



*The President*  
Palikir, Pohnpei  
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 18333  
FSM CONGRESS

August 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 without signature:

Public Law No. 18-77, Congressional Act No. 18-78, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-58, AS AMENDED BY PUBLIC LAWS NOS. 16-64, 16-72, 17-08, 17-11, 17-20, 17-35 AND 17-41, BY AMENDING SECTION 4 THEREOF, TO MODIFY THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

Public Law No. 18-78, Congressional Act No. 18-79, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-35, AS AMENDED BY PUBLIC LAWS NOS. 18-49, 18-61 AND 18-63, BY AMENDING SECTIONS 4 AND 6 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

Public Law No. 18-79, Congressional Act No. 18-80, "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, 18-23, 18-33 AND 18-50, BY AMENDING SECTION 6 THEREOF, TO CHANGE THE LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."

Public Law No. 18-80, Congressional Act No. 18-81, "AN ACT TO FURTHER AMEND 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, 18-27 AND 18-47, BY AMENDING SECTION 2 THEREOF, TO CHANGE ALLOTTEE AND LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."



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Public Law No. 18-81, Congressional Act No. 18-82, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-11, AS AMENDED BY PUBLIC LAW NO 18-44. BY AMENDING SECTION 2 THEREOF, TO CHANGE THE LAPSE DATE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN. AND FOR OTHER PURPOSES."

Public Law No. 18-82, Congressional Act No. 18-83, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAWS NOS. 18-07, 18-14, 18-31, 18-38 AND 18-72. BY AMENDING SECTIONS 2, 4 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."

Public Law No. 18-83, Congressional Act No. 18-84, "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, 18-29 AND 18-64. BY AMENDING SECTION 6 THEREOF, FOR THE PURPOSE OF CHANGING THE LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN. AND FOR OTHER PURPOSES."

Public Law No. 18-84, Congressional Act No. 18-85, "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 18-65, BY AMENDING SECTION 6 THEREOF, FOR THE PURPOSE OF CHANGING THE LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, TO OFFER A TECHNICAL AMENDMENT, AND FOR OTHER PURPOSES."

Public Law No. 18-85, Congressional Act No. 18-86, "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, 18-17 AND 18-67. BY AMENDING SECTION 2 THEREOF, FOR THE PURPOSE OF CHANGING THE ALLOTTEE AND LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."

The Honorable Dohsis Halbert  
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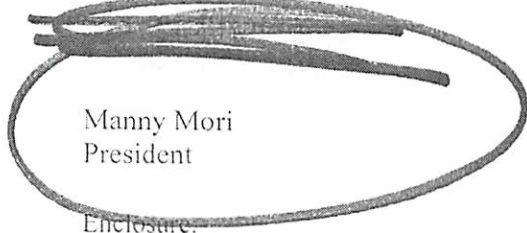
Public Law No. 18-86, Congressional Act No. 18-87, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-49, AS AMENDED BY PUBLIC LAWS NOS. 16-68, 16-76, 17-06, 17-10, 17-23, 17-30, 17-32, 17-45, 17-82, 17-85, 18-28, 18-45 AND 18-59, BY AMENDING SECTION 6 THEREOF, FOR THE PURPOSE OF CHANGING THE LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."

Public Law No. 18-87, Congressional Act No. 18-89, "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, 18-32, 18-46 AND 18-58, BY AMENDING SECTION 6 THEREIN, FOR THE PURPOSE OF CHANGING THE LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN EACH OF THE STATES AND FOR OTHER PURPOSES."

I reviewed the above Acts, designed to alter the funds and change the allottees for various public projects. The numerous amendments, which fail to provide clear direction on the intention of Congress behind altering funds and changing allottees, make it impossible for the Executive branch to implement public projects without involvement from Congress.

The involvement of some members of Congress in the implementation of public projects violates the Constitution, as confirmed by the Udot case. I have previously shared this concern with Congress and once again bring this problem to your attention. Let's resolve this matter amicably and avoid going to court to seek further clarifications.

Sincerely,



Manny Mori  
President

Enclosure.

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

**Office of the President, P.O. Box 1364, Kolonia, Pohnpei FM 96941**





CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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Palikir, Sokehs  
Pohnpei State, FM 96941  
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Fax: (691) 320-5122

*Office of the Chief Clerk*

July 15, 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. 18-80, "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, 18-23, 18-33 AND 18-50, BY AMENDING SECTION 6 THEREOF, TO CHANGE THE LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES.", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Fourth Special Session, 2014, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in blue ink, which appears to read "Liwiana Ramon Ioanis", is written over the signature line.

