



The President
Palikir, Pohnpei
Federated States of Micronesia

January 6, 2014

The Honorable Dohsis Halbert
Speaker
18th FSM Congress
Palikir, Pohnpei, FM 96941



PRESIDENTIAL COMM. NO. 18-177
FSM CONGRESS

Dear Speaker Halbert:

I am returning the following Congressional Acts to become public laws pursuant to Article IX Section 22 of the FSM Constitution, without my signature:

Public Law No. 18-27: Congressional Act No. 18-26, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-49, AS AMENDED BY PUBLIC LAW NOS. 16-68, 16-76, 17-06, 17-10, 17-23, 17-30, 17-32, 17-45, 17-82, AND 17-85, BY AMENDING SECTIONS 1 AND 2 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

Public Law No. 18-28: Congressional Act No. 18-27, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-18, AS AMENDED BY PUBLIC LAW NOS. 16-24, 16-32, 16-39, 16-45, 16-54, 16-67, 17-04, 17-14, 17-26, 17-39 AND 17-65, BY AMENDING SECTIONS 5 AND 6 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

Public Law No. 18-29: Congressional Act No. 18-28, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-59, AS AMENDED BY PUBLIC LAW NOS. 17-63, 17-66, 17-70, 17-77, 17-86 AND 18-21, BY AMENDING SECTIONS 4, AND 5 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

Public Law No. 18-30: Congressional Act No. 18-29, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 12-50, AS AMENDED BY PUBLIC LAW NOS. 12-53, 12-74, 13-1, 13-17, 14-65, 14-71, 14-94, 15-15, 15-50 AND 17-24, BY AMENDING SECTION 13 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."

Public Law No. 18-31: Congressional Act No. 18-31, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAW NOS. 18-07 AND 18-14, BY AMENDING SECTION 4 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

The Honorable Dohsis Halbert
January 6, 2014
Page 2

Public Law No. 18-32: Congressional Act No. 18-33, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAW NOS. 17-71, 17-81, 17-89, 17-90, 18-03, 18-10 AND 18-13, BY AMENDING SECTIONS 4 AND 5 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

Public Law No. 18-33: Congressional Act No. 18-35, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 16-62, AS AMENDED BY PUBLIC LAW NOS. 16-71, 17-05, 17-18, 17-29, 17-47 AND 18-23, BY AMENDING SECTION 4 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI, AND FOR OTHER PURPOSES."

I have reviewed all of the above Acts, which share the following common characteristics:

1. There were no public hearings or committee reports.
2. There have been multiple amendments to the original appropriations, up to 12 and 13 times for some Acts (with the exception of Congressional Act No. 18-31, which had a maximum of three amendments). The multiple amendments resulted in so much confusion as to the true intention of Congress for the public projects and programs, and have created extreme difficulties in implementation of the projects and programs, such as tracking the multiple changes.
3. There were changes of recipients and purposes, in most of the Acts, without clear justification or reasoning.
4. Further amendments to Congressional Acts continued after allotments have been fully processed where funding has been partially or fully disbursed.

It would be most helpful if Congress would set a policy limiting to a maximum of only three amendments per Act in order to avoid the problems as outlined above. For Congress to fully appreciate the extreme difficulty in properly tracking, analyzing, and implementing multiple amendments, we have attached an illustration of a spreadsheet of the multiple amendments of only one public law, P.L. 16-49. This illustration took approximately 12 hours to put together in an Excel spreadsheet by someone experienced in Excel. It sets out the multiple changes that occurred over the 16th, 17th, and 18th Congresses.

PRESIDENTIAL COMM. NO. 18-177
FSM CONGRESS

The Honorable Dohsis Halbert
January 6, 2014
Page 3

Even with a spreadsheet, if there are no public hearings and committee reports, it will still be most difficult to implement the public projects and programs without knowing the intent of Congress.

With warm personal regards, I remain,

Sincerely,



President

Enclosure: Chart (with Legend as to the meaning of the colors. Note – according to SBOC, the yellow highlight in Act 17-82 is there because it has been over-expended due to the difficulty in tracking as there is no networking to provide for a real time update; also, in Act 18-27, the yellow highlight shows an absence of an amount listed for the intended purpose. These are just two of the yellow highlights shown).

