AN ACT

To further amend Public Law No. 13-46, as amended, by amending sections 2, 3, 5, 6, 8 and 9 thereof for the purpose of appropriating an additional sum of $1,134,150 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2005, and for other purposes.

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

Section 1. Section 2 of Public Law No. 13-46, as amended by Public Laws Nos. 13-62 and 13-81, is hereby further amended to read as follows:

"Section 2. Operating expenses of the Executive Branch.

The sum of $13,752,322, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2005, for the operations of the Executive Branch of the National Government during fiscal year 2005. The sum appropriated by this section shall be apportioned as follows:

(1) Office of the President $700,864, for the activities set forth in the performance budget pages 1 through 2 of the budget book. Of the funds appropriated, $35,000 shall be deemed to come from carryover funds available under section 215(a)(2) of Compact I for communications.

(2) Department of Foreign Affairs
$3,426,792 for the activities set forth in the performance budget pages 20 through 24 of the budget book, provided that $29,000, or so much thereof as may be necessary, is to be used to provide housing allowances to consular staff in Honolulu and, notwithstanding any other section of Public Law No. 13-46, shall not be reprogrammed or used for any other purpose. Of the amount appropriated, $141,800 shall be deemed to come from carryover funds available under section 215(a)(2) of Compact I for communications.

(3) Department of Finance and Administration

$2,439,532 for the activities set forth in the performance budget pages 73 through 77 of the budget book, provided that $100,000 of this amount shall be used to fund a portion of the deficit recorded by the National Government at the close of fiscal year 2003 (which funds have been reprogrammed for disaster relief under the President’s emergency powers). Of the total funds appropriated, $46,914 shall be deemed to come from carryover funds available under section 215(a)(2) of Compact I for communications.

(4) Department of Economic Affairs

$1,071,353, for the activities set forth in the performance budget pages 126 through 132 of the budget book. Of the total funds appropriated, $29,381 shall be
deemed to come from carryover funds available under
section 215(a)(2) of Compact I for communications.

(5) Department of Transportation, Communication and
Infrastructure
$1,264,922 for the activities set forth in the
performance budget pages 183 through 185 of the budget
book. Of the total funds appropriated, $20,000 shall be
deemed to come from carryover funds available under
section 215(b)(2) of Compact I for communications.

(6) Department of Health, Education and Social Affairs
$1,526,808, for a portion of the activities set forth in
the performance budget pages 210 through 216 of the
budget book. Of the total funds appropriated, $50,000
shall be deemed to come from carryover funds available
under section 216(a)(2) of Compact I for Health,
$475,200 shall be deemed to come from funds available
under the education sector of the Amended Compact,
$763,234 from the health sector, and $111,421 from the
environment sector.

(7) Department of Justice
$2,544,538 for the activities set forth in the
performance budget pages 339 through 342 of the budget
book provided that no more than $31,000 of this amount
may be expended on fuel oil for National Police Patrol
boats until the Department has submitted to Congress an
accounting concerning the use of fuel oil for this purpose in fiscal year 2004, including a description of each trip taken and the amount and cost of fuel used for each trip. Of the total funds appropriated, $37,000 shall be deemed to come from carryover funds available under section 215(b)(2) of Compact I for communications, $48,480 from carryover funds available under section 216(a)(1) of Compact I for Maritime Surveillance, and $47,486 from carryover funds available under section 216(b) of Compact I for Marine Surveillance.

(8) FSM Public Defender Office

$677,513 for the activities set forth in the performance budget pages 372 through 373 of the budget book, provided that $16,000, or so much thereof as may be necessary, is to be used for payment of the professional premium to any eligible person or persons, and notwithstanding any other section of Public Law No. 13-46, shall not be reprogrammed or used for any other purpose. Of the total funds appropriated, $9,800 shall be deemed to come from carryover funds available under section 215(b)(2) of Compact I for communications.

(9) Office of Compact Management

$100,000 to fund the establishment and operations of an Office of Compact Management in accordance with Public Law No. 13-75, provided that these funds shall not be
used to meet the cost of activities that are already
being undertaken within the National Government."

Section 2. Section 3 of Public Law No. 13-46, as amended by
Public Laws Nos. 13-62 and 13-81, is hereby further amended to read
as follows:

"Section 3. Operating expenses of the Legislative
Branch. The sum of $3,343,077, or so much thereof as
may be necessary, is hereby appropriated from the
General Fund of the Federated States of Micronesia for
the fiscal year ending September 30, 2005, for the
operations of the Legislative Branch of the National
Government during the fiscal year ending September 30,
2005, for the operations of the Legislative Branch of
the National Government during fiscal year 2005, in
order to achieve the activities set forth in the
performance budget pages 380 through 381 of the budget
book. Of the funds appropriated, $40,000 shall be
deemed to come from carryover funds available under
section 215(b)(2) of Compact I for communications."

