



The President
Palikir, Pohnpei
Federated States of Micronesia

PRESIDENTIAL COMM. NO. 22-355
FSM CONGRESS



October 20, 2022

The Honorable Wesley W. Simina
Speaker
Twenty-Second Congress
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear Speaker Simina:

I am pleased to transmit the following congressional act, which I have signed into Public Law No. 22-164 :

Congressional Act No. 22-148, entitled: "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 19-32, AS AMENDED BY PUBLIC LAWS NOS. 19-45, 19-61, 19-83, 19-95, 19-122 AND 20-79, BY AMENDING SECTIONS 1, 9 AND 12 THEREOF, TO CORRECT TECHNICAL ERRORS IN PUBLIC LAW NO. 20-79, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES."

Thank you.

Sincerely,

David W. Panuelo
President

xc: Chief Justice, FSM Supreme Court



Office of the Chief Clerk

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

P.O. Box PS 3

Palikir, Sokehs Pohnpei State, FM 96941

Tel: (691) 320-2324 / 2338 Fax: (691) 320-5122

PRESIDENTIAL COMM. NO. 22-355
FSM CONGRESS

September 22, 2022

His Excellency David W. Panuelo
President
Federated States of Micronesia
Palikir, Pohnpei FM 96941

Dear President Panuelo:

I have the honor to transmit herewith Congressional Act No. 22-148, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 19-32, AS AMENDED BY PUBLIC LAWS NOS. 19-45, 19-61, 19-83, 19-95, 19-122 AND 20-79, BY AMENDING SECTIONS 1, 9 AND 12 THEREOF, TO CORRECT TECHNICAL ERRORS IN PUBLIC LAW NO. 20-79, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES", which was passed by the Twenty-Second Congress of the Federated States of Micronesia, Fifth Regular Session, 2022, 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 "J. Reyes", with a long horizontal flourish extending to the right.

Jessicalynn Reyes
Chief Clerk, Congress of the
Federated States of Micronesia

Enclosures

RECEIVED
SEP 22 2022
Office of the
President FSM



PRESIDENTIAL COMM. NO. 22-355
FSM CONGRESS

TWENTY SECOND CONGRESS OF THE
FEDERATED STATES OF MICRONESIA
FIFTH REGULAR SESSION
SEPTEMBER 05 - 24, 2022

An Act

TO FURTHER AMEND PUBLIC LAW NO. 19-32, AS AMENDED BY PUBLIC LAWS NOS. 19-45, 19-61, 19-83, 19-95, 19-122 AND 20-79, BY AMENDING SECTIONS 1, 9 AND 12 THEREOF, TO CORRECT TECHNICAL ERRORS IN PUBLIC LAW NO. 20-79, TO CHANGE THE USE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, AND FOR OTHER PURPOSES.

INTRODUCED BY SENATOR: WESLEY W. SIMINA

DATE: SEPTEMBER 07, 2022

REFERRED TO: WAYS AND MEANS COMMITTEE

WITHDRAWN – SEPTEMBER 08, 2022

FIRST READING: SEPTEMBER 08, 2022

SECOND READING: SEPTEMBER 15, 2022

RECONSIDERED: SEPTEMBER 15, 2022

REPASSED: SEPTEMBER 20, 2022

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

Jessicalynn Reyes
Chief Clerk, FSM Congress



Office of the Speaker

CONGRESS OF THE FEDERATED STATES OF MICRONESIA

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PRESIDENTIAL COMM. NO. 22-355
FSM CONGRESS

ACT NO. 22-148

(CONGRESSIONAL BILL NO. 22-236, C.D.1,
C.D.2)

We hereby certify that on September 20 the foregoing act passed Second and Final Reading of the Twenty-Second Congress of the Federated States of Micronesia, Fifth Regular Session, 2022, 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.

A handwritten signature in black ink, appearing to read "Wesley W. Simina".

Wesley W. Simina
Speaker
Congress of the
Federated States of Micronesia

A handwritten signature in black ink, appearing to read "Jessicalynn Reyes".

