



The President
Palikir, Pohnpei
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 17-198
FSM CONGRESS

February 24, 2011

The Honorable Isaac V. Figir
Speaker
17th FSM Congress
Palikir, Pohnpei, FM 96941



Dear Speaker Figir:

I hereby designate the following congressional act which I have signed to become Public Law No. 17-37 as follows:

Congressional Act No. 17-36. "AN ACT TO FURTHER AMEND SECTION 1 OF PUBLIC LAW NO. 16-23, AS AMENDED BY PUBLIC LAW NO. 16-29, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATE OF CHUUK, AND FOR OTHER PURPOSES.

The congressional act amends --for the second time -- appropriation for public projects that originally passed on February 10, 2010. Amendment to the appropriation took effect one month later. Both the original appropriation and the subsequent amendment became public laws without signature.

Again, I am faced with a similar or equally difficult dilemma resulting from the constant amendments for public projects. I observe a constitutional defect in the congressional act. The act amends certain funding for Chuuk State and Pohnpei State, and yet the title of the act mentions of amendment only for Chuuk State. This may sound too technical, nevertheless, the constitution requires that: "A bill may embrace but one subject expressed in its title. A provision outside the subject express in the title is void." Art. IX Sec. 21, FSM Constitution.

Furthermore, I have been advised by SBOC and Finance that funding was allotted and expended for the original project and thus, funding is not available at this time for the propose project.

In view of these discrepancies and given equal considerations to other viable projects under this act, I am left with no alternative option but to line item veto line 17 of page 1 of this act which allocates \$30,000 for the "National Prayer Day" for Election District No.1, State of Pohnpei.

Given the reasons in support of my decision, I urge Congress to take appropriate measure in its next session to rectify these discrepancies.

Sincerely,

Manny Mori
President

Enclosure:

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





CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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Office of the Chief Clerk

PRESIDENTIAL COMM. NO. 17-198
FSM CONGRESS

February 10, 2012

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. 17-36, "AN ACT TO FURTHER AMEND SECTION 1 OF PUBLIC LAW NO. 16-23, AS AMENDED BY PUBLIC LAW NO. 16-29, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATE OF CHUUK, AND FOR OTHER PURPOSES.", which was passed by the Seventeenth Congress of the Federated States of Micronesia, Third Regular Session, 2012, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

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

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

Enclosures



PUBLIC LAW No. 17-37

SEVENTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
THIRD REGULAR SESSION
JANUARY 16 – FEBRUARY 09, 2012

PRESIDENTIAL COMM. NO. 17-198
FSM CONGRESS

An Act

TO FURTHER AMEND SECTION 1 OF PUBLIC LAW NO. 16-23, AS AMENDED BY
PUBLIC LAW NO. 16-29, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY
APPROPRIATED THEREIN FOR THE STATE OF CHUUK, AND FOR OTHER
PURPOSES.

INTRODUCED BY SENATOR: FLORENCIO S. HARPER

DATE: FEBRUARY 7, 2012

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – FEBRUARY 7, 2012

FIRST READING: FEBRUARY 7, 2012

SECOND READING: FEBRUARY 8, 2012

A handwritten signature in blue ink, which appears to read "Liwiana Ramon Ioanis".

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 17-198
FSM CONGRESS

ACT NO. 17-36

(CONGRESSIONAL BILL NO. 17-99)

We hereby certify that on February 8 the foregoing act passed Second and Final Reading of the Seventeenth Congress of the Federated States of Micronesia, Third Regular Session, 2012, 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 "Isaac V. Figir".

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

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

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

SEVENTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

THIRD REGULAR SESSION, 2012

CONGRESSIONAL BILL NO. 17-99

PUBLIC LAW No. 17-37

AN ACT

To further amend section 1 of Public Law No. 16-23, as amended by Public Law No. 16-29, to change the use of certain funds previously appropriated therein for the State of Chuuk, 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. 16-23, as amended
2 by Public Law No. 16-29, is hereby further amended to read as
3 follows:

4 "Section 1. Appropriation. The sum of \$199,000, or
5 so much thereof as may be necessary, is hereby
6 appropriated from the General Fund of the Federated
7 States of Micronesia for the fiscal year ending
8 September 30, 2010, for the purpose of funding
9 Economic and Social Projects and Programs in the
10 State of Kosrae, Pohnpei and Chuuk. The funds
11 appropriated under this section shall be apportioned
12 as follows:

13	(1) State of Kosrae	\$ 5,000
14	(a) Students' transportation needs...	5,000
15	(2) State of Pohnpei	30,000
16	(a) Election District No. 1	
17	(i) National Prayer Day ...	30,000
18	(3) State of Chuuk	164,000
19	(a) At-Large	49,000

1	(i) Public facilities	\$ 30,000
2	(ii) Project Management	9,000
3	(iii) Sea Transportation	10,000
4	(b) Election District No. 1	14,000
5	(i) Project Management	7,000
6	(ii) CSCIP operation	3,000
7	(iii) Mortlocks substate	
8	project labor costs	4,000
9	(c) Election District No. 2	35,000
10	(i) Project Management	25,000
11	(ii) Youth Sports Activities	10,000
12	(d) Election District No. 3	20,000
13	(i) Project Management	20,000
14	(e) Election District No. 4	25,000
15	(i) Faichuk Development	
16	Authority subsidy	20,000
17	(ii) CSCIP Operation	5,000
18	(f) Election District No. 5	21,000
19	(i) Project Management	21,000"

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1 Section 2. 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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February 24 2012


Manny Mori
President
Federated States of Micronesia