grudgingly approve Congressional Act No. 16-50 to become law. This matter must not set a precedent for future action required from Congress.

I thank you and your colleagues for the time spent in approving the act.

With warm personal regards, I remain,

Sincerely,



Manny Mori
President

Enclosures:

Xc: Chief Justice, FSM Supreme Court
Secretary, Department of Justice
Director, Office of SBOC
Legislative Counsel, CFSM
Library, CFSM
PIO, FSM



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3
Palikir, Sokehs
Pohnpei State, FM 96941
Tel: (691) 320-2324 / 2338
Fax: (691) 320-5122

Office of the Chief Clerk

PRESIDENTIAL COMM. NO. 16-290
FSM CONGRESS

September 29, 2010

His Excellency Manny Mori
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941



Dear President Mori:

I have the honor to transmit herewith Congressional Act No. 16-48, "AN ACT TO APPROPRIATE \$39,041,803 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.", which was passed by the Sixteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2010, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis".

Liwiana Ramon Ioanis
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures



PRESIDENTIAL COMM. NO. 16-290
FSM CONGRESS

SIXTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH REGULAR SESSION
SEPTEMBER 13 – OCTOBER 6, 2010

PUBLIC LAW No. 16-43

An Act

TO APPROPRIATE \$39,041,803 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.

INTRODUCED BY: SENATOR JOE N. SUKA

DATE: MAY 10, 2010

REFERRED TO: COMMITTEE ON WAYS AND MEANS
S.C.R. NO. 16-110 – SEPTEMBER 28, 2010

FIRST READING: SEPTEMBER 28, 2010

SECOND READING: SEPTEMBER 29, 2010

Liwiana Ramon Ioahis
Chief Clerk, FSM Congress



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3
Palikir, Sokehs
Pohnpei State, FM 96941
Tel: (691) 320-2324 / 2338
Fax: (691) 320-5122

Office of the Speaker

PRESIDENTIAL COMM. NO. 16-290
FSM CONGRESS

ACT NO. 16-48

(CONGRESSIONAL BILL NO. 16-102, C.D.1)

We hereby certify that on September 29 the foregoing act passed Second and Final Reading of the Sixteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2010, 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, reading "Isaac V. Figir".

Isaac V. Figir
Speaker
Congress of the
Federated States of Micronesia

A handwritten signature in black ink, reading "Liwiana Ramon Ioanis".

Liwiana Ramon Ioanis
Chief Clerk
Congress of the
Federated States of Micronesia

SIXTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FOURTH REGULAR SESSION, 2010

CONGRESSIONAL BILL NO. 16-102, C.D.1

~~PUBLIC LAW No. 16-43~~

AN ACT

To appropriate \$39,041,803 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 \$39,041,803, 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; \$1,178,720 shall be deemed to come from
- 11 funds available under the Supplemental Education Grant; \$868,276
- 12 shall be deemed to come from funds available under the amended Compact
- 13 from the health sector; \$254,905 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 \$-0- shall be deemed to come from funds available
- 18 under the amended Compact from the infrastructure sector.

1 Section 2. Operating expenses of the Executive Branch. The
2 sum of \$16,935,424, 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, \$486,729 shall be deemed to
8 come from funds available under the amended Compact from the
9 education sector; \$371,591 shall be deemed to come from funds
10 available under the Supplemental Education Grant; \$668,276 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 \$651,364, 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	\$	258,025
22	Travel		124,239
23	Contractual Services.....		146,000
24	OCE		102,100
25	Fixed Assets		21,000

PUBLIC LAW NO. 16-43

1	Travel	\$	171,003
2	Contractual Services.....		160,456
3	OCE		210,182
4	Fixed Assets		34,500

5 (4) Department of Resources and Development.

6 The sum of \$740,573, or so much thereof as may be necessary, for
 7 the operations of the Department of Resources and Development
 8 during fiscal year 2011. The sum appropriated herein shall be
 9 apportioned as follows:

10	Personnel	\$	511,964
11	Travel		72,600
12	Contractual Services.....		58,307
13	OCE		79,102
14	Fixed Assets		18,600

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

17 The sum of \$2,081,812, or so much thereof as may be necessary, for
 18 the operations of the Department of Transportation, Communication
 19 and Infrastructure during fiscal year 2011. The sum appropriated
 20 herein shall be apportioned as follows:

21	Personnel	\$	534,374
22	Travel		118,384
23	Contractual Services.....		1,350,566
24	OCE		55,300
25	Fixed Assets		23,188

~~PUBLIC LAW NO. 16-43~~1 (6) Department of Health and Social Affairs.

