



The President
Palikir, Pohnpei
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 18-224
FSM CONGRESS

February 18, 2014

The Honorable Dohsis Halbert
Speaker
Eighteenth Congress of the Federated States of Micronesia
Palikir, Pohnpei FM 96941



Dear Speaker Halbert:

I am returning the following Congressional Acts, which will become law without my signature:

Public Law No. 18-44, as Congressional Act No. 18-42: "AN ACT TO AMEND PUBLIC LAW NO. 18-11, BY AMENDING SECTION 1 AND 2 THEREOF, TO CHANGE THE USE AND THE ALLOTTEE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATE OF POHNPEI, AND FOR OTHER PURPOSES"

Public Law No. 18-45, as Congressional Act No. 18-47: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-49, AS AMENDED BY PUBLIC LAWS NOS. 16-68, 16-76, 17-06, 17-10, 17-23, 17-30, 17-32, 17-45, 17-82, 17-85 AND 18-28, BY AMENDING SECTION 5 THEREOF, FOR THE PURPOSE OF CHANGING THE USE 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. 18-46, as Congressional Act No. 18-49: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAWS NOS. 17-71, 17-81, 17-84, 17-89, 17-90, 18-03, 18-10, 18-13, AND 18-32, BY AMENDING SECTION 4 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

Public Law No. 18-47, as Congressional Act No. 18-50: "AN ACT TO FURTHER AMEND SECTION 1 OF PUBLIC LAW NO. 16-18, AS AMENDED BY PUBLIC LAWS NOS. 16-24, 16-32, 16-39, 16-45, 16-54, 16-67, 17-04, 17-14, 17-26, 17-39, 17-65 AND 18-27, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECT AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

The Honorable Dohsis Halbert
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The reasons I am not affirmatively approving of these acts by signing them into law is because of the following troubling characteristics:

1. There were no public hearings or committee reports, as had been formally discussed would be the case.
2. There had been multiple amendments to the original appropriations that resulted in confusion as to the true intentions 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. Changes of recipients and purposes with no clear justification or reasoning.
4. No clear eligibility criteria for appropriation recipients.
5. Unclear linkage as to how recipients' use of appropriations will lead to overall, sustained economic development for the country.

As previously suggested, it would be helpful to set a policy to limit up to three the number of amendments per Act in order to avoid the problems as outlined above. And I again urge that in the future public hearings are held and committee reports issue, in order to assure transparency in the process.

With warm personal regards, I remain,

Sincerely,


Manny Mori
President

Enclosures:

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

Office of the President, P.O. Box PS 53, Palikir Pohnpei, FM 96941



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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

Office of the Chief Clerk

January 31, 2014

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. 18-42, "AN ACT TO AMEND PUBLIC LAW NO. 18-11, BY AMENDING SECTION 1 AND 2 THEREOF, TO CHANGE TO USE AND THE ALLOTTEE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATE OF POHNPEI, AND FOR OTHER PURPOSES", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Third Regular Session, 2014, 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. 18-224
FSM CONGRESS





PRESIDENTIAL COMM. NO. 18-224
FSM CONGRESS

EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
THIRD REGULAR SESSION
JANUARY 10 - 29, 2014

PUBLIC LAW No. 18-44

An Act

TO AMEND PUBLIC LAW NO. 18-11, BY AMENDING SECTION 1 AND 2 THEREOF,
TO CHANGE TO USE AND THE ALLOTTEE OF FUNDS PREVIOUSLY
APPROPRIATED THEREIN FOR THE STATE OF POHNPEI, AND FOR OTHER
PURPOSES.

INTRODUCED BY SENATOR: DOHSIS HALBERT

DATE: SEPTEMBER 19, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS

S.C.R. NO. 18-107 – JANUARY 27, 2014

FIRST READING: JANUARY 28, 2014

SECOND READING: JANUARY 29, 2014

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
Palikir, Sokehs
Pohnpei State, FM 96941
Tel: (691) 320-2324 / 2338
Fax: (691) 320-5122

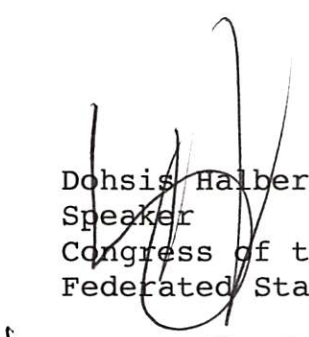
Office of the Speaker


PRESIDENTIAL COMM. NO. 18-224
FSM CONGRESS

ACT NO. 18-42

(CONGRESSIONAL BILL NO. 18-73, C.D.1, C.D.2)

We hereby certify that on January 29 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Third Regular Session, 2014, 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 REGULAR SESSION, 2013 CONGRESSIONAL BILL NO. 18-73, C.D.1, C.D.2

PUBLIC LAW NO. 18-44

AN ACT

To amend Public Law No. 18-11, by amending section 1 and 2 thereof, to change to use and the allottee of funds previously appropriated therein for the State of Pohnpei, 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. 18-11 is hereby
2 amended to read as follows:

3 "Section 1. The sum of \$1,680,000, or so much thereof as
4 may be necessary, is hereby appropriated from the General Fund
5 of the Federated States of Micronesia for the fiscal year
6 ending September 30, 2013, to assist the States of Pohnpei and
7 Yap in retiring debt and covering budget shortfalls, PROVIDED
8 THAT the funds appropriated shall not be used for personnel and
9 travel expenses. The funds shall be apportioned as follows:

10 1. Pohnpei State \$ 1,130,000

11 PROVIDED HOWEVER, that the funds appropriated in subsections
12 (b)(c)(d) and (e) of this section shall not be allotted until
13 Congress is officially advised that funds improperly disbursed
14 as a result of the line item veto which was reflected in Public
15 Law No. 18-11 are collected.

16 (a) Micronesian Legal Services

17 Corporation \$ 130,000

18 (b) At large, Pohnpei State roads

19 improvement 250,000

PUBLIC LAW NO. 18-44

1 (c) Election District No. 1, Pohnpei
 2 State roads improvement\$ 250,000
 3 (d) Election District No. 2, Pohnpei
 4 State roads improvement 250,000
 5 (e) Election District No. 3, Pohnpei
 6 State roads improvement 250,000
 7 2. Yap State..... 550,000

8 PROVIDED THAT \$50,000 be used for fuel for the Field Trip
 9 Ship."

10 Section 2. Section 2 of Public Law No. 18-11 is hereby
 11 amended to read as follows:

12 "Section 2. Allotment and management of funds and lapse
 13 date. All funds appropriated by this act shall be
 14 allotted, managed, administered and accounted for in
 15 accordance with applicable laws, including, but not
 16 limited to, the Financial Management Act of 1979. The
 17 allottee shall be responsible for ensuring that these
 18 funds, or so much thereof as may be necessary, are used
 19 solely for the purpose specified in this act, and that
 20 no obligations are incurred in excess of the sum
 21 appropriated. The allottee of the funds appropriated
 22 under subsection 1 of section 1 of this act shall be the
 23 President of the Federated States of Micronesia. The
 24 allottee of funds appropriated under subsection 2 of
 25 section 1 of this act shall be the Governor of the State

~~PUBLIC LAW NO. 18-44~~

1 of Yap or his designee. The authority of the allottee
2 to obligate funds appropriated by this act shall lapse
3 on September 30, 2014."

4 Section 3. This act shall become law upon approval by the
5 President of the Federated States of Micronesia or upon its
6 becoming law without such approval.

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10 _____, 2014

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14 *Law w/out signature*

15 *02-18-14*

Manny Mori
President
Federated States of Micronesia

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