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A BILL FOR AN ACT

To further amend title 55 of the Code of the Federated States of Micronesia, as amended, by adding a new subchapter XVII to chapter 6 to establish an Immigration, Customs and Quarantine Overtime Revolving Fund, and for other purposes.

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

1           Section 1. Title 55 of the Code of the Federated States  
2 of Micronesia, as amended, is hereby further amended by adding  
3 a new subchapter XVII to chapter 6 to establish an Immigration,  
4 Customs and Quarantine Overtime Revolving Fund.

5           Section 2. Title 55 of the Code of the Federated States  
6 of Micronesia, as amended, is hereby further amended by adding  
7 a new section 1608 to subchapter XVII of chapter 6, to read as  
8 follows:

9           "Section 1608. Establishment of Immigration, Custom  
10           and Quarantine Overtime Revolving Fund. There is  
11           hereby established an Immigration, Customs and  
12           Quarantine Revolving Fund, referred to in this  
13           subchapter as the "Fund", separate from the General  
14           Fund of the Federated States of Micronesia and all  
15           other funds, and consisting of sub-accounts for each of  
16           the following divisions of the National Government of  
17           the Federated States of Micronesia:

18           (1) the Division of Customs of the Department of  
19           Finance;

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1                   (2) the Division of Immigration and Labor of the  
2                   Department of Justice; and

3                   (3) the Agriculture Unit of the Department of  
4                   Resources and Development."

5           Section 3. Title 55 of the Code of the Federated States  
6 of Micronesia, as amended, is hereby further amended by adding  
7 a new section 1609 to subchapter XVII of chapter 6, to read as  
8 follows:

9                   "Section 1609. Purpose. The purpose of the Fund is to  
10                   provide reliable funding for overtime incurred by the  
11                   Division of Customs of the Department of Finance, the  
12                   Division of Immigration and Labor of the Department of  
13                   Justice, and the Agriculture Unit of the Department of  
14                   Resources and Development."

15           Section 4. Title 55 of the Code of the Federated States  
16 of Micronesia, as amended, is hereby further amended by adding  
17 a new section 1610 to subchapter XVII of chapter 6, to read as  
18 follows:

19                   "Section 1610. Deposits. All future appropriations  
20                   for the Fund as well as payments received pursuant to  
21                   title 50, section 115 and any other payments received  
22                   to defray actual costs to the National Government for  
23                   overtime accrued by officials of the Division of  
24                   Customs of the Department of Finance, the Division of  
25                   Immigration and Labor of the Department of Justice, and

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1       the Agriculture Unit of the Department of Resources and  
2       Development shall be deposited in the appropriate sub-  
3       fund. Any unexpended monies in this Fund shall neither  
4       revert to the General Fund nor lapse at the end of the  
5       fiscal year; PROVIDED, HOWEVER, that any amount in a  
6       sub-fund in excess of \$500,000 shall be paid into the  
7       General Fund."

8       Section 5. Title 55 of the Code of the Federated States  
9 of Micronesia, as amended, is hereby further amended by adding  
10 a new section 1611 to subchapter XVII of chapter 6, to read as  
11 follows:

12       "Section 1611. Authorized uses of the funds. Each  
13       sub-fund established pursuant to section 1608 of this  
14       subchapter may be utilized as a source of funding for  
15       authorized overtime by the division of the National  
16       Government for which that sub-fund was established. The  
17       funds shall not be utilized for any purpose other than  
18       as permitted by this section."

19       Section 6. Title 55 of the Code of the Federated States  
20 of Micronesia, as amended, is hereby further amended by adding  
21 a new section 1612 to subchapter XVII of chapter 6, to read as  
22 follows:

23       "Section 1612. Administration. The Fund and each sub-  
24       fund therein shall be administered by the President of  
25       the Federated States of Micronesia, or his designee,

1           who shall establish procedures necessary and  
2           appropriate for the effectuation and implementation of  
3           the provisions of this subchapter."

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

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8 Date: 11/15/10

Introduced by: /s/ Peter Sitan  
Peter Sitan

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