2 The sum of \$814,404, or so much thereof as may be necessary, for
 3 the operations of the Department of Health and Social Affairs
 4 during fiscal year 2011. Of the total amount of funds
 5 appropriated herein, \$668,276 shall be deemed to come from funds
 6 available under the amended Compact from the health sector. The
 7 sum appropriated herein shall be apportioned as follows:

8	Personnel	\$	450,161
9	Travel		58,890
10	Contractual Services.....		144,950
11	OCE		100,403
12	Fixed Assets		60,000

13 (7) Department of Education.

14 The sum of \$886,660, or so much thereof as may be necessary, for
 15 the operations of the Department of Education during fiscal year
 16 2011. Of the total amount of funds appropriated herein, \$486,729
 17 shall be deemed to come from funds available under the amended
 18 Compact from the education sector; and \$371,591 shall be deemed
 19 to come from funds available under the Supplemental Education
 20 Grant. The sum appropriated herein shall be apportioned as
 21 follows:

22	Personnel	\$	407,222
23	Travel		109,303
24	Contractual Services.....		309,271
25	OCE		60,864

PUBLIC LAW NO. 16-43

1 (10) Office of Statistics, Budget, Overseas Development
 2 Assistance and Compact Management.

3 The sum of \$1,038,686, or so much thereof as may be necessary, for
 4 the operations of the Office of Statistics, Budget, Overseas
 5 Development Assistance and Compact Management during fiscal year
 6 2011. The sum appropriated herein shall be apportioned as
 7 follows:

8	Personnel	\$	616,316
9	Travel		112,030
10	Contractual Services.....		215,000
11	OCE		95,340
12	Fixed Assets		-0-

13 (11) Office of Environment and Emergency Management.

14 The sum of \$315,078, or so much thereof as may be necessary, for
 15 the operations of the Office of Environment and Emergency
 16 Management during fiscal year 2011. The sum appropriated herein
 17 shall be apportioned as follows:

18	Personnel	\$	170,687
19	Travel		74,015
20	Contractual Services.....		30,000
21	OCE		18,576
22	Fixed Assets		21,800

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

24 Preservation. The sum of \$155,664, or so much thereof as may be
 25 necessary, for the operations of the Office of National Archives,

1 Culture and Historic Preservation during fiscal year 2011. The
 2 sum appropriated herein shall be apportioned as follows:

3	Personnel	\$	102,164
4	Travel		15,000
5	Contractual Services.....		5,000
6	OCE		10,000
7	Fixed Assets		23,500

8 Section 3. Operating Expenses of the Legislative
 9 Branch. The sum of \$3,205,713, or so much thereof as may be
 10 necessary, is hereby appropriated from the General Fund of the
 11 Federated States of Micronesia for the fiscal year ending
 12 September 30, 2011, for the operations of the Legislative Branch
 13 of the National Government during fiscal year 2011. The sum
 14 appropriated by this section shall be apportioned as follows:

15 (1) Speaker and Members.

16 The sum of \$1,420,771, or so much thereof as may be necessary, for
 17 the operations of the Office of the Speaker and Members of the
 18 Congress of the Federated States of Micronesia during fiscal year
 19 2011. The sum appropriated herein shall be apportioned as
 20 follows:

21	Personnel.....	\$	423,290
22	Travel		489,881
23	Contractual Services.....		507,600
24	OCE		-0-
25	Fixed Assets		-0-

1 (2) Staff Offices.

2 The sum of \$1,294,942, or so much thereof as may be necessary, for
 3 the operations of the Congress staff offices during fiscal year
 4 2011. The sum appropriated herein shall be apportioned as
 5 follows:

6	Personnel	\$	836,190
7	Travel		128,252
8	Contractual Services PROVIDED THAT up to		
9	\$10,000 of this line item may be used to		
10	pay communication expenses incurred in		
11	FY2010 for which invoices were not received		
12	Until FY2011.....		163,500
13	OCE.....		127,000
14	Fixed Assets.....		40,000

15 (3) Congress Delegation Offices.

