

FIFTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FOURTH SPECIAL SESSION, 1989 CONGRESSIONAL BILL No. 5-435, C.D.1, C.D.2,
C.D.3, C.D.4,
C.D.5, C.D.6,
C.D.7, C.D.8

AN ACT

To further amend Public Law No. 5-52, as amended, by further amending sections 1, 4, 5, 7, 11, 12, 13, 14 and 15, as amended by Public Laws Nos. 5-55, 5-73, 5-83, 5-90, 5-101, 5-106 and 5-110, for the purpose of appropriating the sum of \$1,655,067 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 1989, as supplemental funding for the executive branch, Public Auditor, agencies of the National Government, Compact section 221(b) programs, National Government programs, grants, subsidies, contributions, and refunds, development budget; reallocating funds for marine surveillance program; adjusting employment ceilings; limiting reprogramming authority; 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. 5-52, as amended by Public
2 Laws Nos. 5-83 and 5-106, is hereby further amended to read as follows:

3 "Section 1. Operating expenses of the executive branch.

4 The sum of \$8,951,781, or so much thereof as may be necessary,
5 is hereby appropriated from the General Fund of the Federated
6 States of Micronesia for the fiscal year ending September 30,
7 1989, for the operations of the executive branch of the National
8 Government of the Federated States of Micronesia during fiscal
9 year 1989. The sum appropriated by this section shall be
10 apportioned as follows:

11 (1) Office of the President

12 (a) Personnel expenses.....\$ 279,100

13 (b) Travel..... 82,400

14 (c) Contractual services,

15 grants, subsidies, and contributions..... 54,200

16 (d) Others..... 128,300

17 (2) Department of External Affairs

18 (a) Personnel expenses..... 741,747

19 (b) Travel..... 179,850

20 (c) Contractual services,

21 grants, subsidies, and contributions..... 338,400

22 (d) Others..... 376,400

1	(3) Department of Finance	
2	(a) Personnel expenses.....	\$882,700
3	(b) Travel.....	90,600
4	(c) Contractual services,	
5	grants, subsidies, and contributions.....	88,100
6	(d) Others.....	120,950
7	(e) Medium-Term Note Program	
8	(i) SEC Filing Fee.....	60,000
9	(ii) Printing.....	55,000
10	(iii) Fiscal Agent Fees and Counsel.	30,000
11	(iv) Rating Agency Fees.....	75,000
12	(v) Dealer's Counsel Fees.....	60,000
13	(vi) Blue Sky & Legal Investment	
14	Fee.....	10,000
15	(vii) Issuer's Counsel Fee.....	75,000
16	(viii) Travel expenses.....	25,000
17	(ix) Communications and supplies...	10,000
18	(4) Department of Human Resources	
19	(a) Personnel expenses.....	488,800
20	(b) Travel.....	30,000
21	(c) Contractual services,	
22	grants, subsidies, and contributions.....	-0-
23	(d) Others.....	23,000
24	(5) Department of Resources and Development	
25	(a) Personnel expenses.....	346,800

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1	(b) Travel.....	\$ 63,700
2	(c) Contractual services,	
3	grants, subsidies, and contributions.....	20,800
4	(d) Others.....	26,015
5	(6) Department of Transportation	
6	(a) Personnel expenses.....	180,900
7	(b) Travel.....	31,800
8	(c) Contractual services,	
9	grants, subsidies, and contributions.....	471,300
10	(d) Others.....	26,800
11	(7) Office of Administrative Services	
12	(a) Personnel expenses.....	334,223
13	(b) Travel.....	7,886
14	(c) Contractual services,	
15	grants, subsidies, and contributions.....	536,928
16	(d) Others.....	365,330
17	(8) Office of the Attorney General	
18	(a) Personnel expenses.....	605,503
19	(b) Travel.....	80,011
20	(c) Contractual services,	
21	grants, subsidies, and contributions.....	24,000
22	(d) Others.....	82,518
23	(e) Washington, D.C. special counsel...	230,000
24	(9) Office of the Budget	
25	(a) Personnel expenses.....	215,300

