



The President
Palikir, Pohnpei
Federated States of Micronesia

January 5, 2015

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



PRESIDENTIAL COMM. NO. 18-422
FSM CONGRESS

Dear Speaker Halbert:

I am returning the following Congressional Acts without signature:

Public Law No. 18-104: Congressional Act No. 18-107, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 15-32, AS AMENDED BY PUBLIC LAWS NOS. 15-36, 15-44, 15-57, 15-63, 15-72, 15-78, 16-03, 16-11, 16-33, 16-46, 17-12, 17-21, 17-33, 17-40, 18-17 AND 18-67, BY AMENDING SECTION 1 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATES OF YAP AND KOSRAE, AND FOR OTHER PURPOSES."

Public Law No. 18-105: Congressional Act No. 18-108: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 18-05, AS AMENDED BY PUBLIC LAWS NOS. 18-07, 18-14, 18-31, 18-38, 18-72 AND 18-82, BY AMENDING SECTION 4 THEREOF, FOR THE PURPOSE OF CHANGING THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN, FOR PUBLIC PROJECTS AND SOCIAL PROGRAMS IN THE STATE OF POHNPEI AND FOR OTHER PURPOSES."

Public Law No. 18-106: Congressional Act No. 18-109: "AN ACT TO AMEND PUBLIC LAW NO. 18-99, BY AMENDING SECTIONS 3 AND 5 THEREOF, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN TO FUND PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE PEOPLE OF THE STATES OF KOSRAE AND CHUUK, AND FOR OTHER PURPOSES."

I reviewed the above Acts, designed to alter the funds that were previously appropriated for various public projects and social programs. The amendment consists of changing the amounts of the various appropriations for public projects and social programs and creating new line items in addition to the existing appropriation.

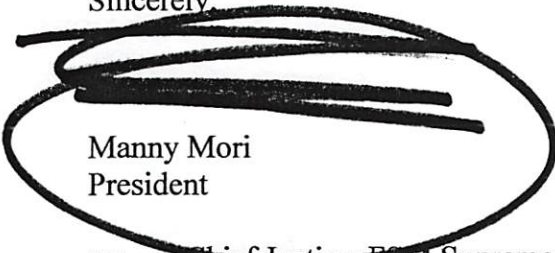
The rationale for the amendments was not explained anywhere in the Acts and there were no reports to indicate the intent of Congress in adopting the amendments. As a result, the Acts failed to provide clear direction on the intention of Congress behind altering the funds, make it impossible for the Executive Branch to implement public projects and social programs without involvement from Congress.

The Honorable Dohsis Halbert
January 5, 2015
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PRESIDENTIAL COMM. NO. 18-422
FSM CONGRESS

The involvement of some of the members of Congress in the implementation of public projects violates the Constitution, as confirmed by the Udot case. I have previously shared this concern with Congress and once again bring this problem to your attention.

Sincerely,



Manny Mori
President

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

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Office of the Chief Clerk

PRESIDENTIAL COMM. NO. 18-422
FSM CONGRESS

December 02, 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. 18-107, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 15-32, AS AMENDED BY PUBLIC LAWS NOS. 15-36, 15-44, 15-57, 15-63, 15-72, 15-78, 16-03, 16-11, 16-33, 16-46, 17-12, 17-21, 17-33, 17-40, 18-17 AND 18-67, BY AMENDING SECTION 1 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATES OF YAP AND KOSRAE, AND FOR OTHER PURPOSES.", which was passed by the Eighteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2014, by a two-thirds vote of all the State delegations as required and as duly certified.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Liwiana Ramon Ioanis".

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

Enclosures



PRESIDENTIAL COMM. NO. 18-422
FSM CONGRESS

EIGHTEENTH CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH SPECIAL SESSION
NOVEMBER 17 - 29, 2014

PUBLIC LAW No. 18-104

An Act

TO FURTHER AMEND PUBLIC LAW NO. 15-32, AS AMENDED BY PUBLIC LAWS NOS. 15-36, 15-44, 15-57, 15-63, 15-72, 15-78, 16-03, 16-11, 16-33, 16-46, 17-12, 17-21, 17-33, 17-40, 18-17 AND 18-67, BY AMENDING SECTION 1 THEREOF, TO CHANGE THE USE OF CERTAIN FUNDS PREVIOUSLY APPROPRIATED THEREIN FOR THE STATES OF YAP AND KOSRAE, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: JOSEPH J. URUSEMAL

DATE: NOVEMBER 26, 2014

REFERRED TO: COMMITTEE ON WAYS AND MEANS

WITHDRAWN – NOVEMBER 26, 2014

FIRST READING: NOVEMBER 26, 2014

SECOND READING: NOVEMBER 27, 2014

A handwritten signature in dark ink, appearing to read "Liwiana Ramon Ioanis".