Section 3. Section 5 of the Public Law No. 13-46, as amended
by Public Law No. 13-81, is hereby further amended to read as
follows:

"Section 5. Operating expenses of the Public Auditor
Office.
The sum of $670,028, or so much thereof as may be
necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2005, for the operations of the Office of the FSM Public Auditor during fiscal year 2005 in order to achieve the activities set forth in the performance budget page 417 of the budget book. All funds appropriated herein shall be deemed to come from funds available under the capacity building sector of the Amended Compact, except that $112,000 shall be funded from domestic revenues, of which $107,000 shall be applied to the cost of the annual Single Audit and $5,000 for representation."

Section 4. section 6 of Public Law No. 13-46, as amended by Public Law No. 13-62, is hereby further amended to read as follows:

"Section 6. Operating Expenses of agencies of the National Government.

The sum of $1,443,340, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2005, for the operations of the following boards, commissions and agencies during fiscal year 2005. The sum appropriated by this section shall be apportioned as follows:

(1) National Oceanic Resources Management Authority
$397,357, for the activities set forth in the performance budget pages 425 through 427 of the budget book. Of the funds appropriated, $21,000 shall be deemed to come from carryover funds available under section 215(b)(2) of Compact I for communications.

(2) Board of Regents - COM-FSM

$84,460, for the activities set forth in the performance pages 435 through 436 of the budget book.

(3) FSM Coconut Development Authority

$109,346, for the activities set forth in the performance budget pages 440 through 441 of the budget book. Of the funds appropriated, $3,500 shall be deemed to come from carryover funds available under section 215(b)(2) of Compact I for communications.

(4) FSM Banking Board

$138,388, for the activities set forth in the performance budget pages 447 through 448 of the budget book. Of the funds appropriated, $7,000 shall be deemed to come from carryover funds available under section 215(b)(2) of Compact I for communications.

(5) FSM Postal Services

$613,789, for the activities set forth in the performance budget pages 454 through 456 of the budget book. Of the funds appropriated, $22,000 shall be deemed to come from carryover funds available under
section 215(b)(2) of Compact I for communications.

(6) FSM National Fisheries Corporation.

$100,000 for the activities set forth in the performance budget page 463 of the budget book."

Section 5. Section 8 of Public Law No. 13-46, as amended by Public Law No. 13-81, is hereby further amended to read as follows:

"Section 8. Grants, Subsidies and Contributions.

The sum of $2,755,103, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2005, for the following grants, subsidies and contributions during fiscal year 2005. The sum appropriated by this section shall be apportioned as follows:

(1) Office of the President

(a) Disaster Emergency Assistance Fund Matching .......................... $ 100,000

(2) Department of Foreign Affairs

(a) Forum Secretariat ................ 35,000

(b) The Pacific Community ............ 17,000

(c) United Nations Economic and Social Commission for Asia and the Pacific (ESCAP) .................. 5,000

(d) United Nations Membership Fee .... 60,000
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<td>(e) East-West Center</td>
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<td>(3) Department of Economic Affairs</td>
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<td>3</td>
<td>(a) Pacific Islands Development</td>
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<td>(b) Forum Fisheries Agency (FFA)</td>
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<td>Program (UNDP)</td>
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<td>(d) Coordinating Commission for Offshore Mineral Prospecting (CCOMP)</td>
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<td>(e) Pacific Asia Travel Association</td>
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<td>(f) United Nations Environmental Protection Agency</td>
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<td>(g) Western Forestry Leadership</td>
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<td>13</td>
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<td>(h) Seaframe Project</td>
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<td>15</td>
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<td>(FAO)</td>
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<td>(4) Department of Health, Education and Social Affairs</td>
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<td>19</td>
<td>(a) United Nations Funds for Population Activity</td>
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<td>20</td>
<td>(b) South Pacific Regional Environmental Program (SPREP)</td>
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(c) Aid to Non-Public Schools ........ 300,000

(d) Financial Assistance for FSM Students at College of Marshall Islands (CMI) and Palau Community College (PCC), provided that all funds appropriated herein shall be deemed to come from carryover funds available under the Special Block Grant section 221(b) of Compact I for Health and Education ................. $ 50,000

(e) World Health Organization (WHO) Membership Fee, provided that all funds available under section 216(a)(2) of Compact I for health and medical program ............. 41,385

(f) National Board of Nursing, provided that funds appropriated herein shall be deemed to come from carryover funds available under the Special Block Grant section 221(b) of Compact I for Health and Education ............ 38,000

(g) Pacific Islands Health Officers Association (PIHOA), provided that all funds appropriated herein shall be deemed to come from carryover funds available under section 216(a)(2) of Compact I for health and medical programs .................. 20,000

(h) National Close-Up Local Program ... 64,000

(i) FSM Amateur Sports Association ... 20,000
(j) College of Micronesia Board, provided that all funds appropriated herein shall be deemed to come from carryover funds available under Special Block Grant section 221(b) of Compact I for Health and Education $5,000

(k) Association of Territorial Health Association, provided that all funds appropriated herein shall be deemed to come from carryover funds available under section 216(b)(2) of Compact I for health and medical programs $2,000