Jessicalynn Reyes
Chief Clerk
Congress of the
Federated States of Micronesia

TWENTY-SECOND CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIFTH REGULAR SESSION, 2022

CONGRESSIONAL BILL NO. 22-236, C.D.1,
C.D.2

AN ACT

To further amend Public Law No. 19-32, as amended by Public Laws Nos. 19-45, 19-61, 19-83, 19-95, 19-122 and 20-79, by amending sections 1, 9 and 12 thereof, to correct technical errors in Public Law No. 20-79, to change the use of funds previously appropriated therein, and for other purposes.

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

1 Section 1. Purpose. The purpose of this Act is to change
2 the use of funds previously appropriated in Section 9 of Public
3 Law No. 19-32 (the FY 2016 Budget Bill), as amended by Public Laws
4 Nos. 19-45, 19-61, 19-83, 19-95, 19-122 and 20-79. This Act also
5 corrects technical errors in Public Law No. 20-79; Public Law No.
6 20-79 accidentally omitted many line items previously appropriated
7 therein and this Act reinstates those line items. Most of these
8 items had been fully expended before being omitted in Public Law
9 20-79, the technical corrections herein are to correct the
10 historical record. This Act appropriates no new funds.

11 Section 2. Section 1 of Public Law No. 19-32, as amended by
12 Public Laws Nos. 19-45, 19-61, 19-83, 19-95 and 20-79, is hereby
13 further amended to read as follows:

14 "Section 1. Title. The title of this act is as
15 follows: To appropriate the sum of \$80,290,899 from the
16 General Fund of the Federated States of Micronesia for
17 the fiscal year ending September 30, 2016, for the
18 purpose of funding the operations of all branches of the
19 National Government of the Federated States of

1 Micronesia, its agencies, various programs, grants,
2 subsidies and contributions and Capital and Human
3 Resources Development. The National Government's share
4 of the Amended Compact funds has been reduced to zero
5 except that the National Government will retain 10
6 percent of the Supplemental Education Grant funds as is
7 reflected in the budget for the Department of Education.
8 The sum appropriated herein shall be apportioned as
9 follows:"

10 Section 3. Section 9 of Public Law No. 19-32, as amended by
11 Public Laws Nos. 19-61, 19-83, 19-95, 19-122 and 20-79, is hereby
12 further amended to read as follows:

13 "Section 9. Capital and Human Resources Development.

14 The sum of \$38,184,608, or so much thereof as may be
15 necessary, is hereby appropriated from the General Fund
16 of the Federated States of Micronesia for the fiscal
17 year ending September 30, 2016, for the following
18 capital improvements, development programs, and projects
19 and human resources development. Of the total amount of
20 funds appropriated herein, \$689,598 shall be deemed to
21 come from funds available under the Amended Compact from
22 the Supplemental Education Grant. The sum appropriated
23 by this section shall be apportioned as follows:

24 (1) College of Micronesia – FSM.

25 (a) College of Micronesia–FSM.\$ 3,800,000

1	(b) FSM Fisheries and Maritime Institute	\$ 833,915
2	(c) COM-FSM SEG	683,948
3	(2) <u>Department of Finance & Administration</u>	
4	(a) FSM Warehouse Lease & Maintenance	100,000
5	(b) PCD Awareness Initiative	15,000
6	(3) <u>Department of Resources & Development</u>	
7	(a) FSM Assn. Chamber of Commerce .	67,000
8	(b) State Trade Fairs enhancing	
9	value addition.....	40,000
10	(c) SNLC	50,000
11	(d) FSM Agriculture Census	-0-
12	(e) SBDC Capacity Assessment	-0-
13	(f) National Trade Facilitation	
14	Conference (NTFC).....	75,000
15	(g) Food Security Production	100,000
16	(h) Secretariat/Hosting conference,	
17	equipment, materials.....	10,000
18	(i) Foreign Investment Review	-0-
19	(j) Implement National Tourism Policy	35,000
20	(k) Trade Advisory Service	-0-
21	(l) Tourism Advisory Service	-0-
22	(m) Assistance to States for Tourism	
23	Investment Plan Implementation.....	1,951,201
24	(n) Phase II Foreign Investment Review	18,278
25	(4) <u>Department of Transportation,</u>	

Communications and Infrastructure.

