



The President
Palikir, Pohnpei
Federated States of Micronesia

January 30, 2014

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

RECEIVED
JAN 30 2014
FSM Congress
Speakers Office

PRESIDENTIAL COMM. NO. 18-208
FSM CONGRESS

Dear Speaker Halbert:

I am returning the following Congressional Acts, which I have signed to become public laws as follows:

Congressional Act No. 18-36 as Public Law No. 18-36: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-36, AS AMENDED BY PUBLIC LAWS NOS. 17-48, 17-78 AND 17-87, BY AMENDING SECTIONS 4 AND 6 THEREIN, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES."

Congressional Act No. 18-37 as Public Law No. 18-37: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 15-80, AS AMENDED BY PUBLIC LAWS NOS. 16-04 AND 17-53, BY AMENDING SECTIONS 1 AND 2 THEREOF, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF CHUUK, AND FOR OTHER PURPOSES."

Congressional Act No. 18-41 as Public Law No. 18-38: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAWS NOS. 18-07, 18-14 AND 18-31, BY AMENDING SECTIONS 3, 4 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 STATES OF YAP AND POHNPEI, AND FOR OTHER PURPOSES."

Congressional Act No. 18-36 changes an appropriation for the public project for Pohnpei ED#1 and shifts it to a new line item. For Chuuk, the designated allottee of funds for ED#2 is changed from the Executive Director of Northern Namoneas Social and Economic Development Authority to the Governor of Chuuk.

Congressional Act No. 18-37 changes the amounts of certain public projects and social programs for Chuuk ED #2 and inserts a new *Fishing Project*. The designation of allottee for Chuuk is also changed from the CSCIP to the various authorities.

In Congressional Act No. 18-41, funding for the *Yap Congressional Delegation Citizen Outreach Program* is shifted to the Yap State Copra Subsidy Supplemental.

The Honorable Dohsis Halbert
January 30, 2014
Page 2

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

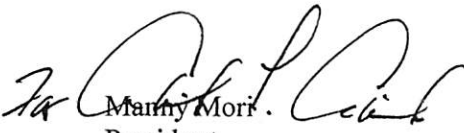
1. There were no public hearings or committee reports.
2. There have been multiple amendments to the original appropriations. The multiple amendments result in confusion as to the true intention of Congress for the public projects and programs, and create difficulties in implementation of the projects 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.

The above Acts are further examples of defective appropriation of public projects and social programs. As I stated in prior transmittals, it would be most helpful if Congress would set a policy limiting subsequent amendments to a maximum of only three per Act in order to avoid the problems as outlined above.

Notwithstanding the defects stated above and in view of my agreement in our meeting with Congress held earlier this week to move forward on the implementation of appropriations for public projects currently passed or being passed by Congress, I remind Congress that I will be forced to hold up implementation of subsequent public projects, if they fail to have enough specificity, fail to state the purpose, etc., or violate the Udot case, in order to obtain further clarification and direction from Congress to assure effective and efficient implementation. Therefore, I continue to urge Congress to make the necessary changes to improve the appropriation process that is impacting effective implementation of public projects, including the holding of pre-passage consultations with constituents, holding public hearings, and providing committee reports.

With warm personal regards, I remain,

Sincerely,


Manny Mori
President

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



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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Office of the Chief Clerk

PRESIDENTIAL COMM. NO. 18-208
FSM CONGRESS

January 20, 2014

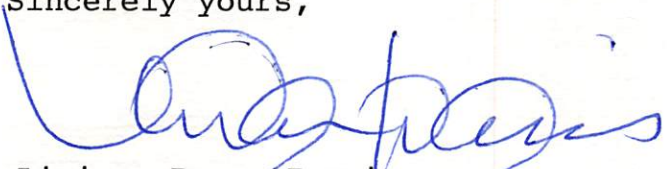
His Excellency Manny Mori
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941



Dear President Mori:

I have the honor to transmit herewith Congressional Act No. 18-36, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 17-36, AS AMENDED BY PUBLIC LAWS NOS. 17-48, 17-78 AND 17-87, BY AMENDING SECTIONS 4 AND 6 THEREIN, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Third Regular Session, 2014, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,


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

Enclosures

PUBLIC LAW No. 18-36



EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
THIRD REGULAR SESSION
JANUARY 10 - 29, 2014

PRESIDENTIAL COMM. NO. 18-208
FSM CONGRESS

An Act

TO FURTHER AMEND PUBLIC LAW NO. 17-36, AS AMENDED BY PUBLIC LAWS NOS. 17-48, 17-78 AND 17-87, BY AMENDING SECTIONS 4 AND 6 THEREIN, FOR THE PURPOSE OF CHANGING THE USE AND ALLOTTEE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI AND CHUUK, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: VICTOR GOULAND

DATE: NOVEMBER 22, 2013

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – JANUARY 15, 2014

FIRST READING: JANUARY 15, 2014

SECOND READING: JANUARY 17, 2014

A blue ink signature of Liwiana Ramon Ioanis, written in a cursive style.

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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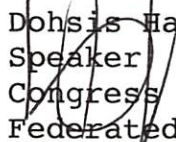
Office of the Speaker


PRESIDENTIAL COMM. NO. 18-208
FSM CONGRESS

ACT NO. 18-36

(CONGRESSIONAL BILL NO. 18-91)

We hereby certify that on January 17 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Third Regular Session, 2014, 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.