Liwiana Ramon Ioanis
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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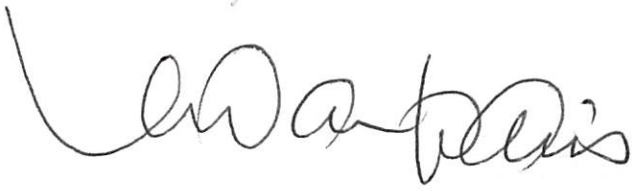
PRESIDENTIAL COMM. NO. 18-422
FSM CONGRESS

ACT NO. 18-107

(CONGRESSIONAL BILL NO. 18-246, C.D.1)

We hereby certify that on November 27 the foregoing act passed Second and Final Reading of the Eighteenth Congress of the Federated States of Micronesia, Fifth Special 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

FIFTH SPECIAL SESSION, 2014

CONGRESSIONAL BILL NO. 18-246, C.D.1

~~PUBLIC LAW NO. 18-104~~

AN ACT

To further amend Public Law No. 15-32, as amended by Public Laws Nos. 15-36, 15-44, 15-57, 15-63, 15-72, 15-78, 16-03, 16-11, 16-33, 16-46, 17-12, 17-21, 17-33, 17-40, 18-17 and 18-67, by amending section 1 thereof, to change the use of certain funds previously appropriated therein for the States of Yap and Kosrae, and for other purposes.

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

1 Section 1. Section 1 of Public Law No. 15-32, as amended
2 by Public Laws Nos. 15-36, 15-44, 15-57, 15-63, 15-72, 15-78,
3 16-03, 16-11, 16-33, 16-46, 17-12, 17-21, 17-33, 17-40 and
4 18-67, is hereby further amended to read as follows:

5 "Section 1. The sum of \$3,780,000, or so much
6 thereof, is hereby appropriated from the General Fund
7 of the Federated States of Micronesia for the fiscal
8 year ending September 30, 2008, for the purpose of
9 funding public projects and social programs in each
10 State of the Federated States of Micronesia. The
11 fund shall be apportioned on the basis of \$250,000 or
12 less per member of Congress as follows, PROVIDED THAT
13 an increase of \$300,000 is for Yap State.

14	(1) State of Kosrae.....	\$ 500,000 ✓
15	(a) High School lunch program and	
16	past expenses incurred relating to the	
17	implementation of the program.....	48,000 ✓
18	(b) Bachelor degree program.....	80,000 ✓

PUBLIC LAW NO. 18-104

1	(c) Lelu Community projects/programs	\$ 10,000
2	(d) Malem Community projects/	
3	programs	10,000
4	(e) Utwe Community projects/	
5	programs	10,000
6	(f) Tafunsak Community projects/	
7	programs	10,000
8	(g) Kosrae Women Association.....	10,000
9	(h) Promotion and travel for	
10	Tourism Office	10,000
11	(i) Kosrae State Government subsidy.	100,000
12	(j) Medical referrals for	
13	non-insured and non-employed Kosraeans	20,000
14	PROVIDED THAT reprogramming of this	
15	funding is not allowed	
16	(k) Supplemental funding for fuel	
17	for Caroline Voyager	-0-
18	(l) Tafunsak multipurpose	
19	building renovation	20,000
20	(m) Laptop Computers for Schools:	
21	(i) Lelu Elementary School.....	1,100 .
22	(ii) Tafunsak Elementary School.	1,100 .
23	(iii) Malem Elementary School....	1,100 ,
24	(iv) Utwa Elementary School.....	1,100 ,
25	(v) Walung Elementary School...	1,100,