1	(b) Travel.....	\$ 38,200
2	(c) Contractual services,	
3	grants, subsidies, and contributions.....	3,500
4	(d) Others.....	35,150
5	(10) Office of Planning and Statistics	
6	(a) Personnel expenses.....	366,700
7	(b) Travel.....	56,000
8	(c) Contractual services,	
9	grants, subsidies, and contributions.....	10,300
10	(d) Others.....	37,300
11	(11) Office of the Public Defender	
12	(a) Personnel expenses.....	362,126
13	(b) Travel.....	44,759
14	(c) Contractual services,	
15	grants, subsidies, and contributions.....	10,200
16	(d) Others.....	33,185"
17	Section 2. Section 4 of Public Law No. 5-52 is hereby amended	
18	to read as follows:	
19	"Section 4. <u>Operating expenses of the Public Auditor.</u> The	
20	sum of \$322,250, or so much thereof as may be necessary,	
21	is hereby appropriated from the General Fund of the	
22	Federated States of Micronesia for the fiscal year ending	
23	September 30, 1989, for the operations of the Public	
24	Auditor's Office during fiscal year 1989. The sum	
25	appropriated by this section shall be apportioned as	

1 follows:

2 (1) Personnel expenses..... \$212,600
3 (2) Travel..... 50,000
4 (3) Contractual services,
5 grants, subsidies, and contributions..... 44,150
6 (4) Others..... 15,500"

7 Section 3. Section 5 of Public Law No. 5-52, as amended by
8 Public Laws Nos. 5-83 and 5-106, is hereby further amended to read as
9 follows:

10 "Section 5. Operating expenses of agencies of the National
11 Government. The sum of \$1,494,847, or so much thereof as
12 may be necessary, is hereby appropriated from the General
13 Fund of the Federated States of Micronesia for the fiscal
14 year ending September 30, 1989, for the operations of
15 independent agencies, commissions, authorities, boards,
16 bureaus, and other organizations of the National Government
17 of the Federated States of Micronesia during fiscal year
18 1989. The sum appropriated by this section shall be
19 apportioned as follows:

20 (1) Federated States of Micronesia Banking Board
21 (a) Personnel expenses..... \$ 20,000
22 (b) Travel..... 10,000
23 (c) Contractual services,
24 grants, subsidies, and contributions..... 10,500
25 (d) Others..... 5,000

1	(2) Board of Regents of the College of	
2	Micronesia	
3	(a) Personnel expenses.....	\$ 73,890
4	(b) Travel.....	20,000
5	(c) Contractual services,	
6	grants, subsidies, and contributions.....	12,500
7	(d) Others.....	12,500
8	(3) Federated States of Micronesia Coconut	
9	Development Authority	
10	(a) Personnel expenses.....	60,000
11	(b) Travel.....	24,100
12	(c) Contractual services,	
13	grants, subsidies, and contributions.....	136,100
14	(d) Others.....	8,700
15	(4) Micronesian Maritime Authority	
16	(a) Personnel expenses.....	120,600
17	(b) Travel.....	84,700
18	(c) Contractual services,	
19	grants, subsidies, and contributions.....	86,400
20	(d) Others.....	41,500
21	(5) National Fisheries Corporation	
22	(a) Personnel expenses.....	108,550
23	(b) Travel.....	45,000
24	(c) Contractual services,	
25	grants, subsidies, and contributions.....	50,200

1	(d) Others.....	\$ 57,100
2	(6) National Postal Service	
3	(a) Personnel expenses.....	329,109
4	(b) Travel.....	30,748
5	(c) Contractual services,	
6	grants, subsidies, and contributions.....	84,300
7	(d) Others.....	63,350
8	The sums appropriated by subsection (5) of this section are	
9	deemed essential."	

10 Section 4. Section 7 of Public Law No. 5-52, as amended by
11 Public Law No. 5-101, is hereby further amended to read as follows:

12 "Section 7. Operating expenses of the marine surveillance
13 program. The sum of \$304,568, or so much thereof as may be
14 necessary, is hereby appropriated from the General Fund
15 of the Federated States of Micronesia for the fiscal year
16 ending September 30, 1989, for the purpose of funding a
17 program of marine surveillance during fiscal year 1989.
18 The funds appropriated under this section shall be deemed
19 to come from the funds available under section 216(a)(1) of
20 the Compact of Free Association. The sum appropriated by
21 this section shall be apportioned as follows:

22	(1) Personnel expenses.....	\$ 85,994
23	(2) Travel.....	46,824
24	(3) Contractual services,	
25	grants, subsidies, and contributions.....	162,100