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



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3
Palikir, Sokehs
Pohnpei State, FM 96941
Tel: (691) 320-2324 / 2338
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Office of the Chief Clerk

December 11, 2013

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. 18-33, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAWS NOS. 17-71, 17-81, 17-84, 17-89, 17-90, 18-03, 18-10 AND 18-13, BY AMENDING SECTIONS 4 AND 5 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Second Special Session, 2013, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in black ink is written over the "Sincerely yours," line. The signature appears to read "Liwiana Ramon Ioanis".

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

Enclosures



EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
SECOND SPECIAL SESSION
NOVEMBER 25 – DECEMBER 05, 2013

PUBLIC LAW No. 18-32

An Act

TO FURTHER AMEND PUBLIC LAW NO. 17-68, AS AMENDED BY PUBLIC LAWS NOS. 17-71, 17-81, 17-84, 17-89, 17-90, 18-03, 18-10 AND 18-13, BY AMENDING SECTIONS 4 AND 5 THEREIN, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATES OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: PETER M. CHRISTIAN

DATE: NOVEMBER 25, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – DECEMBER 03, 2013

FIRST READING: DECEMBER 03, 2013

SECOND READING: DECEMBER 05, 2013

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis", is written over a horizontal line.

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

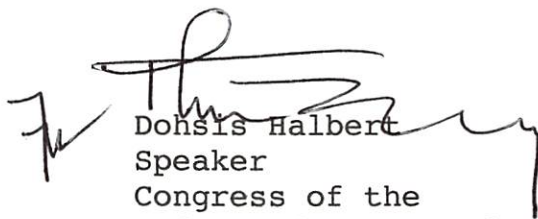
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Office of the Speaker

ACT NO. 18-33

(CONGRESSIONAL BILL NO. 18-94, C.D.1)

We hereby certify that on December 05 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Second Special Session, 2013, 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.


Donsis Halbert
Speaker
Congress of the
Federated States of Micronesia



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

EIGHTEENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SECOND SPECIAL SESSION, 2013

CONGRESSIONAL BILL NO. 18-94, C.D.1

PUBLIC LAW No. 18-32

AN ACT

To further amend Public Law No. 17-68, as amended by Public Laws Nos. 17-71, 17-81, 17-84, 17-89, 17-90, 18-03, 18-10 and 18-13, by amending sections 4 and 5 therein, for the purpose of changing the use of certain funds previously appropriated to fund public projects and social programs in the States of Pohnpei and Chuuk, and for other purposes.

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

1 Section 1. Section 4 of Public Law No. 17-68, as amended by
2 Public Laws Nos. 17-71 and 17-84, is hereby further amended to
3 read as follows:

4 "Section 4. Of the sum of \$5,697,383 appropriated by
5 this act, \$219,116 is apportioned to pay the amount
6 owed by the State of Pohnpei to FEMA and \$1,200,000
7 is apportioned for public projects and social
8 programs in the State of Pohnpei.

9 (1) Amount owed by the State of Pohnpei to
10 FEMA\$ 219,116
11 (2) State of Pohnpei 1,200,000
12 (a) At-Large 300,000
13 (i) Pohnpei Road Improvement
14 (material purchase, transportation and
15 equipment rental, tools, etc) 85,000
16 (ii) Payment of asphalt plant conveyor
17 belt account by PTA to Ace Ocean company ... 15,000

PUBLIC LAW No. 18-32

1	(iii) Mountain trails (labor,	
2	tools, equipment)	\$ 10,000
3	(iv) Waterways/channels	
4	improvement (labor, POL, tools, equipment) .	10,000
5	(v) Pohnpei Outer Islands	
6	transportation needs (charter costs, fuel,	
7	channel clearing)	35,000
8	(vi) Aid to non-public high schools	20,000
9	(vii) Pohnpei Sports facilities	
10	Improvement (materials purchase, equipment	
11	rental and labor)	50,000
12	(viii) Historical sites	
13	restoration/maintenance	15,000
14	(ix) Traditional leaders	
15	conference and travel needs	20,000
16	(x) Civic leaders' FSM	
17	State visit	25,000
18	(xi) Purchase of vehicle for U	
19	Municipal government	15,000
20	(b) Election District No. 1	300,000
21	(i) Road improvement-	
22	Kolonia	35,298
23	(ii) Other road improvements	100,000
24	(iii) COM-FSM students'	
25	outstanding debt payment	22,000