(a) Outer Island Airport Improvement \$	1,500,000
(b) Capital Facilities Rehabilitation	500,000
(c) Sekere-Palikir Road, Bridge, and Pavement Drainage.....	300,000
(d) Operation & Drydocking Boats ...	2,500,000
(e) Caroline Island Air	150,000
(f) Chuuk Air Service Agreement	-0-
(g) Equipment replacement for Voyager	211,100
(h) Radar Replacement	78,700
(i) AIP Matching Funds	3,360,075
(j) Installation of water maker on the Voyager.....	138,450
(k) Internet Pmt. For National Government Complex from April to September 2016	63,710

(5) Department of Justice.

(a) Patrol boat major maintenance project.....	125,000
(b) Hosting of PILON Meeting	20,000
(c) Humanitarian assistance to detained foreign nationals in the states of Yap and Pohnpei:.....	45,000
(d) Anti-trafficking in persons & anti-human smuggling	30,000

(6) Department of Environment, Climate Change &

1	<u>Emergency Management</u>	
2	(a) Fostering Sustainable	
3	Solid Waste Mngg	\$ 125,000
4	(7) <u>President's Office</u>	
5	(a) FSM Trust Fund to be distributed equally	
6	among the Sub-Accounts of the four FSM states	10,000,000
7	(b) Staff upgrading	100,000
8	(c) 2023 Investment Development Fund	-0-
9	(d) Implementation of ODA Policy ..	50,000
10	(e) 2016 Development Partners Meeting	75,000
11	(f) Compact Review Committee	50,000
12	(g) Purchase of land in Guam for	
13	relocation of the Consulate Office, moving	
14	expenses and relocation costs.....	2,000,000
15	(8) <u>National Election.</u>	
16	(a) National Election (voter ID) ...	50,000
17	(9) <u>Department of Health and Social Affairs</u>	
18	(a) Health Services Specialty Pathologist	50,000
19	(b) Environmental/water/food/lab test	78,000
20	(c) Medical Specialized Team	195,000
21	(d) Health Network	-0-
22	(e) FSM Women Conference	60,000
23	(10) <u>Department of Education</u>	
24	(a) NDOE Projects	395,000
25	(11) <u>Insurance Board.</u>	

1 (a) Improve and strengthen statutory
2 and regulatory framework..... \$ 29,409
3 (b) Consultant Site Evaluation 99,220
4 (12) Other Capital and Human Resource Development.
5 (a) Chuuk State Priority Infrastructure Project
6 apportioned as follows:
7 (i) 4G network upgrade for main island
8 of Chuuk and mobile extension to the
9 outer islands of Chuuk 1,500,000
10 (ii) Other Chuuk State Priority
11 Infrastructure Projects..... 2,050,000
12 (iii) Public work/transportation
13 office building 350,000
14 (iv) Road improvement 175,000
15 (v) Administrative costs for
16 implementation of the priority projects.... 100,000
17 (vi) Beautification/projects ... 75,000
18 (vii) Low Income Household Assistance
19 Program; PROVIDED, HOWEVER, that eligibility is
20 limited to recipients who have not previously
21 received any prior assistance; PROVIDED, FURTHER,
22 that the allottee of these funds shall establish
23 guidelines to ensure that such eligibility criteria
24 are clearly set forth and implemented..... 250,000
25 (b) Pohnpei State Priority

1	Infrastructure Projects.....	\$	-0-
2	(c) Kosrae State Priority		
3	Infrastructure Projects.....		700,000
4	(d) Yap State Priority		
5	Infrastructure Projects; PROVIDED THAT, the		
6	allottee submits both a plan outlining the		
7	use of the funds and a report detailing the		
8	use of the Priority Infrastructure Project funds		
9	appropriated in FY15.....		1,750,000
10	(e) FSM Foreign Mission Repair		
11	and Maintenance		300,000
12	(f) Renovation of the Supreme Court in		
13	Kosrae & Chief Justice of Kosrae Travel to Samoa		75,000
14	(g) Renovation of Chuuk State		
15	Supreme Court.....		125,000
16	(h) Typhoon Shutters for FSM		
17	Supreme Court in Yap.....		40,000
18	(i) Renovation of the Chuuk		
19	Delegation Office.....		50,000
20	(j) Foreign Affairs-FSM Contribution		
21	forSPC Hosting.....		228,000
22	(k) NACH-Pacific Island Festival of		
23	Arts - Pohnpei		50,000
24	(l) NACH-Pacific Island Festival of		
25	Arts - Yap		50,000

