

AN ACT

To appropriate the sum of \$46,111,340 from the General Fund of the Federated States of Micronesia through the fiscal year ending September 30, 2009, for the purpose of funding the Public Infrastructure Projects for the State and National Governments of the Federated States of Micronesia and for other purposes.

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

1 Section 1. Appropriation. There is hereby appropriated from
2 the General Fund of the Federated States of Micronesia the sum of
3 \$46,111,340, or so much thereof as may be necessary, for the
4 purpose of funding the public infrastructure projects of the State
5 and National Governments of the Federated States of Micronesia
6 through the fiscal year ending September 30, 2009. Of the total
7 funds appropriated herein, the total sum shall be deemed to come
8 from funds available under the Amended Compact for Public
9 Infrastructure.

10 Section 2. Infrastructure Maintenance Fund. Of the sum
11 appropriated by Section 1, \$2,306,795 is apportioned to the
12 Infrastructure Maintenance Fund.

13 Section 3. Public Infrastructure Projects of Chuuk State.
14 Of the sum appropriated by Section 1, \$17,482,782 is apportioned
15 for the purpose of funding public infrastructure projects for
16 Chuuk State, subject to the procedures for submission and approval
17 of such projects through JEMCO.

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19 Section 4. Public Infrastructure Projects of Kosrae State.

1 Of the sum appropriated by Section 1, \$5,014,798 is apportioned
2 for the purpose of funding public infrastructure projects for
3 Kosrae State, subject to the procedures for submission and
4 approval of such projects through JEMCO.

5 Section 5. Public Infrastructure Projects of Pohnpei State.

6 Of the sum appropriated by Section 1, \$11,644,453 is apportioned
7 for the purpose of funding public infrastructure projects for
8 Pohnpei State, subject to the procedures for submission and
9 approval of such projects through JEMCO.

10 Section 6. Public Infrastructure Projects of Yap State. Of

11 the sum appropriated by Section 1, \$7,264,556 is apportioned for
12 the purpose of funding public infrastructure projects for Yap
13 State, subject to the procedures for submission and approval of
14 such projects through JEMCO.

15 Section 7. Public Infrastructure Projects of the National

16 Government of the Federated States of Micronesia. Of the sum
17 appropriated by Section 1, \$2,397,956 is apportioned for the
18 purpose of funding public infrastructure projects for the National
19 Government of the Federated States of Micronesia, subject to the
20 procedures for submission and approval of such projects through
21 JEMCO.

22 Section 8. Distribution of Funds. The President of the

23 Federated States of Micronesia, upon consultation and consent of
24 the affected states, may increase or decrease the apportionment
25 set forth in Section 3 through 7, provided, however, that the
26 total shall not exceed the total of allocations set forth in

1 Section 3 through 7, and further, provided, that the total amount
2 of any distribution increase be deducted from subsequent
3 allocations and that the total amount of any distribution decrease
4 be added to subsequent allocations for the affected State or
5 National Government. The Secretary of Finance shall cause to be
6 maintained an internal accounting record to track expenditures on
7 behalf of the States and the National Government.

8 Section 9. Allotment and Management of Funds and Lapse
9 Date.

10 (1) General Provisions.

11 (a) All funds appropriated by this act shall be
12 allotted, managed, administered and accounted for in accordance
13 with applicable laws, including, but not limited to, P.L. 13-72,
14 the Financial Management Act of 1979 and the amended Compact of
15 Free Association between the United States Government and the
16 government of the Federated States of Micronesia and its related
17 agreements.

18 (b) The allottee shall be responsible for
19 ensuring that these funds, or so much thereof as may be necessary,
20 are used solely for the purpose specified in this act, and that no
21 obligations are incurred in excess of the sum appropriated.

22 (2) Allottee. For funds apportioned for the State
23 governments, the allottee may be the Governor of the respective
24 State. For funds apportioned under Section 2 and 7, the allottee
25 shall be the President of the Federated States of Micronesia, or
26 his designee.

1 (3) Lapse Date. The authority of the allottee to
2 obligate funds appropriated by this act shall not lapse.

3 Section 10. Effective Date. This act shall become law upon
4 approval by the President of the Federated States of Micronesia or
5 upon its becoming law without such approval.

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_____ FEBRUARY 13, 2009

/s/ Manny Mori
Manny Mori
President
Federated States of Micronesia