1 (4) Others..... \$ 9,650"

2 Section 5. Section 11 of Public Law No. 5-52 is hereby amended

3 to read as follows:

4 "Section 11. Compact section 221(b) programs. The sum of

5 \$243,900, or so much thereof as may be necessary, is hereby

6 appropriated from the General Fund of the Federated States

7 of Micronesia for the fiscal year ending September 30, 1989,

8 for Compact section 221(b) programs and projects of the

9 National Government of the Federated States of Micronesia

10 during fiscal year 1989. The funds appropriated under this

11 section shall be deemed to come from the funds available

12 under section 221(b) of the Compact of Free Association.

13 The sum appropriated by this section shall be apportioned

14 as follows:

15 (1) Environmental protection and

16 sanitation..... \$ 7,000

17 (2) Family health project..... 6,000

18 (3) Hansen's disease control program... 8,000

19 (4) Health planning agency and

20 community health center program..... 12,000

21 (5) Maternal and child health programs. 8,000

22 (6) Mental health services..... 13,000

23 (7) Preventive health and health

24 services..... 48,900

25 (8) National curriculum minimum

1 standards program:

2 (a) Travel for program support..... \$ 7,000
3 (b) Support services..... 6,000
4 (9) Standardized testing program..... 20,000
5 (10) Vocational education program..... 90,000
6 (11) Development of statistical data..... 18,000"

7 Section 6. Section 12 of Public Law No. 5-52, as amended by
8 Public Laws Nos. 5-73 and 5-110, is hereby further amended to read
9 as follows:

10 "Section 12. Other National Government programs, grants,
11 subsidies, contributions, and refunds. The sum of
12 \$2,309,355, or so much thereof as may be necessary, is
13 hereby appropriated from the General Fund of the Federated
14 States of Micronesia for the fiscal year ending September
15 30, 1989, for special programs, grants, subsidies,
16 contributions, and refunds of the National Government of
17 the Federated States of Micronesia during fiscal year
18 1989. The sum appropriated by this section shall be
19 apportioned as follows:

20 (1) Special programs:
21 (a) Congressional election..... \$175,000
22 (b) Constitutional convention..... 100,000
23 (c) Trade Training and Testing
24 Program..... 198,800
25 (d) Washington Office renovation..... 88,000

1	(e) Capital generator purchase/	
2	installation/operation.....	\$600,000
3	(2) Subsidies and contributions:	
4	(a) Aid to nonpublic schools for	
5	secular programs.....	200,000
6	(b) Asian Pacific Coconut	
7	Community.....	4,000
8	(c) Coordinating Committee for	
9	Offshore Minerals Prospecting.....	4,000
10	(d) East-West Center.....	10,000
11	(e) Economic and Social Commission	
12	for Asia and the Pacific.....	1,000
13	(f) Federated States of Micronesia	
14	Development Bank.....	270,000
15	(g) Forum Fisheries Agency.....	18,000
16	(h) Micronesian Legal Services	
17	Corporation.....	80,000
18	(i) Pacific Asia Travel Association....	5,000
19	(j) Pacific Island Development	
20	Program.....	15,000
21	(k) State judiciaries:	
22	(i) Kosrae State Court.....	30,000
23	(ii) Pohnpei State Court.....	50,000
24	(iii) Truk State Court.....	50,000
25	(iv) Yap State Court.....	30,000

1	(l) South Pacific Commission.....	\$ 20,000
2	(m) South Pacific Economic	
3	Commission.....	30,000
4	(n) South Pacific Regional Environ-	
5	mental Program.....	3,000
6	(o) Vocational Rehabilitation	
7	Services Program.....	20,000
8	(p) Community Action Agencies.....	300,000
9	(q) A Micronesian Voice Newsletter.....	6,555
10	(r) The Conch Newsletter.....	1,000"

11 Section 7. Section 13 of Public Law No. 5-52, as amended by
12 Public Law No. 5-90, is hereby further amended to read as follows:

13 "Section 13. Development budget. The sum of \$3,605,972,
14 or so much thereof as may be necessary, is hereby appro-
15 priated from the General Fund of the Federated States
16 of Micronesia for the fiscal year ending September 30,
17 1989, for capital improvement and development programs
18 and projects of the National Government of the Federated
19 States of Micronesia during fiscal year 1989. The funds
20 appropriated under this section shall be deemed to
21 come from the capital account of the Compact of Free
22 Association. The sum appropriated by this section shall
23 be apportioned as follows:

