



*The President*  
*Palikir, Pohnpei*  
*Federated States of Micronesia*

January 6, 2014

The Honorable Dohsis Halbert  
Speaker  
18<sup>th</sup> FSM Congress  
Palikir, Pohnpei, FM 96941



PRESIDENTIAL COMM. NO. 18-177  
FSM CONGRESS

Dear Speaker Halbert:

I am returning the following Congressional Acts to become public laws pursuant to Article IX Section 22 of the FSM Constitution, without my signature:

**Public Law No. 18-27:** Congressional Act No. 18-26, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-49, AS AMENDED BY PUBLIC LAW NOS. 16-68, 16-76, 17-06, 17-10, 17-23, 17-30, 17-32, 17-45, 17-82, AND 17-85, BY AMENDING SECTIONS 1 AND 2 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

**Public Law No. 18-28:** Congressional Act No. 18-27, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-18, AS AMENDED BY PUBLIC LAW NOS. 16-24, 16-32, 16-39, 16-45, 16-54, 16-67, 17-04, 17-14, 17-26, 17-39 AND 17-65, BY AMENDING SECTIONS 5 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

**Public Law No. 18-29:** Congressional Act No. 18-28, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-59, AS AMENDED BY PUBLIC LAW NOS. 17-63, 17-66, 17-70, 17-77, 17-86 AND 18-21, BY AMENDING SECTIONS 4, AND 5 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

**Public Law No. 18-30:** Congressional Act No. 18-29, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 12-50, AS AMENDED BY PUBLIC LAW NOS. 12-53, 12-74, 13-1, 13-17, 14-65, 14-71, 14-94, 15-15, 15-50 AND 17-24, BY AMENDING SECTION 13 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."

**Public Law No. 18-31:** Congressional Act No. 18-31, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAW NOS. 18-07 AND 18-14, BY AMENDING SECTION 4 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."



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**Public Law No. 18-32:** Congressional Act No. 18-33, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAW NOS. 17-71, 17-81, 17-89, 17-90, 18-03, 18-10 AND 18-13, BY AMENDING SECTIONS 4 AND 5 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

**Public Law No. 18-33:** Congressional Act No. 18-35, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-62, AS AMENDED BY PUBLIC LAW NOS. 16-71, 17-05, 17-18, 17-29, 17-47 AND 18-23, BY AMENDING SECTION 4 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

I have reviewed all of the above Acts, which share the following common characteristics:

1. There were no public hearings or committee reports.
2. There have been multiple amendments to the original appropriations, up to 12 and 13 times for some Acts (with the exception of Congressional Act No. 18-31, which had a maximum of three amendments). The multiple amendments resulted in so much confusion as to the true intention of Congress for the public projects and programs, and have created extreme difficulties in implementation of the projects and programs, such as tracking the multiple changes.
3. There were changes of recipients and purposes, in most of the Acts, without clear justification or reasoning.
4. Further amendments to Congressional Acts continued after allotments have been fully processed where funding has been partially or fully disbursed.

It would be most helpful if Congress would set a policy limiting to a maximum of only three amendments per Act in order to avoid the problems as outlined above. For Congress to fully appreciate the extreme difficulty in properly tracking, analyzing, and implementing multiple amendments, we have attached an illustration of a spreadsheet of the multiple amendments of only one public law, P.L. 16-49. This illustration took approximately 12 hours to put together in an Excel spreadsheet by someone experienced in Excel. It sets out the multiple changes that occurred over the 16<sup>th</sup>, 17<sup>th</sup>, and 18<sup>th</sup> Congresses.

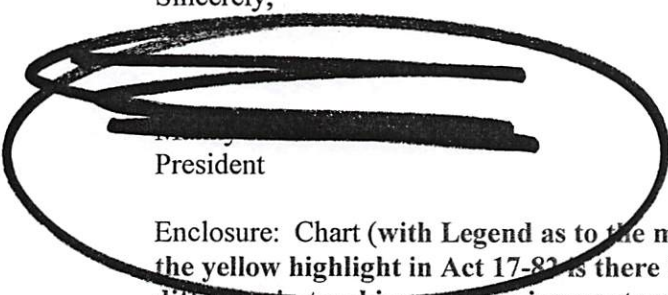


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Even with a spreadsheet, if there are no public hearings and committee reports, it will still be most difficult to implement the public projects and programs without knowing the intent of Congress.

