December 17, 2010

PRESIDENTIAL COMM. NO. 16-330
FSM CONGRESS

The Honorable Isaac V. Figir
Speaker
16th FSM Congress
Palikir, Pohnpei State, FM 96941

Dear Speaker Figir:

I hereby transmit the following Congressional Act which I have approved to become Public Law No. 16-56:

Congressional Act No. 16-60, "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."

I appreciate Congress’ passage of this act. Also, I wish to draw your attention to a similar legislative bill creating a Maritime Surveillance Revolving Fund. The proposed fund is essential for the continued and reliable operational funding for maritime surveillance in the vast exclusive economic zone of the Nation. Apart from enforcing the fishery laws of FSM, maritime surveillance is also critical to our efforts in combating trafficking of persons and illegal drugs and other security threats.

I therefore urge Congress kind consideration of said bill during the next session.

With warm personal regards, I remain,

Sincerely,

Mannyl Mori
President

Enclosures:

xc: Chief Justice, FSM Supreme Court
Secretary, Department of Justice
Director, Office of SBOC
Legislative Counsel, CFSM
Library, CFSM
PIO, FSM

RECEIVED
DEC 20 2010
FSM Congress
Speakers Office
November 25, 2010

His Excellency Manny Mori  
President  
Federated States of Micronesia  
Palikir, Pohnpei FM 96941

Dear President Mori:

I have the honor to transmit herewith Congressional Act No. 16-60, "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.", which was passed by the Sixteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2010, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

[Signature]

Liwiana Ramon Ioanis  
Chief Clerk, Congress of the  
Federated States of Micronesia

Enclosures
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.

INTRODUCED BY: SENATOR PETER SITAN
DATE: NOVEMBER 15, 2010

REFERRED TO: COMMITTEE ON JUDICIARY AND GOVERNMENTAL OPERATIONS
S.C.R. NO. 16-120 – NOVEMBER 22, 2010

FIRST READING: NOVEMBER 22, 2010
SECOND READING: NOVEMBER 23, 2010
We hereby certify that on November 23 the foregoing act passed Second and Final Reading of the Sixteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2010, by a two-thirds vote of all the State delegations as required under article IX, section 20, of the Constitution of the Federated States of Micronesia.

Isaac V. Figir  
Speaker  
Congress of the  
Federated States of Micronesia

Liwiana Ramon Ioganis  
Chief Clerk  
Congress of the  
Federated States of Micronesia
SIXTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA
FIFTH SPECIAL SESSION, 2010

PUBLIC LAW No. 16-56

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 of Micronesia, as amended, is hereby further amended by adding a new subchapter XVII to chapter 6 to establish an Immigration, Customs and Quarantine Overtime Revolving Fund.

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

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

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

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

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

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

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

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

"Section 1610. Deposits. All future appropriations
for the Fund as well as payments received pursuant to
title 50, section 115 and any other payments received
to defray actual costs to the National Government for
overtime accrued by officials of the Division of
Customs of the Department of Finance, the Division of
Immigration and Labor of the Department of Justice, and
the Agriculture Unit of the Department of Resources and
Development shall be deposited in the appropriate sub-
fund. Any unexpended monies in this Fund shall neither
revert to the General Fund nor lapse at the end of the
fiscal year; PROVIDED, HOWEVER, that any amount in a
sub-fund in excess of $500,000 shall be paid into the
General Fund."

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

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

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

"Section 1612. Administration. The Fund and each sub-
fund therein shall be administered by the President of
the Federated States of Micronesia, or his designee,
who shall establish procedures necessary and
appropriate for the effectuation and implementation of
the provisions of this subchapter."

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.

December 17, 2010

Manny Mori
President
Federated States of Micronesia