1	(m) NACH-Pacific Island Festival of	
2	Arts - Kosrae	\$ 50,000
3	(n) NACH-Pacific Island Festival of	
4	Arts - Chuuk	50,000
5	(o) Postal Service prior-obligation	8,302
6	(p) Upgrade FSM Congress Internet	
7	to Fiber Optic.....	25,000
8	(q) Pacific Assoc. of Supreme Audit	
9	Institutions Meeting.....	20,000
10	(r) Office of Public Defender	
11	expenses occurred in prior years.....	2,900
12	(s) Past obligations of Postal Service	2,400
13	(t) Foreign Affairs: Retainer Fee	-0-

14 Section 4. Section 12 of Public Law No. 19-32, as amended by
15 Public Laws Nos. 19-45 and 19-61, is hereby further amended to read
16 as follows:

17 "Section 12. Allotment and management of funds and lapse
18 dates.

19 (1) General provisions.

20 (a) All funds appropriated by this act shall be
21 allotted, managed, administered and accounted for in
22 accordance with applicable law, including, but not limited
23 to, the Financial Management Act of 1979.

24 (b) The allottees shall be responsible for
25 ensuring that these funds, or so much thereof as may be

1 necessary, are used solely for the purposes specified in
2 this act, and that no obligations are incurred in excess of
3 the sums appropriated.

4 (2) Allottees. The allottees of the funds
5 appropriated by this act are as follows:

6 (a) Section 2 - the allottee of these funds
7 shall be the President of the Federated States of
8 Micronesia;

9 (b) Section 3 - the allottee of these funds
10 shall be the Speaker of the Congress of the Federated
11 States of Micronesia;

12 (c) Section 4 - the allottee of these funds shall
13 be the Chief Justice of the Supreme Court of the
14 Federated States of Micronesia;

15 (d) Section 5 - the allottee of these funds shall
16 be the Public Auditor of the Federated States of
17 Micronesia;

18 (e) Sections 6 through 9 - the allottee of these
19 funds shall be the President of the Federated States of
20 Micronesia; PROVIDED HOWEVER, that for the following
21 subsections of sections 8 through 9 of this act:

22 (i) Section 8(6)(g) - the allottee shall be
23 the President of the College of Micronesia - FSM;

24 (ii) Section 8(6)(h) through (i) - the
25 allottee of these funds shall be the Governor of the State

1 of Chuuk;

2 (iii) All subsections under Section 8(9) – the
3 allottee of these funds shall be the Speaker of the
4 Congress of the Federated States of Micronesia;

5 (iv) Section 8(12)(a) through (d) – the
6 allottee of these funds shall be the Chief Justice of the
7 respective State Supreme Court;

8 (v) Section 8(12)(n) – the allottee of these
9 funds shall be the Speaker of Congress of the Federated
10 States of Micronesia;

11 (vi) Section 9(1)(a) through (c) – the
12 allottee of these funds shall be the President of the
13 College of Micronesia-FSM;

14 (vii) Section 9(12)(a)(ii) and (vii) – the
15 allottee of these funds shall be Governor of Chuuk State;

16 (viii) Section 9(12)(b)-(d) – the allottee of
17 these funds shall be the Governor of the respective states.

18 (ix) Section 9(12)(f) – the allottee of these
19 funds shall be the Chief Justice of the Kosrae State
20 Supreme Court;

21 (x) Section 9(12)(g) – the allottee of these
22 funds shall be the Chief Justice of the Chuuk State Supreme
23 Court;

24 (xi) Section 9(12)(h) – the allottee of these
25 funds shall be the Chief Justice of the Yap Supreme Court;

(xii) Section 9(12)(i) – the allottee of these
funds shall be the Chairman of the Chuuk Delegation to the
FSM Congress."

Section 5. This act shall become law upon approval by the
President of the Federated States of Micronesia or upon its
becoming law without such approval.

Oct 20th, 2022

A handwritten signature in blue ink, appearing to read 'David W. Panuelo', is written over a horizontal line.

David W. Panuelo
President
Federated States of Micronesia