



The President
Palikir, Pohnpei
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 18-177
FSM CONGRESS

January 6, 2014

The Honorable Dohsis Halbert
Speaker
18th FSM Congress
Palikir, Pohnpei, FM 96941



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."

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.

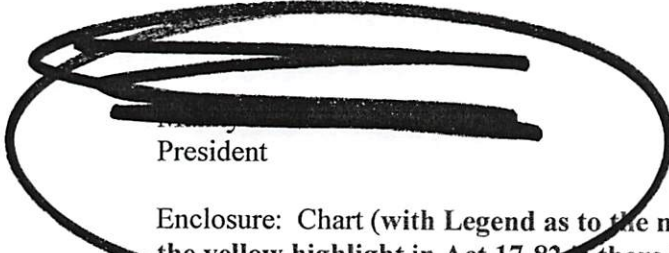
The Honorable Dohsis Halbert
January 6, 2014
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PRESIDENTIAL COMM. NO. 18-177
FSM CONGRESS

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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Palikir, Sokehs
Pohnpei State, FM 96941
Tel: (691) 320-2324 / 2338
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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. 18-35, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-62, AS AMENDED BY PUBLIC LAWS 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", 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". The signature is fluid and cursive, with a large initial "L" and "R".

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. 18-33

An Act

TO FURTHER AMEND PUBLIC LAW NO. 16-62, AS AMENDED BY PUBLIC LAWS 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.

INTRODUCED BY SENATOR: PETER M. CHRISTIAN

DATE: DECEMBER 02, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – DECEMBER 04, 2013

FIRST READING: DECEMBER 04, 2013

SECOND READING: DECEMBER 05, 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

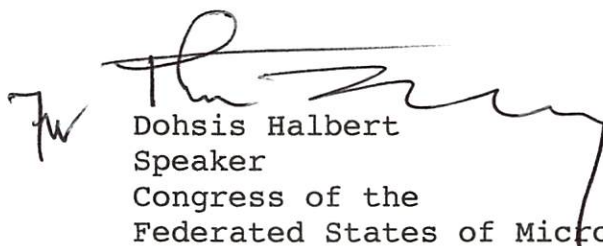
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Office of the Speaker

ACT NO. 18-35

(CONGRESSIONAL BILL NO. 18-109, C.D.1, C.D.2)

We hereby certify that on December 05 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. 18-109, C.D.1,
C.D.2

~~PUBLIC LAW NO. 18-33~~

AN ACT

To further amend Public Law No. 16-62, as amended by Public Laws 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.

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

1 Section 1. Section 4 of Public Law No. 16-62, as amended by
2 Public Laws Nos. 16-71, 17-05, 17-18, 17-29 and 18-23, is hereby
3 further amended to read as follows:

4 "Section 4. Of the sum of \$1,050,000 appropriated by
5 this act, \$300,000 is apportioned for Pohnpei State
6 for public projects and social programs.

7 State of Pohnpei\$ 300,000

8 (1) Pohnpei at Large 75,000

9 (a) Soledi road construction 30,000

10 (b) Pohnrakied community buildings
11 improvement and cultural festivities 5,000

12 (c) Pohnpei road improvement/repair 30,000

13 (d) MS. Caroline Voyager 5,000

14 (e) Ohwa School Food subsidy 12,000

15 (2) Election District No. 1 75,000

16 (a) Road construction/improvement 65,000

17 (b) Poultry project subsidy to
18 assist in purchase of feed and veterinary

PUBLIC LAW NO. 18-33

1	and vaccination costs.....	\$ 3,000
2	(3) Election District No. 2	75,000
3	(a) Pohnpei PIBA Chapter	10,000
4	(b) Contractual Services for teacher	
5	aide at Salapwuk elementary school.....	6,000
6	(c) Contractual Service for a cook	
7	at Nanpei Memorial High School (NMHS).....	6,000
8	(d) Election District No. 2	
9	participation in Guam softball tournament..	20,000
10	(e) Election District No. 2 operation	5,000
11	(f) Road Improvement	10,000
12	(g) Pehleng fish market	4,000
13	(h) Students financial assistance ..	4,000
14	(i) Water system upgrade at	
15	Madolenihmw High School	4,000
16	(j) Kitti Municipal Government	
17	Building improvement.....	6,000
18	(4) Election District No. 3	75,000
19	(a) Students financial assistance ..	2,000
20	(b) Dolonier, Nett farm road	
21	improvement	25,000
22	(c) U Secondary road improvement ...	30,000
23	(d) Water project	10,000
24	(e) Contractual services for Grant	
25	writing on Seed money.....	5,000

DIRECT LAW No. 18-33

1 (f) Election District No. 3 Rural

2 Internet Connectivity services\$ 3,000"

3 Section 3. This act shall become law upon approval by the

4 President of the Federated States of Micronesia or upon its

5 becoming law without such approval.

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9 _____, 2013

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13 *Law aspect signature*

14 *01-06-14*

Manny Mori
President
Federated States of Micronesia

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