(l) FSM Red Cross, provided that all funds appropriated herein shall be deemed to come from carryover funds available under section 216(a)(2) of Compact I for health and medical programs $64,000

(m) United National Economic and Social Cooperation (UNESCO) $13,941

(n) Administration and management costs for The Basic Social Services Project funded by an Asian Development loan authorized by Public Law No. 12-17 $50,000

(5) Department of Transportation, Communication and Infrastructure

(a) Asia Pacific Telecommunity $7,640

(b) International Telecommunication
Union (ITU) ................................ 55,000

(c) International Civil Aviation

Organization ..............................$ 28,050

(d) Micronesian Shipping Commission .. -0-

(e) Utilities for FSM Capital, provided

that of the funds appropriated herein, $21,442

shall be deemed to come from carryover funds

available under Section 214(b) of Compact I for

energy ..................................... 300,000

(f) Site clearance for projects funded

by Chinese grant-aid, provided that,

notwithstanding any other section of

Public Law No. 13-46, these funds shall

not be reprogrammed or used for any other

purpose .................................... 450,000

(6) Coconut Development Authority

(a) Copra Subsidy .................... 125,000

(b) Asia Pacific Coconut Community ... 15,500

(7) Other grants, subsidies and

contributions

(a) Kosrae Judiciary ................... 37,500

(b) Pohnpei Judiciary ................. 40,500

(c) Chuuk Judiciary ................. 40,500

(d) Yap Judiciary ................... 25,000

(e) Micronesian Legal Services
(MLSC) ..................................... 150,000

(f) COM Treaty Obligations ............ 25,000

(g) State Law Enforcement provided

that, of this amount $35,000, or so much

thereof as is necessary, is to be used for Joint

Law Enforcement Activities in Chuuk and shall

not be used for personnel hiring or training, but

rather only for the prosecution of national

crimes and the feeding of prisoners convicted

of national crimes and shall not be reprogrammed

or used for any other purpose ............$ 135,000

(h) ACP/EU Membership Fee .......... 8,000

(i) Western and Central Pacific Tuna

Management Commission membership fee ...... 16,000

(j) Third Micronesian Traditional

Leaders Conference in Yap ................. 30,000

(k) Payment to the Asian Development

Bank for the Fisheries Development Project

Loan authorized by Public Law No. 7-101 .... 200,000

(l) Attorney fees for Udot v. FSM

(Civil Action No. 200-1018) ............... 8,850

(m) National Office of the Public

Defender, provided that this amount shall

be used to provide financial assistance to

Yap students enrolled in law school ........ 10,000"
Section 6. Section 9 of Public Law No. 13-46, as amended by Public Law No. 13-81, is hereby further amended to read as follows:


The sum of $7,135,287, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2005, for the following capital improvement, development programs and projects and human resource development. The sum appropriated under this section shall be apportioned as follows:

(1) College of Micronesia-FSM

   (a) Operations of the College of Micronesia-FSM, including planning, construction and maintenance of college facilities. All funds appropriated herein shall be deemed to come from funds available under the education sector of the Amended Compact ..$ 3,856,067

   (b) Student assistance for tuition and housing, COM-FSM, provided that all of the funds appropriated herein shall be deemed to come from carryover funds available under section 216(a)(3) of Compact I for postsecondary scholarships ... 190,000

   (c) COM-FSM Yap Campus Facility,

PROVIDED THAT funds appropriated herein
shall be deemed to come from funds available under the infrastructure development sector of the Amended Compact ................... 330,000

(2) FSM Fisheries and Maritime Institute, including operations, planning, training, and construction and maintenance of facilities and equipment. Of this amount $180,050, shall be deemed to come from funds available under the education sector of the Amended Compact ...................$ 738,360

(3) National Staff Upgrading, PROVIDED THAT funds appropriated herein shall be deemed to come from funds available under the capacity building sector of the Amended Compact ..... 50,000

(4) FSM Visitors Bureau provided that, of this amount, $40,000 shall be used to support FSM relations with JATA and participation in JATA programs and events ...................... 140,000

(5) Economic Statistics Unit Strengthening ...................... 75,000

(6) Crop Production Improvement .............. 27,300

(7) Public Enterprise Privatization ...... 66,560

(8) 2005 World Exposition (Japan) ........... 82,000

(9) FSM Development Bank – Business Development Loan Program ................... 500,000
(10) MS Caroline Voyager Dry-docking ...... 630,000
(11) Patrol boats slipping ................. 200,000
(12) Project Management Unit (PMU),
PROVIDED THAT the sum appropriated in this
line item shall be deemed to come from funds
available under the infrastructure development
sector of the Amended Compact ...........$ 250,000"

Section 7. This act shall become law upon approval by the
President of the Federated States of Micronesia or upon its
becoming law without such approval.

April 13, 2005

/s/ Joseph J. Urusemal
Joseph J. Urusemal
President
Federated States of Micronesia