16 The sum of \$490,000, or so much thereof as may be necessary, for
 17 the operations of the Congress delegation offices during fiscal
 18 year 2011. Of the amounts appropriated for contractual services
 19 within each Delegation Office, up to a maximum of \$25,000 per
 20 Member, at the Delegation Offices discretion, may be used for
 21 Member Representation. The sum appropriated is apportioned as
 22 follows:

23	(a) Kosrae Delegation Office		
24	Travel	\$	-0-
25	Contractual Services.....		50,000

1	OCE	\$ 20,000
2	Fixed Assets	-0-
3	Total	70,000
4	(b) Pohnpei Delegation Office	
5	Travel	10,000
6	Contractual Services	110,000
7	OCE	10,000
8	Fixed Assets	10,000
9	Total	140,000
10	(c) Chuuk Delegation Office	
11	Travel	30,000
12	Contractual Services	150,000
13	OCE	30,000
14	Fixed Assets	-0-
15	Total	210,000
16	(d) Yap Delegation Office	
17	Travel	10,000
18	Contractual Services	30,000
19	OCE	20,000
20	Fixed Assets	10,000
21	Total	70,000

22 Section 4. Operating Expenses of the National Judicial
23 Branch. The sum of \$1,249,195, 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 Judicial Branch of
 2 the National Government during fiscal year 2011. The sum
 3 appropriated by this section shall be apportioned as follows:

4	Personnel.....	\$	757,574
5	Travel.....		147,015
6	Contractual Service.....		120,300
7	OCE.....		175,306
8	Fixed Assets.....		49,000

9 Section 5. Operating Expenses of the National Public
 10 Auditor. The sum of \$965,612, or so much thereof as may be
 11 necessary, is hereby appropriated from the General Fund of the
 12 Federated States of Micronesia for the fiscal year ending
 13 September 30, 2011, for the operations of the National Office of
 14 the Public Auditor and for the National Public Auditor's Chuuk
 15 Office. Of the total amount of funds appropriated herein,
 16 \$173,405 shall be deemed to come from funds available under the
 17 amended Compact from the capacity building sector. The sum
 18 appropriated by this section shall be apportioned as follows:

19	Personnel.....	\$	559,494
20	Travel.....		178,598
21	Contractual Services.....		145,320
22	OCE.....		74,700
23	Fixed Assets.....		7,500

24 Section 6. Operating Expenses of Agencies of the National
 25 Government. The sum of \$1,702,562, or so much thereof as may be

1 necessary, is hereby appropriated from the General Fund of the
 2 Federated States of Micronesia for the fiscal year ending
 3 September 30, 2011, for the operations of the following boards,
 4 commissions and agencies during fiscal year 2011. The sum
 5 appropriated by this section shall be apportioned as follows:

6 (1) National Oceanic Resource Management Authority
 7 (NORMA). The sum of \$412,283, or so much thereof as may be
 8 necessary, for operations of National Oceanic Resource Management
 9 Authority (NORMA) for fiscal year 2011. The sum appropriated
 10 herein shall be apportioned as follows:

11	Personnel.....	\$	209,956
12	Travel		93,927
13	Contractual Services.....		67,900
14	OCE.....		40,500
15	Fixed Assets.....		-0-

16 (2) Board of Regents (COM-FSM).

17 The sum of \$75,000, or so much thereof as may be necessary, for
 18 the operations of the Board of Regents, COM-FSM, during fiscal
 19 year 2011. The sum appropriated herein shall be apportioned as
 20 follows:

21	Personnel.....	\$	-0-
22	Travel		45,000
23	Contractual Services.....		20,000
24	OCE.....		10,000
25	Fixed Assets.....		-0-

1 (3) Coconut Development Authority (CDA).

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

6	Personnel.....	\$	71,739
7	Travel		12,722
8	Contractual Services.....		-0-
9	OCE.....		10,000
10	Fixed Assets.....		-0-

11 (4) FSM Banking Board.

12 The sum of \$168,170, or so much thereof as may be necessary, for
 13 the operations of FSM Banking Board during fiscal year 2011. The
 14 sum appropriated herein shall be apportioned as follows:

15	Personnel	\$	78,890
16	Travel		37,475
17	Contractual Services.....		18,100
18	OCE.....		11,705
19	Fixed Assets.....		22,000

20 (5) FSM Postal Services.

21 The sum of \$740,176, or so much thereof as may be necessary, for
 22 the operations of the National Postal Services during fiscal year
 23 2011. The sum appropriated herein shall be apportioned as
 24 follows:

25	Personnel.....	\$	440,065
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1	Travel	\$	48,299
2	Contractual Services.....		139,412
3	OCE.....		92,400
4	Fixed Assets.....		20,000

5 (6) FSM Insurance Board.

6 The sum of \$212,472, or so much thereof as may be necessary, for
7 the operations of the FSM Insurance Board during fiscal year 2011.