PUBLIC LAW No. 18-104

1	(vi) Sansrik Elementary School.\$	1,100
2	(vii) SDA School.....	1,100
3	(viii) Kosrae High School.....	1,250
4	(n) Kosrae Senior Citizens Meeting Halls	
5	(i) Lelu Senior Citizen.....	30,000
6	(ii) Tafunsak Senior Citizen....	30,000
7	(iii) Malem Senior Citizen.....	30,000
8	(iv) Utwa Senior Citizen.....	30,000
9	(o) Supplemental funding for	
10	a Master's Degree Program	8,000
11	(p) Tafunsak Youths' musical instruments	5,000
12	(q) KCSO's subsidy.....	5,000
13	(r) National Government debts to	
14	ABCOR Construction	12,000
15	(s) Kosrae Women Christian Associations	
16	(i) Lelu Women Christian	
17	Association	2,000
18	(ii) Tafunsak Women Christian	
19	Association	2,000
20	(iii) Malem Women Christian	
21	Association	2,000
22	(iv) Utwa Women Christian	
23	Association	2,000
24	(v) Walung Women Christian	
25	Association	2,000

~~PUBLIC LAW No. 18-104~~

1	(t) Kosrae Community in Pohnpei State	\$ 2,000
2	(u) Computer and computer assessories	1,050 •
3	(2) State of Yap	800,000
4	(a) Chamber of Commerce (Matching	
5	fund) the funding shall not be expended	
6	unless the Chamber of Commerce contributes	
7	a 50% of either in kind and/or monetary	
8	contribution as it's matching	50,000
9	(b) Ruu and Amun villages	
10	basketball courts	-0-
11	(c) Lands' Acquisition (Outer	
12	Island of Yap)	50,000
13	(d) Southern Yap water system	
14	equipment purchase	25,000
15	(e) Tomil Road repair	25,000
16	(f) Amun bridge	20,000
17	(g) Water extension, Makiy village ..	9,000
18	(h) Road improvements, Wanyan village	30,000
19	(i) Bugol women multipurpose building	45,000
20	(j) Travel needs to Asia Pacific Nurse	
21	Leadership Conference in Honolulu, Hawaii ..	18,000
22	(k) Falalus and Seliap community	
23	centers repairs	23,000
24	(l) Qapluul village road repair	27,000
25	(m) Gachpar men's house	50,000

PUBLIC LAW NO. 18-104

1	(n) Wottegai Road project.....\$	10,000
2	(o) Tugunbinau bridge, Maap.....	50,000
3	(p) Outer Islands' agriculture	
4	programs and projects (concrete taro	
5	patches, purchase of tools and equipment) ..	15,800 •
6	(q) Pikelot Island water	
7	catchment and shelter	7,000
8	(r) Outer Islands' Transportation	
9	needs (boats, two outboard motors for	
10	Falalus and Faraulap Islands, POL and	
11	charter and provisioning)	102,000
12	(s) YSPSC subsidy for POL.....	100,000 •
13	(t) Boats & motors for Seliap &	
14	Tegailap, Woleai	30,000
15	(u) Meerur men's house repair.....	16,000
16	(v) Completion of Wottegai	
17	community center in Qapluul village	20,000
18	(w) Mariyong Island Community	
19	Piggery project	20,000
20	(x) Grant to Woleai Atoll	
21	Community Account	6,000
22	(y) Woleai Airport equipments purchase	7,000
23	(z) Outboard motor for the Office	
24	of the Yap State Governor	13,000 •
25	<i>Add: new</i> (aa) Yap Chamber of Commerce subsidy.	31,200 •

PUBLIC LAW No. 18-104

1	(3) State of Pohnpei.....	\$ 1,000,000
2	(a) Pohnpei State At-Large	
3	(i) Construction and renovation of	
4	roads, bridges, culverts and road drainages	
5	from Palikir to Kolonia	-0-
6	(b) Election District No. 1	
7	(i) 2 nd Phase (Baptist School	
8	classroom construction)	100,000
9	(ii) EDI operation	30,000
10	(iii) Kolonia Town Ladies	
11	Training Center renovations	10,000
12	(iv) Tomara Road construction...	60,000
13	(v) Sapwuaifik Community	
14	Center Renovations	6,050
15	(vi) Peidie Road paving	72,000
16	(vii) Completion of Ipwal Road...	18,000
17	(viii) Sekere retaining wall	10,000
18	(ix) Soledi Road construction...	3,950
19	(c) Election District No. 2	
20	(i) Water Delivery Services	40,000
21	(ii) Students' Financial	
22	Assistance	15,000
23	(iii) Secondary Road	
24	Improvement	100,000
25	(iv) ED2 operation	49,000