PUBLIC LAW No. 18-32

1	(iv) St. Paul school subsidy	\$ 8,000
2	(v) Social Security premium	
3	contribution	15,000
4	(vi) Classroom upgrade	
5	(Palikir school)	12,000
6	(vii) Medical referrals (travel)	10,000
7	(viii) Need Assessment/monitoring-	
8	Election District No. 1	43,000
9	(ix) Calvary Baptist classroom	
10	completion	54,702
11	(c) Election District No. 2	300,000
12	(i) Akahk/Enipoas road	15,000
13	(ii) Rohi water system road	15,000
14	(iii) Metipw/Dolopwail road	10,000
15	(iv) Nan Woalin Pahloang road ...	15,000
16	(v) Pwoai Pwoai water system road	15,000
17	(vi) Temwen/Poasihloa road paving	30,000
18	(vii) Toamwaoroahlong water	
19	system improvement	7,500
20	(viii) Sapwalapw water	
21	system improvement	5,000
22	(ix) Pwok water system improvement	10,000
23	(x) Students financial assistance	15,000
24	(xi) High School Cooks (Madolenihmw	
25	High school/Nanpei Memorial High School) ...	12,000

PUBLIC LAW No. 18-32

1	(xii) Police Vehicle supplemental	\$ 8,000
2	(xiii) Youth activities	7,500
3	(xiv) Women's activities/programs	7,500
4	(xv) Alekot Power extension	20,000
5	(xvi) Takaieu/Madolenihmw	
6	Power extension	20,000
7	(xvii) Coral materials	7,500
8	(xviii) ED#2 subsidy (administrative	
9	support and other current expenses)	30,000
10	(xix) Agriculture Fair	
11	(Madolenihmw/Kitti)	5,000
12	(xx) PVC materials	5,000
13	(xxi) Hydraulic Trailer	
14	mounted rig & accessories	15,000
15	(xxii) Box culvert/bridge	15,000
16	(xxiii) Pohnlangas track and	
17	field upgrade	5,000
18	(xxiv) Sports facilities upgrade ..	5,000
19	(d) Election District No. 3	300,000
20	(i) Women Associations'	
21	activities and equipment	15,000
22	(ii) Youth Associations	
23	activities and sporting equipment	15,000
24	(iii) ED#3 Office subsidy	45,000
25	(iv) Nett Secondary road	

~~PUBLIC LAW NO. 18-32~~

1	improvement and maintenance	\$ 75,000
2	(v) Water system projects	
3	improvement	15,000
4	(vi) Youth/Community Center	15,000
5	(vii) Dehpek/Takaious students'	
6	support	15,000
7	(viii) Student Financial Assistance	15,000
8	(ix) Medical referral support...	10,000
9	(x) Youth Sport facilities' upgrade	15,000
10	(xi) Pohnpei Senior Citizens	
11	Associations program/activities	5,000
12	(xii) Farming equipment	15,000
13	(xiii) General Road improvement	
14	and beautification	45,000"
15	Section 2. Section 5 of Public Law No. 17-68, as	
16	amended by Public Laws Nos. 17-71, 17-81, 17-84, 17-89,	
17	17-90, 18-03 and 18-13, is hereby further amended to read	
18	as follows:	
19	"Section 5. Of the sum of \$5,697,383	
20	appropriated by this act, \$978,860 is	
21	apportioned to pay the amount owed by the State	
22	of Chuuk to FEMA and \$1,800,000 is apportioned	
23	for public projects and social programs.	
24	(1) Amount owed by the State of Chuuk	
25	to FEMA	\$ 978,860