8 The sum appropriated herein shall be apportioned as follows:

9	Personnel.....	\$	62,842
10	Travel		37,475
11	Contractual Services.....		64,450
12	OCE		11,705
13	Fixed Assets.....		36,000

14 Section 7. Special Programs. The sum of \$276,544, or so
15 much thereof as may be necessary, is hereby appropriated from the
16 General Fund of the Federated States of Micronesia for the fiscal
17 year ending September 30, 2011, for the following special programs
18 during fiscal year 2011. The sum appropriated by this section
19 shall be apportioned as follows:

20 (1) National Election Office.

21 The sum of \$276,544, or so much thereof as may be necessary, for
22 the operations of National Election Office during fiscal year
23 2011. The sum appropriated herein shall be apportioned as
24 follows:

25	Personnel.....	\$	185,300
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1	Travel.....	\$	13,226
2	Contractual Services.....		21,877
3	OCE.....		48,463
4	Fixed Assets.....		7,678

5 Section 8. Grants, Subsidies and Contributions. The sum of
6 \$6,323,653, or so much thereof as may be necessary, is hereby
7 appropriated from the General Fund of the Federated States of
8 Micronesia for the fiscal year ending September 30, 2011, for the
9 following grants, subsidies and contributions during fiscal year
10 2011. Of the total amount of funds appropriated herein, \$116,511
11 shall be deemed to come from funds available under the amended
12 Compact from the education sector; and \$123,003 shall be deemed to
13 come from funds available under the Supplemental Education Grant.
14 The sum appropriated by this section shall be apportioned as
15 follows:

16 (1) Office of the President.

17	(a) Asia-Pacific Broadcasting Dev. (AIBD)...	\$	4,500
18	(b) Asia-Pacific Broadcasting Union (ABU)		800
19	(c) Pacific Island News Assn. (PINA)		350

20 (2) Department of Foreign Affairs.

21	(a) Pacific Islands Forum Secretariat...		46,000
22	(b) Secretariat of the Pacific Community		
23	(SPC)		56,000
24	(c) UN Membership Fee		60,000
25	(d) UN Economic and Social Commission for		

1	Asia and the Pacific (ESCAP).....	\$	5,000
2	(e) East West Center		5,000
3	(f) Cotonou Membership Fee		10,000
4	(g) Assistance to Haiti		-0-
5	(3) <u>Department of Finance and Administration.</u>		
6	(a) OCO Membership Fee		4,000
7	(b) Maintenance Fee for FMIS		30,000
8	(c) FSM Group Life Insurance		43,000
9	(d) Personnel Manual Development		38,470
10	(4) <u>Department of Resources and Development.</u>		
11	(a) Pacific Islands Development Program		15,000
12	(b) Forum Fisheries		34,178
13	(c) UN Development Program (UNDP)		30,000
14	(d) South Pacific Applied Geoscience		
15	Comm. (SOPAC).....		15,000
16	(e) Pacific Asia Travel Association		5,000
17	(f) Western Forestry Leadership		
18	Coalition.....		500
19	(g) Food Agriculture Organization		
20	(FAO).....		4,800
21	(h) National Association of State		
22	Foresters.....		530
23	(i) Chief Executive's Conference		10,000
24	(j) SPC Host		9,000
25	(5) <u>Department of Health and Social Affairs.</u>		

1	(a) UN Fund for Population Activity	
2	(UNFPA)	\$ 3,000
3	(b) World Health Organization (WHO)	4,000
4	(c) National Board of Nursing.	20,000
5	(d) Pacific Islands Health Officers	
6	Association (PIHOA).....	20,000
7	(e) FSM Amateur Sports Association	20,000
8	(f) Association of Territorial	
9	Health Organization.....	2,000
10	(g) FSM Red Cross	70,000
11	(6) <u>Department of Education.</u>	
12	(a) Aid for Non-Public Schools	500,000
13	(b) Financial Assistance to FSM Students	
14	attending the College of the Marshall Islands (CMI)	
15	and Palau Community College (PCC).....	40,000
16	(c) National scholarship	500,000
17	(d) National Close-Up	70,000
18	(e) National Merit Scholarship	200,000
19	(f) COM Board annual meeting	5,000
20	(7) <u>Department of Transportation, Communication</u>	
21	<u>and Infrastructure.</u>	
22	(a) Asia Pacific Telecommunity (APT) ...	7,640
23	(b) International Telecommunications	
24	Union (ITU).....	55,000
25	(c) International Civil Aviation	

