A BILL FOR AN ACT

To require the Secretary of Finance to report on current project account balances, to lapse certain funds previously appropriated, and for other purposes.

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

Section 1. No later than May 1, 2005, the Secretary of Finance and Administration shall transmit to Congress a report setting forth account balance information, as of March 30, 2005, with respect to all funds appropriated by Congress on or before September 30, 1999 for public programs and projects in the states. The report shall set forth information, for each election district, with respect to each account containing funds appropriated for projects or programs within that election district, including an identification of the public law by which the funds in the account were appropriated, an identification of the allottee of the funds, the amount of funds originally appropriated and the amount of funds remaining in the account as of March 30, 2005. The report shall also set forth, for each election district, the total amount of such funds, appropriated on or before September 30, 2005, remaining as of March 30, 2005. For the purposes of this act, funds shall be treated as having been appropriated on or before September 30, 1999 if the bill that originally appropriated the funds was passed by Congress prior to that date, regardless that the use or allottee of the
funds may have been amended by subsequent legislation.

Section 2. Notwithstanding any contrary provision of law, the authority of any allottee to obligate funds appropriated on or before September 30, 1999 by the Congress of the Federated States of Micronesia for public programs and projects in the states shall lapse as of July 1, 2005, unless an earlier date is provided for in the respective appropriation act, provided that no such lapsing shall occur unless Congress, on or before May 30, 2005, establishes by resolution the total amount of funds that will become available for subsequent appropriation by reason of such lapsing.

Section 3. All funds with respect to which the authority of allottees lapses under section 2 hereof shall be transferred to a Public Project Fund to be managed and administered by the Secretary of Finance and Administration. All funds deposited in the Public Project Fund shall be available for appropriation by Congress for programs and projects in the states, provided that, five percent (5%) of the amount deposited in the Fund shall be reserved, until December 31, 2005, for the purpose of paying project fund obligations incurred prior to the lapse date.

Section 4. The Secretary of Finance shall, within 15 days of adoption by Congress of the resolution establishing the amount of funds to become available for subsequent appropriation by reason of the lapsing of funds, shall provide notice of the lapse date to allottees of the funds subject to that lapse date.
Section 5. This act shall become law upon approval by the President of the Federated States of Micronesia or upon its becoming law without such approval.

Date: 1/17/05

Introduced by: /s/ Sabino S. Asor

Sabino S. Asor