Dohsis 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. 18-91

PUBLIC LAW No. 18-36

AN ACT

To further amend Public Law No. 17-36, as amended by Public Laws Nos. 17-48, 17-78 and 17-87, by amending sections 4 and 6 therein, for the purpose of changing the use and allottee of certain funds previously appropriated to fund public projects and social programs in the State 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. 17-36, as amended
2 by Public Laws Nos. 17-48 and 17-87, is hereby further amended
3 to read as follows:

4 "Section 4. Of the sum of \$2,100,000 appropriated by
5 this act, \$600,000 is apportioned for Pohnpei State
6 for public projects and social programs.

7 State of Pohnpei\$ 600,000

8 (1) At-Large 150,000

9 (a) Road construction equipment

10 purchase and rental 33,000

11 (b) Pohnpei Circumferential road

12 repair/improvement 33,000

13 (c) Aid to non-public high schools

14 (Pohnpei State) 10,000

15 (d) Sidewalk project in Nett school. 23,000

16 (e) School bus purchase, repair

17 and related freight cost and port charges .. 13,000

18 (f) Scholarship (graduate

1	school tuition assistance)	\$ 10,000
2	(g) Leadership conference/travel....	13,000
3	(h) Financial assistance for	
4	local produce markets	5,000
5	(i) Nett police vehicle matching....	10,000
6	(2) Election District No. 1	150,000
7	(a) Kapinle Youth	7,000
8	(b) Election District No. 1, subsidy	30,000
9	(c) Scholarship	5,000
10	(d) Kolonia Town Government-	
11	Legislative and Judiciary computer	10,000
12	(e) St. Paul school	8,000
13	(f) Road concrete	15,000
14	(g) Southern Islands copra	
15	Processing training	9,395
16	(h) Pakin transport repair	5,000
17	(i) Road construction repair	50,000
18	(j) Assessment and monitoring of projects	10,605
19	(3) Election District No. 2	150,000
20	(a) Wone Elementary School road paving	50,000
21	(b) Lohd road paving	30,000
22	(c) Enipein Pah road maintenance	10,000
23	(d) Areu Powe road maintenance	10,000
24	(e) Election District No. 2 subsidy.	13,000
25	(f) Kitti municipal government subsidy	5,000

1	(g) Executive branch of the	
2	Madolenihmw municipal government subsidy ..\$	5,000
3	(h) Purchase of vehicle for	
4	Election District No. 2 Office	7,000
5	(i) Purchase of construction	
6	materials (PVC Pipes and accessories)	5,000
7	(j) Purchase of coral fillings	5,000
8	(k) Youth sports activities	5,000
9	(l) Women and Senior citizens activities	5,000
10	(4) Election District No. 3	150,000
11	(a) Roads improvement	35,000
12	(b) Woman associations	
13	financial assistance	15,000
14	(c) Youth groups sports	
15	activities and sports equipment	15,000
16	(d) Vehicle purchase for	
17	Election District No. 3 office	5,000
18	(e) Nett municipal government subsidy	15,000
19	(f) U municipal government subsidy ..	15,000
20	(g) Mwoakilloa municipal government	
21	subsidy	5,000
22	(h) Pingelap municipal government	
23	subsidy	5,000
24	(i) Eirke road improvement	10,000
25	(j) Election District No. 3 subsidy.	20,000

1 (k) Students financial assistance..\$ 10,000"

2 Section 2. Section 6 of Public Law No. 17-36, as amended
3 by Public Laws Nos. 17-48, 17-78 and 17-87, is hereby further
4 amended to read as follows:

5 "Section 6. Allotment and management of funds and
6 lapse date. All funds appropriated by this act shall
7 be allotted, managed, administered and accounted for
8 in accordance with applicable laws, including, but
9 not limited to, the Financial Management Act of 1979.
10 The allottee shall be responsible for ensuring that
11 these funds, or so much thereof as may be necessary,
12 are used solely for the purpose specified in this
13 act, and that no obligations are incurred in excess
14 of the sum appropriated. The allottee of the funds
15 appropriated under section 2 of this act shall be the
16 Governor of Yap State. The allottee of funds
17 appropriated under sections 3 and 4 of this act shall
18 be the President of the Federated States of
19 Micronesia or his designee, EXCEPT THAT the allottee
20 of funds appropriated under subsections 4(1)(b), 4(3)
21 (a) and (b) of section 4 of this act shall be the
22 Pohnpei Transportation Authority. The allottee of
23 funds appropriated under subsections 5(1) and 5(3) of
24 section 5 of this act shall be the Governor of Chuuk
25 State or his designee. The allottee of funds

1 appropriated under subsection 5(2) of section 5 of
2 this act shall be the Mortlock Islands Development
3 Authority; the allottee of funds appropriated under
4 subsection 5(4) of section 5 of this act shall be the
5 Southern Namoneas Development Authority. The
6 allottee of funds appropriated under subsection 5(5)
7 of section 5 of this act shall be the Faichuk
8 Development Authority. The allottee of funds
9 appropriated under subsection 5(6) of section 5 of
10 this act shall be the Northwest Development Authority
11 (NWDA), PROVIDED THAT the allottee of the funds
12 appropriated under subsection 5(6)(f) shall be the
13 President of COM-FSM. The authority of the allottee
14 to obligate funds appropriated by this act shall
15 lapse on September 30, 2014.”

1 Section 3. 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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January 30th, 2014

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Manny Mori

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Manny Mori
President
Federated States of Micronesia

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