With warm personal regards, I remain,

Sincerely,



President

Enclosure: Chart (with Legend as to the meaning of the colors. Note – according to SBOC, the yellow highlight in Act 17-82 is there because it has been over-expended due to the difficulty in tracking as there is no networking to provide for a real time update; also, in Act 18-27, the yellow highlight shows an absence of an amount listed for the intended purpose. These are just two of the yellow highlights shown).

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

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Office of the Chief Clerk

December 06, 2013

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. 18-29, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 12-50, AS AMENDED BY PUBLIC LAWS NOS. 12-53, 12-74, 13-1, 13-17, 14-65, 14-71, 14-94, 15-15, 15-50 AND 17-24, BY AMENDING SECTION 13 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Second Special Session, 2013, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in black ink, which appears to read "Liwiana Ramon Ioanis", is written over the "Sincerely yours," text.

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

Enclosures





EIGHTEENTH CONGRESS OF THE  
FEDERATED STATES OF MICRONESIA  
SECOND SPECIAL SESSION  
NOVEMBER 25 – DECEMBER 05, 2013

**PUBLIC LAW No. 18- 30**

## An Act

TO FURTHER AMEND PUBLIC LAW NO. 12-50, AS AMENDED BY PUBLIC LAWS NOS. 12-53, 12-74, 13-1, 13-17, 14-65, 14-71, 14-94, 15-15, 15-50 AND 17-24, BY AMENDING SECTION 13 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: TONY H. OTTO

DATE: NOVEMBER 26, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – DECEMBER 02, 2013

FIRST READING: DECEMBER 02, 2013

SECOND READING: DECEMBER 03, 2013

A handwritten signature in dark ink, appearing to read "Liwiana Ramon Ioanis", is written over a horizontal line.

Liwiana Ramon Ioanis  
Chief Clerk, FSM Congress





CONGRESS OF THE FEDERATED STATES OF MICRONESIA


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*Office of the Speaker*

ACT NO. 18-29

(CONGRESSIONAL BILL NO. 18-97)

We hereby certify that on December 03 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Second Special Session, 2013, 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.

  
Dohsis Halbert  
Speaker  
Congress of the  
Federated States of Micronesia

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

EIGHTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SECOND SPECIAL SESSION, 2013

CONGRESSIONAL BILL NO. 18-97

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**PUBLIC LAW No. 18-30**

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AN ACT

To further amend Public Law No. 12-50, as amended by Public Laws Nos. 12-53, 12-74, 13-1, 13-17, 14-65, 14-71, 14-94, 15-15, 15-50 and 17-24, by amending section 13 thereof, to change the use of funds previously appropriated therein, and for other purposes.

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

1       Section 1. Section 13 of Public Law No. 12-50, as amended  
2 by Public Laws Nos. 12-53, 12-74, 13-1, 13-17, 14-65, 14-71,  
3 14-94, 15-15, 15-50 and 17-24, is hereby further amended to  
4 read as follows:

5               "Section 13. Capital and Human Resource Development.

6               The sum of \$12,302,572, or so much thereof as may be  
7 necessary, is hereby appropriated from the General  
8 Fund of the Federated States of Micronesia for the  
9 fiscal year ending September 30, 2003, for capital  
10 improvement, development programs and projects and  
11 human resource development. The sum appropriated  
12 under this section shall be apportioned as follows:

13               (1) College of Micronesia - FSM

14                       (a) Operations of the College of  
15 Micronesia-FSM, including planning, construction  
16 of new facilities and maintenance of the  
17 newly completed multi-purpose gymnasium ...\$     3,220,000

18                       (b) Student assistance for tuition  
19 and housing to be deemed to come from section

~~PUBLIC LAW NO. 18-30~~

1	216(a)(3) of the Compact of Free Association	
2	PROVIDED that only students maintaining	
3	a passing grade point average will be eligible	
4	to receive these grants .....	\$ 475,000
5	(c) COM-FSM National Campus Standby	
6	Generator .....	-0-
7	(d) COM-FSM National Campus Well	
8	Drilling to be deemed to come from the capital	
9	Account funds available under section 211	
10	of the Compact of Free Association .....	30,000
11	(e) FSM Fisheries and Maritime	
12	Institute .....	700,000
13	(2) Post-Secondary Educational Assistance	
14	to be deemed to come from section 216(a)(3)	
15	of the Compact of Free Association	
16	(a) Kosrae State .....	283,411
17	(b) Pohnpei State .....	639,693
18	(c) Chuuk State	
19	(i) GPA-based Scholarships,	
20	PROVIDED THAT the Department of Finance and	
21	Administration of the Federated States of	
22	Micronesia office in Chuuk shall issue any	
23	funds directly to the respective	
24	scholarship recipient .....	140,000
25	(ii) Grants, PROVIDED THAT the	



