



The President
Palikir, Pohnpei
Federated States of Micronesia

January 5, 2015

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



PRESIDENTIAL COMM. NO. 18-423
FSM CONGRESS

Dear Speaker Halbert:

I am returning the following Congressional Acts without signature:

Public Law No. 18-104: Congressional Act No. 18-107, "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 1 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATES OF YAP AND KOSRAE, AND FOR OTHER PURPOSES."

Public Law No. 18-105: Congressional Act No. 18-108: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAWS NOS. 18-07, 18-14, 18-31, 18-38, 18-72 AND 18-82, BY AMENDING SECTION 4 THEREOF, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, FOR PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI AND FOR OTHER PURPOSES."

Public Law No. 18-106: Congressional Act No. 18-109: "AN ACT TO AMEND PUBLIC LAW NO. 18-99, BY AMENDING SECTIONS 3 AND 5 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE PEOPLE OF THE STATES OF KOSRAE AND CHUUK, AND FOR OTHER PURPOSES."

I reviewed the above Acts, designed to alter the funds that were previously appropriated for various public projects and social programs. The amendment consists of changing the amounts of the various appropriations for public projects and social programs and creating new line items in addition to the existing appropriation.

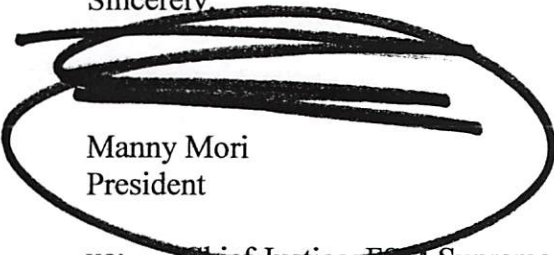
The rationale for the amendments was not explained anywhere in the Acts and there were no reports to indicate the intent of Congress in adopting the amendments. As a result, the Acts failed to provide clear direction on the intention of Congress behind altering the funds, make it impossible for the Executive Branch to implement public projects and social programs without involvement from Congress.

The Honorable Dohsis Halbert
January 5, 2015
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PRESIDENTIAL COMM. NO. 18423
FSM CONGRESS

The involvement of some of the 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.

Sincerely,



Manny Mori
President

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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Office of the Chief Clerk

PRESIDENTIAL COMM. NO. 18-423
FSM CONGRESS

December 02, 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. 18-108, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAWS NOS. 18-07, 18-14, 18-31, 18-38, 18-72 AND 18-82, BY AMENDING SECTION 4 THEREOF, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, FOR 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, Fifth 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 black ink, appearing to read "Liwiana Ramon Ioanis".

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

Enclosures



PRESIDENTIAL COMM. NO. 18-423
FSM CONGRESS

EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH SPECIAL SESSION
NOVEMBER 17 - 29, 2014

PUBLIC LAW No. 18-105

An Act

TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAWS NOS. 18-07, 18-14, 18-31, 18-38, 18-72 AND 18-82, BY AMENDING SECTION 4 THEREOF, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, FOR PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: PETER M. CHRISTIAN

DATE: NOVEMBER 26, 2014

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – NOVEMBER 26, 2014

FIRST READING: NOVEMBER 26, 2014

SECOND READING: NOVEMBER 27, 2014

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

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



Office of the Speaker

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PRESIDENTIAL COMM. NO. 18-423
FSM CONGRESS

ACT NO. 18-108

(CONGRESSIONAL BILL NO. 18-245)

We hereby certify that on November 27 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Fifth 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

FIFTH SPECIAL SESSION, 2014

CONGRESSIONAL BILL NO. 18-245

~~PUBLIC LAW NO. 18-105~~

AN ACT

To further amend Public Law No. 18-05, as amended by Public Laws Nos. 18-07, 18-14, 18-31, 18-38, 18-72 and 18-82, by amending section 4 thereof, for the purpose of changing the use of certain funds previously appropriated therein, for 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 Laws Nos. 18-07, 18-31, 18-38 and 18-82, is hereby
3 further amended to read as 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 45,000

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

13 (d) Pohnpei State Legislative conference
14 hosting and related expenses 25,000

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

17 (f) Hosting of traditional/civic
18 leaders' conference/travel, including

PUBLIC LAW NO. 18-105

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

PUBLIC LAW No. 18-105

1	(g) Pohnpaip (Nanmand) road improvement \$	5,000
2	(h) Moailap coastal access 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. 18-105

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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_____, 2014

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11 *Law signed signature*

Manny Mori
President
Federated States of Micronesia

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