1	Organization.....	\$	28,050
2	(d) FSM Capital Energy/Utilities		500,000
3	(e) Micro. Shipping Comm		5,000
4	(8) <u>Office of Statistics, Budget, Overseas Development</u>		
5	<u>Assistance and Compact Management.</u>		
6	(a) Asia Pacific Investment		250
7	(b) Economic and Statistic Reporting ...		-0-
8	(c) Trust Fund Committee		-0-
9	(d) Technical Assistance to State Budget		
10	Offices.....		-0-
11	(9) <u>Office of Environment and Emergency</u>		
12	<u>Management</u> (E.E.M).		
13	(a) 4 th National Environmental		
14	Conference.....		15,000
15	(b) Secretariat of Pacific Regional		
16	Environment.....		23,477
17	(c) National Emergency Managers Association		-0-
18	(d) UN Environmental Protection Agency		
19	(UNEP).....		760
20	(e) 7 th National Environmental Speech		
21	Contest.....		15,000
22	(f) SPREP/Noumea Convention		671
23	(g) Waigani Convention (Annual		
24	Membership Fee).....		55
25	(h) UN Convention to Combat		

1	Desertification.....	\$	120
2	(i) UN Framework Convention (UNFCC)		250
3	(j) SPREP Annual Membership Fee		-0-
4	(10) <u>Office of NACHP.</u>		
5	(a) UNESCO		4,000
6	(b) NCSHPO		2,760
7	(c) PARBICA		100
8	(d) PIALA		100
9	(e) WHC Membership Fee		54
10	(11) <u>Coconut Development Authority.</u>		
11	(a) Copra subsidy		75,000
12	(b) Asia Pacific Coconut Community (APCC)		12,000
13	(c) Pilot Plant Project		-0-
14	(12) <u>Department of Justice.</u>		
15	(a) Kosrae Joint Law Enforcement		25,000
16	(b) Pohnpei Joint Law Enforcement		50,000
17	(c) Chuuk Joint Law Enforcement; PROVIDED,		
18	HOWEVER, that \$35,000 of the funds appropriated herein		
19	shall be for the use of the Chuuk State Police; and \$15,000		
20	shall be for the use of the Chuuk State Attorney General's		
21	Office.....		50,000
22	(d) Yap Joint Law Enforcement		25,000
23	(13) <u>Other Grants, Subsidies and Contributions.</u>		
24	(a) Kosrae Judiciary Subsidy		30,000
25	(b) Pohnpei Judiciary Subsidy		45,000

1	(c) Chuuk Judiciary Subsidy	\$ 45,000
2	(d) Yap Judiciary Subsidy	30,000
3	(e) COM Treaty Obligations	25,000
4	(f) Tuna Commission Membership	47,988
5	(g) Disaster Assistance Emergency Fund	
6	(DAEF) Matching.....	200,000
7	(h) MiCare	100,000
8	(i) MLFC Loan Payment	200,000
9	(j) FY08 Single Audit	329,250
10	(k) Compact Review Committee	50,000
11	(l) FSM Social Security	1,200,000
12	(m) Legislative and Executive	
13	Discretionary Funds	-0-
14	(n) General Election (March 8, 2011) ...	280,000
15	(o) Staff Housing	585,000
16	(p) Recruitment and repatriation	180,000
17	(q) MLSC	150,000
18	(r) Former Presidents' Allowance	50,000

19 Section 9. Capital and Human Resources Development.

20 The sum of \$8,383,100, or so much thereof as may be necessary, is
 21 hereby appropriated from the General Fund of the Federated States
 22 of Micronesia for the fiscal year ending September 30, 2011, for
 23 the following capital improvements, development programs, and
 24 projects and human resources development. Of the total amount of
 25 funds appropriated herein, \$3,800,000 shall be deemed to come from

1 funds available under the amended Compact from the education
 2 sector; \$684,126 shall be deemed to come from funds available
 3 under the Supplemental Education Grant; \$200,000 shall be deemed
 4 to come from funds available under the amended Compact from the
 5 health sector; and \$81,500 shall be deemed to come from funds
 6 available under the amended Compact from the capacity building
 7 sector. The sum appropriated by this section shall be apportioned
 8 as follows:

9	(1) <u>College of Micronesia – FSM.</u>	
10	(a) College of Micronesia–FSM	\$ 3,800,000
11	(b) FSM Fisheries and Maritime Institute	658,610
12	(c) COM–FSM Supplemental Education	
13	Grant (SEG).....	684,126
14	(2) <u>Department of Finance and Administration.</u>	
15	(a) National Staff Upgrading	50,000
16	(b) Tax Reform	117,000
17	(c) Capacity Building Roadmap/Staff	
18	Upgrading.....	115,000
19	(d) Financial Advisors	81,500
20	(3) <u>Department of Resources and Development.</u>	
21	(a) 2010 Shanghai World Expo	-0-
22	(b) Sustainable Agriculture	
23	Production.....	-0-
24	(c) FSM Cultural and Tradition Day ...	40,000
25	(d) FSM Tourism Market	150,000

1	(e) FSM Chamber of Commerce	\$ 62,594
2	(f) Kosrae Aquaculture	20,000
3	(4) <u>Department of Transportation,</u>	
4	<u>Communication and Infrastructure.</u>	
5	(a) Capital Complex Facilities	
6	Rehabilitation.....	450,000
7	(b) Hauk Airport Extension -	
8	Land acquisition	-0-
9	(c) Dry docking of MS Caroline	
10	Voyager	-0-
11	(d) President's Office	
12	Improvement	-0-
13	(e) FSM Capital Official Residence	
14	Fencing	-0-
15	(f) FSM Capital Road/Bridge.....	-0-
16	(5) <u>Department of Justice.</u>	
17	(a) FSS Independence.....	85,000
18	(b) FSS Independence/Micro/Slipping..	250,000
19	(6) <u>Infrastructure Maintenance Fund.</u>	
20	(a) Infrastructure Development.....	-0-
21	(b) Infrastructure Maintenance Fund	
22	(IMF).....	120,925
23	(7) <u>President's Office.</u>	
24	(a) FSM Trust Fund	1,000,000
25	(b) Plebiscite	100,000

1	(8) <u>Office of Statistics, Budget, Overseas</u>	
2	<u>Development and Compact Management (SBOC).</u>	
3	(a) Year 2010 Census	\$ -0-
4	(b) FSM 2011 Household Income and	
5	Exp. Survey.....	165,345
6	(c) Capital Integrated Information	
7	System	-0-
8	(d) Economic Symposium.....	150,000
9	(9) <u>Banking and Insurance Board.</u>	-0-
10	(10) <u>National Election.</u>	
11	(a) National election (Voter ID	
12	Card Project)	83,000
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>	-0-
18	Section 10. <u>Employment Ceilings.</u> 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	469
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 into or
10 from the personnel budget line item shall not be permitted, except
11 when the Department of Foreign Affairs is reprogramming into
12 personnel from contractual services by accessing the contingency
13 fund established in Section 2. The President, Speaker and Chief
14 Justice may reprogram up to 10 percent to or from the funds
15 appropriated in sections 2 (Operating expenses of the Executive
16 Branch), 3 (Operating expenses of the Legislative Branch), and 4
17 (Operating expenses of the National Judicial Branch) respectively.
18 Reprogramming of funds within a department, office or agency shall
19 be effected by the head of such department, office or agency by
20 specifying in writing to the Secretary of the Department of
21 Finance and Administration of the FSM National Government, the
22 accounts for which funding is either increased or decreased.
23 Reprogramming other than as specified herein is not permitted, and
24 more specifically, reprogramming into or out of any line item
25 contained in Section 8 (Grants, Subsidies and Contributions) or

1 Section 9 (Investment: Capital and Human Resources) is not
2 permitted. The President shall report to Congress within one
3 month of the last day of each financial quarter all amounts
4 reprogrammed inter or intra a department, office or agency.

5 Section 12. Allotment and management of funds and lapse
6 dates.

7 (1) General Provisions.

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

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

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

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

20 (b) Section 3 - the allottee of these funds
21 shall be the Speaker of the Congress of the Federated States of
22 Micronesia;

23 (c) Section 4 - the allottee of these funds
24 shall be the Chief Justice of the Supreme Court of the Federated
25 States of Micronesia;

1 (d) Section 5 – the allottee of these funds
2 shall be the Public Auditor of the Federated States of Micronesia;

3 (e) Sections 6 through 9 – the allottee of these
4 funds shall be the President of the Federated States of
5 Micronesia; PROVIDED, HOWEVER, that for the following subsections
6 of sections 8 through 9 of this act:

7 (i) Section 8, subsection (12)(a) through
8 (d) – the allottee of these funds shall be the Chief Justice of
9 the respective State Supreme Court,

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

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

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

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07.30, 2010

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Manny Mori
President
Federated States of Micronesia

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