



The President
Palikir, Pohnpei
Federated States of Micronesia

May 31, 2014

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



PRESIDENTIAL COMM. NO. 18-1297
FSM CONGRESS

Dear Speaker Halbert:

I am returning the following Congressional Acts, which have become public laws without signature:

Public Law No. 18-63, Congressional Act No. 18-65, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-35, AS AMENDED BY PUBLIC LAWS NOS. 18-49 AND 18-61, BY AMENDING SECTIONS 3, 4 AND 5 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE STATES OF KOSRAE, POHNPEI AND CHUUK AND FOR OTHER PURPOSES."

Public Law No. 18-64, Congressional Act No. 18-67, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-59, AS AMENDED BY PUBLIC LAWS NOS. 17-63, 17-66, 17-70, 17-77, 17-86, 18-21 AND 18-29, BY AMENDING SECTION 6 THEREOF, FOR THE PURPOSE OF CHANGING THE ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE PURPOSE OF FUNDING PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

Public Law No. 18-65, Congressional Act No. 18-68, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-36, AS AMENDED BY PUBLIC LAWS NOS. 17-48, 17-78, 17-87, 18-36 AND 18-60, BY AMENDING SECTIONS 4 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE PURPOSE OF FUNDING PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI AND FOR OTHER PURPOSES."

Public Law No. 18-66, Congressional Act No. 18-69, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-50, AS AMENDED BY PUBLIC LAWS NOS. 16-04, 17-53 AND 18-37, BY AMENDING SECTIONS 1 AND 2 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF YAP, AND FOR OTHER PURPOSES."

Public Law No. 18-67, Congressional Act No. 18-64, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 15-32, AS AMENDED BY PUBLIC LAWS NOS. 15-36, 15-44, 15-57, 15-63, 15-72, 15-78, 16-03, 16-11, 16-33, 16-46, 17-12, 17-21, 17-33, 17-40 AND 18-17, BY AMENDING SECTION 1 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATE OF YAP, AND FOR OTHER PURPOSES."

The Honorable Dohsis Halbert
May 31, 2014
Page 2

PRESIDENTIAL COMM. NO. 18297
FSM CONGRESS

The above congressional acts have changed the various appropriations for public project and social programs in their amount, purpose, and allottee of funds. Although the changes do not involve any increase in the allocation of funds among the four States, still the changes have adverse consequences on the effective implementation of public projects and social programs.

Upon review, the Acts reveal the following common characteristics:

1. There were no public hearings.
2. Except for Congressional Act No. 18-64, all the Congressional Acts do not have committee reports.
3. There have been multiple amendments to the original appropriations. The multiple amendments result in confusion as to the true intention of Congress in appropriating funds for the public projects and social programs, and create difficulties in implementing them, such as tracking of the numerous changes that have occurred over multiple fiscal years.
4. Most of the changes of recipients and use of funds are without clear justification and reasoning behind the changes.

The above Acts are examples of defective appropriation of public projects and social programs. As I stated in prior transmittals, it would be most helpful if Congress would set a policy limiting the subsequent amendments to a maximum of only three per Act in order to avoid the problems outlined above. All the above acts involve more than 3 amendments. In fact, the most number of amendments is 16.

Therefore, I return these Acts without signature.

Sincerely,



President

Enclosures:

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

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, Sokehs
Pohnpei State, FM 96941
Tel: (691) 320-2324 / 2325 / 2326 / 2327 / 2338 / 2707 / 5838
Fax: (691) 320-5122
www.fsmcongress.fm

May 21, 2014

PRESIDENTIAL COMM. NO. 18-297
FSM CONGRESS



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. 18-68, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-36, AS AMENDED BY PUBLIC LAWS NOS. 17-48, 17-78, 17-87, 18-36 AND 18-60, BY AMENDING SECTIONS 4 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE PURPOSE OF FUNDING 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, Fourth Regular Session, 2014, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

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

Enclosures



PRESIDENTIAL COMM. NO. 18-297
FSM CONGRESS

EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FOURTH REGULAR SESSION
MAY 12 - 31, 2014

PUBLIC LAW No. 18-65

An Act

TO FURTHER AMEND PUBLIC LAW NO. 17-36, AS AMENDED BY PUBLIC LAWS NOS. 17-48, 17-78, 17-87, 18-36 AND 18-60, BY AMENDING SECTIONS 4 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE PURPOSE OF FUNDING PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: DOHSIS HALBERT

DATE: MARCH 11, 2014

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN - MAY 19, 2014

FIRST READING: MAY 19, 2014

SECOND READING: MAY 20, 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

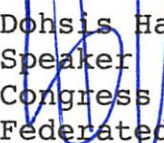
Office of the Speaker


PRESIDENTIAL COMM. NO. 18-297
FSM CONGRESS

ACT NO. 18-68

(CONGRESSIONAL BILL NO. 18-138)

We hereby certify that on May 20 the foregoing act passed
Second and Final Reading of the Eighteenth Congress of the
Federated States of Micronesia, Fourth 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

THIRD SPECIAL SESSION, 2014

CONGRESSIONAL BILL NO. 18-138

PUBLIC LAW No. 18-65

AN ACT

To further amend Public Law No. 17-36, as amended by Public Laws Nos. 17-48, 17-78, 17-87, 18-36 and 18-60, by amending sections 4 and 6 thereof, for the purpose of changing the use and allottee of certain funds previously appropriated therein for the purpose of funding 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. 17-36, as
2 amended by Public Law No. 17-48, 17-78 and 17-87, 18-36 and
3 18-60, is hereby further amended to read as follows:

4 "Section 4. Of the sum of \$2,100,000
5 appropriated by this act, \$600,000 is
6 apportioned for Pohnpei State for public
7 projects and social programs.