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

Enclosures





EIGHTEENTH CONGRESS OF THE  
FEDERATED STATES OF MICRONESIA  
FOURTH SPECIAL SESSION  
JULY 7 - 12, 2014

PUBLIC LAW No. 18-79

## 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, 18-23, 18-33 AND 18-50, BY AMENDING SECTION 6 THEREOF, TO CHANGE THE LAPSE DATE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: JOSEPH J. URUSEMAL

DATE: JULY 7, 2014

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – JULY 8, 2014

FIRST READING: JULY 9, 2014

SECOND READING: JULY 10, 2014

A handwritten signature in blue 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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Pohnpei State, FM 96941

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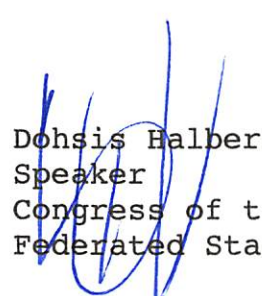
Fax: (691) 320-5122


*Office of the Speaker*

ACT NO. 18-80

(CONGRESSIONAL BILL NO. 18-193)

We hereby certify that on July 10 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Fourth Special 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

FOURTH SPECIAL SESSION, 2014

CONGRESSIONAL BILL NO. 18-193

~~PUBLIC LAW NO. 18-79~~

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, 18-23, 18-33 and 18-50, by amending section 6 thereof, to change the lapse date of certain funds previously appropriated therein, and for other purposes.

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

1       Section 1. Section 6 of Public Law No. 16-62, as amended by  
2       Public Laws Nos. 16-71, 17-05, 17-18 and 18-23, is hereby  
3       further amended to read as follows:

4               "Section 6. Allotment and management of funds and  
5               lapse date. All funds appropriated by this act shall  
6               be allotted, managed, administered and accounted for  
7               in accordance with applicable law, including, but not  
8               limited to, the Financial Management Act of 1979.

9               The allottee shall be responsible for ensuring that  
10              these funds, or so much thereof as may be necessary,  
11              are used solely for the purpose specified in this  
12              act, and that no obligations are incurred in excess  
13              of the sum appropriated. The allottee of funds  
14              appropriated under sections 2 and 4 of this act shall  
15              be the President of the Federated States of  
16              Micronesia or his designee, PROVIDED THAT the  
17              allottee of funds appropriated under subsection  
18              4(1)(c) of this act shall be the Pohnpei

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PUBLIC LAW No. 18-79

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1           Transportation Authority, the allottee of funds  
2           appropriated under subsection 4(2)(c) of this act  
3           shall be the Secretary of the Department of Resources  
4           and Development or his designee, the allottee of  
5           funds appropriated under subsections 4(3)(b), 4(3)(c)  
6           and 4(3)(j) of this act shall be the Luhkenmoanlap of  
7           Kitti Municipal Government and the allottee of funds  
8           appropriated under subsection 4(3)(i) of this act  
9           shall be the Meninkeder Lapalap of Madolenihmw  
10          Municipal Government. The allottee of funds  
11          appropriated under section 3 of this act shall be the  
12          Governor of Yap State. The allottee of funds  
13          appropriated under subsections 5(1) and 5(3) shall be  
14          the Governor of Chuuk or his designee. The allottee  
15          of funds appropriated under subsection 5(2) of this  
16          section 5 of this act shall be the Mortlocks Islands  
17          Development Authority. The allottee of funds  
18          appropriated under subsection 5(4) of section 5 of  
19          this act shall be the Executive Director of the  
20          Southern Namoneas Development Authority. The  
21          allottee of funds appropriated under subsection 5(5)  
22          of section 5 of this act shall be the Faichuk  
23          Development Authority. The allottee of funds  
24          appropriated under subsection 5(6) of section 5 of  
25          this act shall be the Northwest Development



~~PHRILLAW No 18-79~~

1 Authority. The funds appropriated by this act shall  
2 lapse on September 30, 2015."

3 Section 2. 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 \_\_\_\_\_, 2014

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*Law w/out Signature*  
*8-18-14*

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Manny Mori  
President  
Federated States of Micronesia

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