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AN ACT

To further amend title 55 of the Code of the Federated States of Micronesia, as amended, by further amending section 219, as amended by Public Law No. 6-52, and as renumbered by Public Law No. 9-074, and by further amending section 224A, as amended by Public Law No. 6-52, and as renumbered by Public Law No. 9-074, for the purpose of allowing documentary evidence supporting the obligation of representation funds to be submitted up to one month after the end of the fiscal year and to provide for when funds not expended must be returned, and for other purposes.

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

1           Section 1. Section 219 of title 55 of the Code of the  
2 Federated States of Micronesia, as amended by Public Law No.  
3 6-52, and as renumbered by Public Law No. 9-074, is hereby  
4 further amended to read as follows:

5                   "Section 219. Documentary evidence required to  
6                   support obligations. No amount shall be recorded  
7                   as an obligation of the Government of the  
8                   Federated States of Micronesia unless it is  
9                   supported by documentary evidence of:

10                   (1) a binding agreement in writing, between  
11                   the parties thereto, including Government  
12                   agencies, in a manner and form and for a purpose  
13                   authorized by United States or Federated States of  
14                   Micronesia law, executed before the expiration of  
15                   the period of availability for obligation of the  
16                   appropriation or fund concerned for specific goods  
17                   to be delivered, real property to be purchased or  
18                   leased, or work or services to be performed; or

19                   (2) a valid loan agreement, showing the  
20                   amount of the loan to be made and the terms or  
21                   schedule of repayment thereof; or

22                   (3) an order required by United States or

1 Federated States of Micronesia law to be placed  
2 with an agency; or

3 (4) an order issued pursuant to United States  
4 or Federated States of Micronesia law authorizing  
5 purchases without advertising when necessitated by  
6 public exigency or for perishable subsistence  
7 supplies or within specific monetary limitations;  
8 or

9 (5) a grant or subsidy payable:

10 (a) from appropriations made for  
11 payment of or contributions toward sums required  
12 to be paid in specific amounts fixed by United  
13 States or Federated States of Micronesia law, or  
14 in accordance with formulae prescribed by United  
15 States or Federated States of Micronesia law, or

16 (b) pursuant to an agreement authorized  
17 by, or plans approved in accordance with and  
18 authorized by United States or Federated States of  
19 Micronesia law; or

20 (6) a liability which may result from  
21 pending litigation brought under authority of  
22 United States or Federated States of Micronesia  
23 law; or

24 (7) employment or services of persons or  
25 expenses of travel in accordance with United

1 States or Federated States of Micronesia law, or  
2 services performed by public utilities; or  
3 (8) any other legal liability of the  
4 Federated States of Micronesia against an  
5 appropriation or funds legally available therefor;  
6 or

7 (9) in the case of representation expenses  
8 and official expense allowance expenses, an  
9 affidavit of the allottee or sub-allottee  
10 describing the amount and nature of the  
11 expenditure, or a written contract or written  
12 receipt, submitted in a timely manner in  
13 accordance with the provisions of section 224A of  
14 this title, shall be deemed to be sufficient  
15 documentary evidence to support a legal  
16 obligation."

17 Section 2. Section 224A of title 55 of the Code of the  
18 Federated States of Micronesia, as amended by Public Law No.  
19 6-52, and as renumbered by Public Law No. 9-074, is hereby  
20 further amended to read as follows:

21 "Section 224A. Representation expenses and  
22 official expense allowances - Advances.

23 Representation expenses and official expense  
24 allowance expenses shall be accounted for by  
25 affidavit, written contract or written receipt.

1           The Secretary of Finance, upon specific written  
2           request containing specific justification  
3           satisfactory to the Secretary of Finance, shall  
4           make advance payments of representation expenses  
5           and advance payments of official expense  
6           allowances if the recipient of such advance  
7           payment agrees to submit affidavits or receipts  
8           for actual expenditures and return to the  
9           Secretary of Finance all amounts advanced but not  
10          accounted for by affidavit, contract or receipt no  
11          later than one month after the end of the fiscal  
12          year and, upon leaving office, to return to the  
13          Secretary of Finance all amounts advanced but not  
14          expended."

15          Section 3. The amendments in this act which pertain to  
16          the timely submission of affidavits or receipts and the use  
17          of affidavits as documentary evidence to support a legal  
18          obligation shall be deemed effective as of March 12, 1990.

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

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Jacob Nena  
President  
Federated States of Micronesia