

A BILL FOR AN ACT

To further amend Public Law No. 11-54, as amended by Public Laws Nos. 11-56, 11-63, 11-67, 11-73 and 12-1, by further amending section 19, as amended by Public Laws Nos. 11-56, 11-67, 11-73 and 12-1, to change the allottee of the Pre-Convention and Constitutional Convention funds and to extend the lapse date for these funds, and for other purposes.

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

1 Section 1. Section 19 of Public Law No. 11-54, as amended by
2 Public Laws Nos. 11-56, 11-67, 11-73 and 12-1, is hereby further
3 amended to read as follows:

4 "Section 19. Allotment and management of funds and
5 lapse date.

6 (1) *General Provisions.*

7 (a) All funds appropriated by this act shall be
8 allotted, managed, administered, and accounted for in
9 accordance with applicable law, including, but not
10 limited to, the Financial Management Act of 1979.

11 (b) The allottees shall be responsible for
12 ensuring that these funds, or so much thereof as may be
13 necessary, are used solely for the purpose specified in
14 this act, and that no obligations are incurred in excess
15 of the sum appropriated.

16 (c) No purchase order or contract for the
17 purchase of a fixed asset with a value of \$1,000 or more
18 shall be approved until the property inventory records

1 of the requesting entity are updated, current, and on
2 file with the Department of Finance and Administration,
3 in accordance with law.

4 (d) No purchase order or contract for the
5 purchase of photocopying equipment, computers, or
6 vehicles shall be approved until the requesting
7 department or branch of government has on file, with the
8 Department of Finance and Administration, a plan for the
9 centralized maintenance of such equipment, computers and
10 vehicles.

11 (2) *Specific provisions.* Within section 15, the funds
12 appropriated to Pohnpei State under subsection (2) of
13 this act and the funds appropriated to Chuuk State under
14 subsection (3) of this act shall be retained in the
15 General Fund of the Federated States of Micronesia until
16 a scholarship recipient is identified to the President
17 or the President's designee, at which time scholarship
18 funds in the amount of the scholarship award shall be
19 disbursed directly to the educational institution in the
20 form of a two-party check payable to both the
21 scholarship recipient and the educational institution he
22 or she is attending.

23 (3) *Allottees.* The allottees of the funds
24 appropriated by this act are as follows:

25 (a) section 2 - the allottee of these funds shall

1 be the President of the Federated States of Micronesia;

2 (b) section 3 - the allottee of these funds shall
3 be the Speaker of the Congress of the Federated States
4 of Micronesia;

5 (c) section 4 - the allottee of these funds shall
6 be the Chief Justice of the Supreme Court of the
7 Federated States of Micronesia;

8 (d) section 5 - the allottee of these funds shall
9 be the Public Auditor;

10 (e) sections 6 through 16 - the allottee of these
11 funds shall be the President of the Federated States of
12 Micronesia or his designee; EXCEPT THAT for the
13 following subsections of sections 6 through 16 of this
14 act, the allottees shall be:

15 (i) section 8, subsection (4) - the allottee
16 of these funds shall be the Governor of the respective
17 State, or his designee;

18 (ii) [~~section 8, subsection (5)(f) - the~~
19 ~~allottee of these funds shall be the Secretary of the~~
20 ~~Department of Transportation, Communication and~~
21 ~~Infrastructure;~~

22 ~~(iii)]~~ section 8, subsection (7)(a), (b), (c)
23 and (d) - the allottee of these funds shall be the Chief
24 Justice of the respective State;

25 (iii) section 8, subsections (7)(h) and (i) -

1 the allottee of these funds shall be the President of
2 the Pre-Convention Committee, or his designee, until
3 such time as the President of the Convention is elected.
4 Once elected, the President of the Convention, or his
5 designee, shall become the allottee of these funds.

6 (iv) section 13, subsection (2) - the
7 allottee of these funds shall be the President of the
8 College of Micronesia-FSM;

9 (v) section 15, subsections (1), (2), (3)
10 and (4) - the allottee of these funds shall be the
11 Governor of the respective State.

12 (vi) section 16, subsection (8)(a) - the
13 allottee of these funds shall be the Governor of Yap
14 State.

15 (vii) section 16, subsection (8)(b) - the
16 allottee of these funds shall be the Chuuk State
17 Commission on Improvement Projects.

18 (4) *Lapse date.* The authority of the allottees to
19 obligate funds appropriated by this act shall lapse as
20 of September 30, 2001; EXCEPT THAT the authority of the
21 allottee to obligate funds appropriated under
22 subsections (7)(h) and (i) [~~(5)(f)~~] of section 8 for
23 [~~Yap Outer Islands~~] the Pre-Constitutional Convention
24 and the Constitutional Convention shall lapse as of
25 September 30, 2002, and the authority of the allottee to

1 obligate funds appropriated by section 15(4) for post
2 secondary assistance for the State of Yap shall not
3 lapse."

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

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9 Date: _____ Introduced by: _____
10 Joseph J. Urusemal
11 (by request)

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