- | | | |
|----|---|-------------|
| 24 | (1) Business development loan fund..... | \$1,200,000 |
| 25 | (2) Livestock development/broiler | |

1	production.....	\$ 140,000
2	(3) Resources assessment in outer	
3	banks.....	75,000
4	(4) Technical assistance program.....	250,000
5	(5) U.S. Embassy office.....	1,200,000
6	(6) Hemodialysis project.....	50,000
7	(7) Fiji Embassy office.....	200,000
8	(8) Maritime boundary delineation.....	200,000
9	(9) Project planning and development	
10	services.....	225,972
11	(10) Manpower survey.....	50,000
12	(11) Truk State income/expenditure	
13	survey.....	15,000"

14 Section 8. Section 14 of Public Law No. 5-52, as amended by
15 Public Laws Nos. 5-83 and 5-106, is hereby further amended to read as
16 follows:

17 "Section 14. Employment ceilings. Subsection (1) sets
18 forth the maximum number of positions that may be hired by
19 branches and agencies of the National Government.

20 (1) Positions funded for fiscal year 1989.

21 Executive Branch

22	Office of the President	18
23	External Affairs	36
24	Finance	75
25	Human Resources	29

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1	Resources and Development	22
2	Transportation	12
3	Administrative Services	25
4	Attorney General	62
5	Budget Office	13
6	Office of Planning and	
7	Statistics	24
8	Public Defender	25
9	Legislative Branch	
10	Congress	60
11	Judicial Branch	
12	National Judiciary	21
13	Public Auditor	12
14	Agencies	
15	Federated States of Micronesia	
16	Banking Board	2
17	Board of Regents of the	
18	College of Micronesia	7
19	Federated States of Micronesia	
20	Coconut Development Authority	4
21	Marine Surveillance	21
22	Micronesian Maritime Authority	8
23	National Fisheries Corporation	4
24	National Postal Service	24
25	(2) The number of positions authorized applies	

1 individually to each of the departments and offices of the
2 executive and legislative branches, the National judiciary, the
3 Public Auditor, and to the agencies as provided in subsection
4 (1) of this section, except that the President may transfer up
5 to 12 positions between the departments and offices of the
6 executive branch. This authorization of positions covers all
7 permanent employees and all contract personnel whose employment
8 extends for 1 year or more. No funds may be expended for
9 unbudgeted positions."

10 Section 9. Section 15 of Public Law No. 5-52, as amended by Public
11 Law No. 5-55, is hereby further amended to read as follows:

12 "Section 15. Reprogramming.

13 (1) The President or his designee may reprogram up to
14 10 percent to and from the funds appropriated to each of the
15 subsections in section 1, and may reprogram up to 15 percent
16 to and from the funds appropriated in each of the paragraphs
17 within the subsections of section 1.

18 (2) The Speaker or his designee may reprogram up to 10
19 percent to and from the funds appropriated to each of the
20 subsections in section 2, and may reprogram up to 15 percent
21 to and from the funds appropriated in each of the paragraphs
22 within the subsections of section 2.

23 (3) The Chief Justice or his designee may reprogram
24 up to 15 percent to and from the funds appropriated in each
25 of the subsections in section 3.

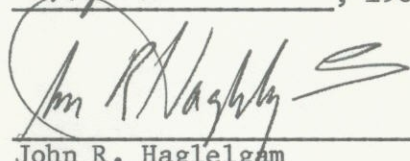
1 (4) The Public Auditor may reprogram up to 15 percent
2 to and from the funds appropriated in each of the sub-
3 sections in section 4.

4 (5) Allottees of funds may reprogram up to 15 percent
5 to and from the funds appropriated in each of the paragraphs
6 within the subsections of section 5.

7 (6) Notwithstanding the provisions of subsections (1)
8 through (5) of this section, no funds may be reprogrammed
9 from any personnel account or from the amounts appropriated
10 under subsection (3)(e) of section 1."

11 Section 10. This act shall become law upon approval by the President
12 of the Federated States of Micronesia or upon its becoming law without
13 such approval.

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April 20, 1989


John R. Haglelgam
President
Federated States of Micronesia