~~PUBLIC LAW NO. 18-104~~

1	(v) Civic Centers	\$ 30,000
2	(vi) Agriculture Fair	3,500
3	(vii) Enipein Elementary	
4	School Teacher's Aide	2,000
5	(viii) Kitti Fish Market	-0-
6	(ix) Sports facilities	
7	improvement	1,500
8	(x) Outboard Motor for	
9	Kitti Police	3,370
10	(xi) Madolenihmw Municipal	
11	Government subsidy	10,000
12	(xii) Kitti/Madolenihmw	
13	Outreach program	10,000
14	(xiii) Grant writer assistance	2,807
15	(xiv) Pohnpei Coconut Processing	
16	Plant repair	6,675
17	(xv) Nanmand Lumber	
18	Milling (Pwihno)	3,500
19	(xvi) ED #2 Municipal management	
20	workshop	3,000
21	(xvii) Salapwuk Teacher's Aide	4,000
22	(xviii) NMS cook	-0-
23	(xix) Madolenihmw Cold Storage ...	4,000
24	(xx) Lukop/Wone ECE	4,552
25	(xxi) Temwen and Nanmadol water	

PUBLIC LAW No. 18-104

1	system supply	\$ 60,000
2	(xxii) Mand Community Nahs	7,096
3	(d) Election District No. 3	
4	(i) ED #3 Operation	68,566
5	(ii) Students and public	
6	transportation services	28,000
7	(iii) Students' financial	
8	assistance	7,524
9	(iv) Youth sports activities	6,056
10	(v) Agriculture Fair	3,000
11	(vi) ED #3 Working Group	
12	supplemental	7,526
13	(vii) ED #3 Water System	10,000
14	(viii) U public facilities	
15	repairs and maintenance	49,917
16	(ix) Nett public facilities	
17	repairs and maintenance	52,557
18	(x) Mwoakilloa public	
19	facilities repairs and maintenance and	
20	transportation needs	20,000
21	(xi) Pingelap public facilities	
22	repairs and maintenance and	
23	transportation needs	25,000
24	(xii) Mwoakilloa multipurpose	
25	house renovation	1,854

~~PUBLIC LAW No. 18-104~~

1	(xiii) Pohnkeimw Secondary	
2	Road paving	\$ 50,000
3	(4) State of Chuuk	1,480,000
4	(a) Chuuk State At-Large	
5	(i) Public Facilities repair	
6	and improvement	30,000
7	(ii) Youth Activities'	
8	programs and projects	32,000
9	(iii) Students' Financial	
10	Assistance	7,000
11	(iv) Low Income Housing	
12	subsidy	30,000
13	(v) Farmers and Students'	
14	land transportations	17,000
15	(vi) Leadership exposures	
16	and travel	15,000
17	(vii) Farmers planting tools and	
18	seedling project	14,800
19	(viii) CSCIP operation	5,000
20	(ix) Offices Rental and	
21	Operations Commission	7,000
22	(x) POL and Charter	13,200
23	(xi) At-Large Office	
24	Operation	20,000
25	(xii) Sports facilities	

~~PUBLIC LAW No. 18-104~~

1	construction (basketball courts)	\$ 11,000
2	(xiii) Fishing gear and	
3	equipment	25,000
4	(xiv) Seawall and Taro	
5	Patchs Protection	10,000
6	(xv) Multipurpose building	
7	repair and renovation	5,000
8	(xvi) Feeding program	10,000
9	(xvii) Medical referral and	
10	repatriation of remains	10,000
11	(xviii) OCHAP Community	
12	Hall Construction	5,000
13	(xix) Tonoas Municipal Government	
14	inauguration activities	1,000
15	(xx) Udot Municipal Government	
16	inauguration activities	1,000
17	(xxi) Kuttu Municipal Government	
18	inauguration activities	1,000
19	(b) Election District No. 1	
20	(i) Students' Financial Assistance	-0-
21	(ii) Mortlock Development	
22	Commission outstanding debts (past and	
23	present)	8,119
24	(iii) Municipal Governments' subsidy	
25	a. Ta Municipality	3,000

~~PUBLIC LAW No. 18-104~~

1	(iv) Community Housing improvement/	
2	freight or charter	\$ 45,000
3	(v) Leadership Conference	15,000
4	(vi) Leadership travel	10,000
5	(vii) Youth musical instruments ..	-0-
6	(viii) Housing Improvement	21,881
7	(ix) Transportation needs	5,851
8	(x) CSCIP	4,149
9	(xi) Sea transportation	
10	assistance	7,200
11	(xii) Mortlock Development	
12	Community operation	22,800
13	(xiii) Pou (Weno) Community Center	
14	Improvement	-0-
15	(xiv) Health and Sanitary project	11,000
16	(xv) ED #1 Operation	11,000
17	(xvi) Administrative Support	
18	costs for Delegation	-0-
19	(xvii) Food Relief Assistance	-0-
20	(xviii) Solar system project	85,000
21	(c) Election District No. 2	
22	(i) Basketball court	7,000
23	(ii) Meeting Halls	
24	(a) Neoram, Nepukos	10,000
25	(b) Faichu, Eor	6,000