8 State of Pohnpei\$ 600,000

9 (1) At-Large..... 150,000

10 (a) Road construction equipment

11 purchase and rental 33,000

12 (b) Pohnpei Circumferential road

13 repair/improvement 33,000

14 (c) Aid to non-public high schools

15 (Pohnpei State) 10,000

16 (d) Sidewalk project in Nett school. 23,000

17 (e) School bus purchase, repair and

PUBLIC LAW No. 18-65

1	related freight cost and port charges.... \$	13,000
2	(f) Scholarship (college	
3	tuition assistance)	10,000
4	(g) Leadership conference/travel	13,000
5	(h) Financial assistance for local	
6	produce market.....	5,000
7	(i) Pohnpei Tennis Team travel to Guam	10,000
8	(2) Election District No. 1.....	150,000
9	(a) Kapinle Youth.....	7,000
10	(b) Election District No. 1,	
11	subsidy.....	30,000
12	(c) Scholarship.....	5,000
13	(d) Kolonia Town Government-Legislative	
14	and Judiciary computer.....	10,000
15	(e) St. Paul school.....	8,000
16	(f) Road concrete.....	15,000
17	(g) Pakin transport repair.....	5,000
18	(h) Road construction repair.....	50,000
19	(i) Assessment and monitoring of projects	20,000
20	(3) Election District No. 2.....	150,000
21	(a) Wone Elementary School road	
22	paving.....	50,000
23	(b) Lohd road paving.....	30,000
24	(c) Enipein Pah road maintenance.....	10,000
25	(d) Areu Powe road maintenance.....	10,000

PUBLIC LAW No. 18-65

1	(e) Election District No. 2 subsidy..\$	13,000
2	(f) Kitti municipal government subsidy...	5,000
3	(g) Executive branch of the Madolenihmw	
4	municipal government subsidy.....	5,000
5	(h) Purchase of vehicle for Election	
6	District No. 2 Office	7,000
7	(i) Purchase of construction materials	
8	(PVC Pipes and accessories)	5,000
9	(j) Purchase of coral fillings.....	5,000
10	(k) Youth sports activities.....	5,000
11	(l) Women and Senior citizens activities	5,000
12	(4) Election District No. 3.....	150,000
13	(a) Roads improvement.....	35,000
14	(b) Woman associations financial	
15	assistance	15,000
16	(c) Youth groups sports activities and	
17	sports equipment	15,000
18	(d) Vehicle purchase for Election	
19	District No. 3 office	5,000
20	(e) Nett municipal government	
21	subsidy.....	15,000
22	(f) U municipal government subsidy....	15,000
23	(g) Mwoakilhoa municipal government	
24	subsidy.....	5,000
25	(h) Pingelap municipal government	

PUBLIC LAW No. 18- 65

1	subsidy	\$ 5,000
2	(i) Eirke road improvement.....	10,000
3	(j) Election District No. 3 subsidy....	20,000"

4 Section 2. Section 6 of Public Law No. 17-36, as amended
 5 by Public Laws Nos. 17-48, 17-78, 17-87, 18-36 and 18-60, is
 6 hereby further amended to read as follows:

7 "Section 6. Allotment and management of funds and
 8 lapse date. All funds appropriated by this act shall
 9 be allotted, managed, administered and accounted for
 10 in accordance with applicable laws, including, but not
 11 limited to, the Financial Management Act of 1979. The
 12 allottee shall be responsible for ensuring that these
 13 funds, or so much thereof as may be necessary, are
 14 used solely for the purpose specified in this act, and
 15 that no obligations are incurred in excess of the sum
 16 appropriated. The allottee of the funds appropriated
 17 under Section 2 of this act shall be the Governor of
 18 Yap State. The allottee of funds appropriated under
 19 sections 3 and 4 of this act shall be the President of
 20 the Federated States of Micronesia or his designee,
 21 EXCEPT THAT the allottee of funds appropriated under
 22 subsection 4(1)(b), 4(3)(a) and (b) of section 4 of
 23 this act shall be the Pohnpei Transportation
 24 Authority. The allottee of funds appropriated under
 25 subsection 4(2)(j) of section 4 shall be the Chief

PUBLIC LAW No. 18-65

1 Magistrate of Sokehs Municipal Government. The
2 allottee of funds appropriated under subsections 5(1)
3 and 5(3) of section 5 of this act shall be the
4 Governor of Chuuk State or his designee. The allottee
5 of funds appropriated under subsection 5(2) of section
6 5 of this act shall be the Mortlock Islands
7 Development Authority; the allottee of funds
8 appropriated under subsection 5(4) of section 5 of
9 this act shall be the Southern Namoneas Development
10 Authority. The allottee of funds appropriated under
11 subsection 5(5) of section 5 of this act shall be the
12 Faichuk Development Authority. The allottee of funds
13 appropriated under subsection 5(6) of section 5 of
14 this act shall be the Northwest Development Authority
15 (NWDA), PROVIDED THAT the allottee of the funds
16 appropriated under subsection 5(6)(f) shall be the
17 President of COM-FSM. The authority of the allottee
18 to obligate funds appropriated by this act shall lapse
19 on September 30, 2014."

PHILIPPINE LAW No. 18-65

1 Section 3. 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.

4

5

6

7

_____, 2014

8

9

10

11 *Law with signature*

12 *05-31-14*

Manny Mori
President
Federated States of Micronesia

13

14

15

16

17

18

19

20

21

22

23

24

25