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:

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.

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

for /s/ Alik L. Alik

Manny Mori
President
Federated States of Micronesia