PUBLIC LAW No. 18-104

1	(c) Faramas, Sapuk.....\$	4,000
2	(d) Neinifach, Mwan.....	5,000
3	(iii) Public/School/Bus	
4	Operation	35,000
5	(iv) Road Construction.....	-0-
6	(v) Repatriation of human remains	6,000
7	(vi) Kokumy cultural celebration	4,000
8	(vii) CSCIP.....	10,000
9	(viii) NNDA operation.....	25,000
10	(ix) Housing Assistance.....	15,000
11	(x) Fishing projects.....	20,000
12	(xi) Medical supplies & equipments	-0-
13	(xii) Leadership travel & exposure	10,000
14	(xiii) Public facilities repair	
15	and improvement	33,000
16	(xiv) Purchase of Heavy equipment	
17	and heavy equipment parts	40,000
18	(d) Election District No. 3	
19	(i) Election District	
20	No. 3 Operation	25,000
21	(ii) Housing and Community Halls	45,500
22	(iii) Fishing projects.....	15,000
23	(iv) Fiberglass boats repair....	5,000
24	(v) Municipal inauguration	
25	activities	4,500

PUBLIC LAW No. 18-104

1	(vi) Sport Tournaments	
2	facilities/supplies	\$ 3,000
3	(vii) Feeding Program.....	10,000
4	(viii) Crafting and sewing	
5	projects	7,000
6	(ix) Market/local produce.....	10,000
7	(x) Project Management.....	12,500
8	(xi) CSCIP operation.....	5,000
9	(xii) Subsidy for	
10	entrepreneurships and business start up	10,000
11	(xiii) Nukuno Christian School	
12	solar panels/computers	10,000
13	(xiv) Leadership Travel.....	15,000
14	(xv) Youth rehabilitation programs	9,000
15	(xvi) Mayors Leadership Conference	5,000
16	(xvii) Land transportation.....	12,500
17	(xviii) Municipal Governments'	
18	subsidies	46,000
19	(e) Election District No. 4	
20	(i) Students' Financial	
21	Assistance	10,000
22	(ii) Youth activities and	
23	programs	10,000
24	(iii) Leadership exposure	
25	and travel	15,000

PUBLIC LAW No. 18-104

1	(iv) FDA operations.....\$	20,000
2	(v) CSCIP operation.....	5,000
3	(vi) Udot Municipal subsidy.....	10,000
4	(vii) Low income housing grant...	40,000
5	(viii) Iongkumi fishing project...	40,000
6	(ix) Fiberglass boats repair....	10,000
7	(x) Food relief.....	10,000
8	(xi) Land transportation.....	20,000
9	(xii) Polle Municipal subsidy....	10,000
10	(xiii) ED #4 office operation.....	30,000
11	(xiv) Famachaw farming project...	10,000
12	(xv) Medical referrals &	
13	repatriation of remains	10,000
14	(f) Election District No. 5	
15	(i) POL & Charter.....	59,000
16	(ii) Food Relief.....	13,846
17	(iii) Rental office space, office	
18	supplies and equipment, communication and	
19	utilities	5,000
20	(iv) Students' Financial	
21	Assistance	-0-
22	(v) Medical referral,	
23	pharmaceuticals and repatriation of	
24	remains	14,426
25	(vi) CSCIP.....	5,000

PUBLIC LAW No. 18-104

1	(vii) Operations (ED #5)	\$ 26,728
2	(viii) Project Management.....	20,000
3	(ix) On the job training subsidy	-0-
4	(x) Land Acquisition for the	
5	people of Halls, Weito and Pattiw Islands ..	71,000
6	PROVIDED THAT the allottee of this specific	
7	funding shall deposit the funds into the	
8	Special Funds within the General Fund of	
9	the Federated States of Micronesia for	
10	Chuuk Election District No. 5 established	
11	pursuant to Public Law No. 13-83.	
12	(xi) Land filling in Weno.....	-0-
13	(xii) Transportation needs.....	15,000"

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

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19 _____, 2014

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23 *Law & Spect Signature*

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 Manny Mori
 President
 Federated States of Micronesia

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