~~PUBLIC LAW NO. 18-32~~

1	(2) State of Chuuk.....	\$ 1,800,000
2	(a) At-Large.....	300,000
3	(i) Community facilities/	
4	Infrastructure & Housing subsidy	30,000
5	(ii) Chuuk Museum contribution..	5,000
6	(iii) Roads/Seawalls/Bridges repair	
7	and improvement	25,000
8	(iv) Main water source lease	
9	obligation (Nefo)	7,000
10	(v) Contributions to State,	
11	Municipal and Community events/ activities/	
12	programs	42,000
13	(vi) POL/Charters/Freight	
14	subsidy/reimbursements	25,600
15	(vii) Youth Groups	
16	equipment/supplies/activities	15,000
17	(viii) Leaders/Patients/Students/	
18	repatriation of remains travel needs	23,000
19	(ix) Administrative support	
20	costs for allottee/At Large	7,000
21	(x) Fishing project	
22	(equipment/gears/marketing)	27,000
23	(xi) Lien Pukial prior obligations	5,000
24	(xii) Women Groups' sewing	
25	equipment/supplies	3,000

PUBLIC LAW No. 18-32

1	(xiii) Farmers' seedlings & labor	
2	cost obligations	\$ 1,400
3	(xiv) Community/Students/farmers	
4	land transportation	18,000
5	(xv) Students financial	
6	assistance/schools subsidy	17,500
7	(xvi) Municipal government	
8	subsidy (Elections/activities)	48,500
9	(xvii) Power distribution	
10	extension matching fund	-0-
11	(b) Election District No. 1	300,000
12	(i) Professional services fee .	15,000
13	(ii) Renewable Energy project/	
14	Communication system	65,000
15	(iii) Mortlock Islands' Sea	
16	vessel purchase	100,000
17	(iv) Multipurpose public	
18	facilities, community facilities, housing	
19	improvement and repair	40,000
20	(v) Education, health and	
21	sanitation programs & projects/and/or training	10,000
22	(vi) Youth, Sports &	
23	Recreational programs/activities	-0-
24	(vii) Municipal government	
25	special occasions activities	10,000

~~PUBLIC LAW No. 18-32~~

1	(viii) Students financial assistance \$	20,000
2	(ix) Repatriation of remain/	
3	Associations contributions	15,000
4	(x) Mortlock Island Development	
5	Authority (MIDA) operation	25,000
6	(xi) Copra and Fish purchase	
7	Revolving Fund	-0-
8	(c) Election District No. 2	300,000
9	(i) Fishing Projects	20,000
10	(ii) Nutrition and Food	
11	Security Enhancement Projects	15,000
12	(iii) Housing renovation supplement	25,000
13	(iv) Community Halls	
14	rehabilitation	25,000
15	(v) Weno Municipality Transportation	
16	needs & Office Rehabilitation	30,000
17	(vi) Fono Municipality subsidy..	10,000
18	(vii) Piis-Paneu Municipality	
19	subsidy	10,000
20	(viii) Regional Leadership	
21	outreach visits	25,000
22	(ix) College students'	
23	financial assistance	15,000
24	(x) Youth Community activities .	15,000
25	(xi) Northern Namoneas Social and	

~~PUBLIC LAW No 18-32~~

1	Economic Development Authority Administration \$	50,000
2	(xii) Roads upgrade & rehabilitation	10,000
3	(xiii) Power Distribution	
4	Extension matching fund	-0-
5	(xiv) Weno Constitution Day and	
6	Inauguration Day festivities	10,000
7	(xv) Acquisition of heavy	
8	equipment for road repair	-0-
9	(xvi) Weno Municipal Police	
10	Communication System and Supplies	552
11	(xvii) Land Transportation need...	13,448
12	(xviii) Nepukos Souak Association	
13	Community Activities	5,000
14	(xix) Mechitiw Souak Community	
15	Activities	5,000
16	(xx) Acquisition of Equipment	
17	and Supplies for Activities of:	
18	(a) Fonoton Youth	
19	Association (FCYA)	2,000
20	(b) Piis-Paneu Youth	
21	Association	2,000
22	(c) Peniesene Youth	
23	Association (Kutta Kinamwe)	2,000
24	(d) Tunnuk Youth	
25	Association (TCYA)	2,000

