



The President
Palikir, Pohnpei
Federated States of Micronesia

January 6, 2014

The Honorable Dohsis Halbert
Speaker
18th 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, ANDFOR 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 16th, 17th, and 18th Congresses.

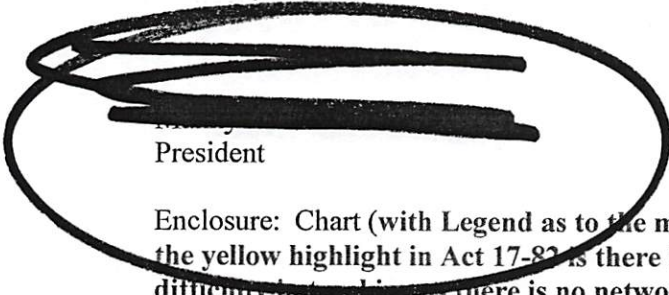
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Even with a spreadsheet, if there are no public hearings and committee reports, it will still be most difficult to implement the public projects and programs without knowing the intent of Congress.

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

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

December 11, 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. 18-31, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAWS 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", 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, appearing to read "Liwiana Ramon Ioanis".

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

PIIRIIC LAW No. 18-31

An Act

TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAWS 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.

INTRODUCED BY SENATOR: PETER M. CHRISTIAN

DATE: NOVEMBER 14, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – DECEMBER 03, 2013

FIRST READING: DECEMBER 03, 2013

SECOND READING: DECEMBER 04, 2013

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

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

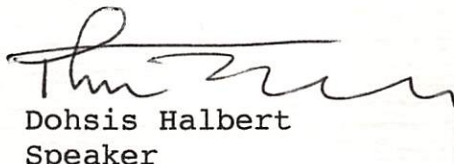
P.O. Box PS 3
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Office of the Chief Clerk

ACT NO. 18-31

(CONGRESSIONAL BILL NO. 18-87)

We hereby certify that on December 04 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.

7/11 

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. 18-87

~~PUBLIC LAW No. 18-31~~

AN ACT

To further amend Public Law No. 18-05, as amended by Public Laws 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.

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

1 Section 1. Section 4 of Public Law No. 18-05, as amended
2 by Public Law No. 18-07, is hereby further amended to read as
3 follows:

4 "Section 4. Of the sum of \$2,500,000 appropriated by
5 this act, \$700,000 is apportioned for Pohnpei State for
6 public projects and social programs.

7 State of Pohnpei\$ 700,000

8 (1) Pohnpei at Large 205,000

9 (a) Pohnpei secondary road improvement 55,000

10 (b) Sport facilities improvement 50,000

11 (c) Pohnpei Sports (equipment,
12 supplies, umpire fees 25,000

13 (d) Pohnpei roads and bridges
14 improvement 25,000

15 (e) FSM Constituency visit by Pohnpei
16 Delegation 25,000

17 (f) Hosting of traditional/civic
18 leaders' conference/travel, including
19 from foreign governments and states 15,000

PUBLIC LAW NO. 18-31

1	(g) Consumers Association	\$ 10,000
2	(2) Election District No. 1.....	165,000
3	(a) Community water extension/	
4	sanitary toilet facilities	53,000
5	(b) Contractual Service	
6	Reimbursement to Pohnpei State Delegation ..	3,000
7	(c) Elementary Schools subsidy	
8	in Election District No. 1, Pohnpei State ..	20,000
9	(d) Dispensaries subsidy in	
10	Election District No. 1, Pohnpei State	5,000
11	(e) Graduate students' outstanding debts	7,000
12	(f) Social Security Premium contribution	10,000
13	(g) Kakao nursery	15,000
14	(h) Small business/	
15	entrepreneurship start up	5,000
16	(i) Medical referral	10,000
17	(j) Student financial assistance	37,000
18	(3) Election District No. 2	165,000
19	(a) Rohi School retaining wall	35,000
20	(b) Paies-Kitti water system	10,000
21	(c) Nansalohi-Madol water system	10,000
22	(d) Soamwoai-Kitti water system	10,000
23	(e) Kinakapw road improvement	5,000
24	(f) Rehntu (Nintok) road improvement	30,000
25	(g) Pohnpaip (Nanmand) road improvement	5,000

PUBLIC LAW No. 18-31

1	(h) Moailap coastal access	
2	road improvement	\$ 5,000
3	(i) Pohnlangas Ice Plant road improvement	5,000
4	(j) Police vehicle purchase supplement	10,000
5	(k) Drilling Rig and Accessories	5,000
6	(l) Students financial assistance ...	5,000
7	(m) Purchase of PVC pipes and materials	5,000
8	(n) Election District No. 2	
9	administrative support services	20,000
10	(o) Kitti Judiciary branch fencing ..	5,000
11	(4) Election District No. 3	165,000
12	(a) Care Micronesia Foundation	25,000
13	(b) Election District No. 3	
14	administrative support services	15,000
15	(c) Medical referral assistance	10,000
16	(d) Youth activities and supplies ...	15,000
17	(e) Road repair and beautification ..	70,000
18	(f) Extension of power lines to	
19	rural areas/farm roads	30,000"
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PUBLIC LAW NO. 18-31

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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7

_____, 2013

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11 *Law as per signature*

12 *01-06-14*

Manny Mori
President
Federated States of Micronesia

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