A BILL FOR AN ACT

To further amend Public Law No. 12-12, as amended, by amending section 16 thereof to provide a procedure for distribution of funds appropriated to Election District No. 4 in Chuuk State, and for other purposes.

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

- 1 Section 1. Section 16 of Public Law No. 12-12, as amended by
- 2 Public Laws Nos. 12-21, 12-24 and 12-48, is hereby further amended
- 3 to read as follows:
- 4 "Section 16. <u>Allotment and management of funds and</u>
- 5 <u>lapse date</u>.
- 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 (2) Allottees. The allottees of the funds
 17 appropriated by this act are as follows:
- 18 (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;
LO	(e) section 6 through 13 - the allottee of these
L1	funds shall be the President of the Federated States of
L2	Micronesia or his designee; EXCEPT THAT for the
L3	following subsections of section 6 through 13 of this
L 4	act, the allottees shall be:
L 5	(i) section 8, subsection (5) - the allottee
L 6	of these funds shall be the Governor of the respective
L 7	State, or his designee;
L8	(ii) section 8, subsection (6)(a) through
L 9	(6)(d) - the allottee of these funds shall be the
20	Secretary of the Department of Transportation,
21	Communication and Infrastructure;
22	(iii) section 8, subsection (8)(a) through
23	(8)(d) - the allottee of these funds shall be the Chief
24	Justice of the respective State;
25	(iv) section 8, subsection (8)(g) - the

1 allottee of these funds shall be the President of the 2 Federated States of Micronesia, or his designee, until 3 such time as the Constitutional Convention convenes and 4 selects a President and then the allottee of these funds shall be the President of the Constitutional Convention. 5 6 (v) section 10, subsection (2)(b) - the 7 allottee of these funds shall be the Speaker of the 8 Congress of the Federated States of Micronesia, or his 9 designee; 10 (vi) section 10, subsection (2)(c) - the allottee of these funds shall be the Chief Justice of 11 12 the Supreme Court of the Federated States of Micronesia; 13 (vii) section 13, subsection (1)(a) through 14 (1) (f) - the allottee of these funds shall be the President of the College of Micronesia-FSM, EXCEPT THAT 15 16 the allottee of the funds appropriated under subsection 17 (1) (e) of section 13 shall be the Executive Director of 18 the Chuuk State Commission on Improvement Projects and 19 PROVIDED THAT, for funds appropriated under subsection 20 (1) (e) (iv) of section 13 of this act, the allottee shall 21 follow the procedures set forth in subsection (4) of 22 this section 16; 23 (viii) section 13, subsections (2)(a) through 24 (2)(d) - the allottee of these funds shall be the 25 Governor of the respective State.

1 (ix) section 13, subsection (13) - the 2 allottee of these funds shall be the Governor of Chuuk 3 State. 4 (3) Lapse dates. The authority of the allottees to 5 obligate funds appropriated by this act shall lapse as 6 follows: 7 (a) the authority of the allottees to 8 obligate the funds appropriated by section 13 of this 9 act shall lapse as of September 30, 2003, EXCEPT THAT 10 the authority of the allottees to obligate the funds 11 appropriated by section 13, subsections (2) and (8) shall not lapse; 12 13 the authority of the allottees to obligate 14 the funds appropriated by section 2, subsection (8)(b) shall not lapse; and 15 16 the authority of the allottees to obligate 17 all remaining funds appropriated by this act shall lapse 18 as of September 30, 2002; and 19 (4) Disbursement Procedure. Prior to any obligation or disbursement of funds appropriated under subsection 20 21 (1) (e) (iv) of section 13 of this act, the allottee 22 shall, by written notice to the mayor of each 23 municipality in Election District No. 4 of Chuuk State, 24 inform each municipality of the amount of funds 25 available for allotment in Election District No. 4 and

1	invite requests for project funding from each
2	municipality. Not less than thirty (30) days nor more
3	than sixty (60) days after delivering such notice, the
4	allottee shall convene and chair a panel consisting of
5	all the Mayors of Election District No. 4 or their
6	designees, who shall review the requests for project
7	funding and determine, by majority vote, which
8	<pre>project(s) shall be recommended to the allottee for</pre>
9	funding. The allottee shall not have a vote except in
10	the event of a tie. In the event of a tie, the
11	Executive Director of the allottee, or his designee,
12	shall cast the deciding vote. The allottee's designee
13	shall not be a resident or former resident of Election
14	District No. 4. Subject to relevant law and
15	regulations, the allottee shall follow the
16	recommendations of the panel."
17	Section 2. This act shall become law upon approval by the
18	President of the Federated States of Micronesia or upon its
19	becoming law without such approval.
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21	Date: 6/2/03 Introduced by: /s/ Tiwiter Aritos
22	Tiwiter Aritos
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