PUBLIC LAW No. 18-32

1	(e) Iras Youth Association	\$ 2,000
2	(f) Neauo Youth Association	2,000
3	(g) Wichap Youth Association	2,000
4	(h) Nemwan Youth Association	2,000
5	(d) Election District No. 3.....	300,000
6	(i) Fishing projects.....	70,000
7	(ii) Housing project.....	30,000
8	(iii) Community Halls rehabilitation	30,000
9	(iv) Southern Namoneas Development	
10	Authority Administration	25,000
11	(v) Contribution/Repatriation of	
12	remain/Associations support (Guam/Saipan/	
13	Hawaii/United States/Southern Namoneas)	10,000
14	(vi) Reimbursement for POL/Charters	5,000
15	(vii) Contribution to Social	
16	Security premium	5,000
17	(viii) Reimbursement payment for	
18	Lease/Rental obligation	10,000
19	(ix) Business start	
20	up/Entrepreneurship subsidies	10,000
21	(x) Youth/School sports & activities	10,000
22	(xi) Solar power lighting system	10,000
23	(xii) Students land transportation	
24	needs/vehicle purchase for local government	15,000
25	(xiii) Municipal/Community	

~~PUBLIC LAW No. 18-32~~

1	health and sanitation water	
2	improvement projects	\$ 7,500
3	(xiv) Humanitarian/Food Aid relief	
4	program for Community/ municipalities	10,000
5	(xv) Medical/medication contribution	
6	to non-insured and unemployed Senior Citizens	7,500
7	(xvi) Feeding program for	
8	Handicap/Disable elderlies	5,000
9	(xvii) Travel needs for students/	
10	referral patients/leaders	20,000
11	(xviii) Contributions to Southern	
12	Namoneas off-island chartered associations .	10,000
13	(xiv) Municipal governments	
14	subsidies	10,000
15	(e) Election District No. 4	300,000
16	(i) Fishing projects	40,000
17	(ii) Low income housing subsidy.	30,000
18	(iii) Farming project subsidy	30,000
19	(iv) Students financial assistance	15,000
20	(v) Faichuk Development Authority	
21	(Contractual services/Administration)	20,000
22	(vi) Medical referral and	
23	repatriation of remains	10,000
24	(vii) Municipal governments' subsidies	70,000
25	(viii) Sewing project subsidy	10,000

PUBLIC LAW No. 18-32

1	(ix) Youth activities and programs \$	15,000
2	(x) Road improvement and	
3	beautification	10,000
4	(xi) States and Municipal	
5	leadership exposure and travel	15,000
6	(xii) fishing market subsidy	5,000
7	(xiii) Students and farmers	
8	land transportation	20,000
9	(xiv) Solar system project	5,000
10	(xv) Fiber boat repair project ..	5,000
11	(f) Election District No. 5	300,000
12	(i) Fishing projects	70,000
13	(ii) Northwest Islands	
14	Development Authority Administration	38,000
15	(iii) Food relief assistance program	28,000
16	(iv) Officials/patients and	
17	other travel needs	42,000
18	(v) Payment for students'	
19	entrance test fees, and outstanding debt at	
20	COM-FSM, University of Hawaii at Hilo and	
21	Hawaii Pacific University	9,000
22	(vi) Vehicles purchase for	
23	municipal governments	12,000
24	(vii) Contributions to	
25	Northwest Islands Associations	23,000

~~PUBLIC LAW No. 18-32~~

1	(viii) Boat charter/medical	
2	referral travel reimbursements	\$ 10,000
3	(ix) Onoun Women Association	
4	contribution	8,000
5	(x) Pollap Dispensary solar	
6	power project supplemental	2,000
7	(xi) Shoreline mitigation project	2,000
8	(xii) Tupwunoil office rental....	6,000
9	(xiii) Boat charters/	
10	funeral related expenses	34,000
11	(xiv) Contributions to municipal	
12	events/activities	11,000
13	(xv) Community Hall.....	5,000
14	(xvi) Municipalities' Inaugurations	-0-
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~~PUBLIC LAW NO. 18-32~~

Section 3

1 Section 2. This act shall become law upon approval by the
2 President of the Federated States of Micronesia or upon its
3 becoming law without such approval.

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_____, 2013

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11 *Law report signature*

12 *01-06-14*

Manny Mori
President
Federated States of Micronesia

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