1	Department of Finance and Administration	
2	of the Federated States of Micronesia office in	
3	Chuuk shall issue any funds directly to the	
4	respective scholarship grant recipient ....\$	773,886
5	(d) Yap State	
6	(i) Post-Secondary Educational	
7	assistance .....	262,210
8	(ii) Scholarships grants for	
9	Yapese students, with the following conditions:	
10	(1) only students maintaining a grade point	
11	average of 2.0 or higher shall be eligible to	
12	receive these grants; (2) taking into	
13	consideration all sources of assistance to	
14	the recipient, no grant funds in excess of	
15	the cost of tuition, room and board shall	
16	be provided to any student; and (3) no more	
17	than \$5,000 of these funds shall be given	
18	to any individual student .....	95,000
19	(e) Graduate Scholarship -	
20	All States .....	100,000
21	(3) National Staff Upgrading to be deemed	
22	to come from the capital account funds	
23	available under section 211 of the Compact of	
24	Free Association .....	50,000
25	(4) President's Office Expansion and	

~~PUBLIC LAW NO. 18-30~~

1	Security .....	\$	-0-
2	(5) FSM Visitors Bureau to be deemed to		
3	come from the capital account funds available		
4	under section 211 of the Compact of Free		
5	Association .....		378,000
6	(6) FSM Development Bank - Business		
7	Development Loan Program to be deemed to come		
8	from the capital account funds available		
9	under section 211 of the Compact of		
10	Free Association .....		1,000,000
11	(7) FSM Trust Fund - Account 'S', of which		
12	\$709,640 shall be deemed to come from capital		
13	account funds available under section 211,		
14	\$130,506 shall be deemed to come from funds		
15	available under section 214(b), \$1,094,573		
16	shall be deemed to come from funds available		
17	under section 215(a)(2), \$8,000 shall be		
18	deemed to come from funds available under		
19	section 215(b)(2) and \$346,462 shall be		
20	deemed to come from funds available under		
21	section 221(b) of the Compact of Free		
22	Association .....		3,000,000
23	(8) FSM Household Income and Expenditure		
24	Survey .....		-0-
25	(9) M.S. Caroline Voyager Dry-docking to		

~~PUBLIC LAW NO. 18-30~~

1	be deemed to come from the capital account	
2	funds available under section 211 of the	
3	Compact of Free Association .....	\$ 510,000
4	(10) Tuna Commission Building	
5	Contractual Services and Official Residences	142,000
6	(11) EMPAT Phase III, \$64,000 of which	
7	shall be deemed to come from funds available	
8	under section 216(a)(3) of the Compact of Free	
9	Association.....	117,703
10	(12) 3 <sup>rd</sup> Convention of the FSM Coastal	
11	Fisheries Consortium .....	12,239
12	(13) FSM Capitol Complex Infrastructure	
13	Program .....	-0-
14	(14) FSM Public Defender Office Expansion	
15	(Pohnpei Office) to be deemed to come from the	
16	capital account funds available under section	
17	211 of the Compact of Free Association .....	45,000
18	(15) Funds to be deemed to come from the	
19	capital account funds available under section	
20	211 of the Compact of Free Association for:	
21	(a) FSM Judiciary Branch Office	
22	Renovation Chuuk and Yap) .....	68,430
23	(b) FSM Chief Justice new resident	
24	upgrade in Pohnpei .....	5,000
25	(16) Public Auditor's Office Construction	



~~PHILIPPINE LAW NO. 18-30~~

1 to be deemed to come from the capital account  
 2 funds available under section 211 of the  
 3 Compact of Free Association .....\$ 80,000  
 4 (17) Outer Island Projects to be  
 5 deemed to come from the capital account  
 6 funds available under section 211 of the  
 7 Compact of Free Association:  
 8 (a) Ta Airport ..... 55,000  
 9 (b) Northwest islands' cargo  
 10 and passenger vessel ..... 120,000"

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

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17 \_\_\_\_\_, 2013

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21 *Law as signed*

22 01-06-14

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 Manny Mori  
 President  
 Federated States of Micronesia