TWENTY-SECOND CONGRESS OF THE FEDERATED STATES OF MICRONESIA

FIFTH REGULAR SESSION, 2022

C.B. NO. 22-239

A BILL FOR AN ACT

To further amend sections 9 and 12 of Public Law No. 20-131, as amended by Public Laws Nos. 20-154, 20-159, 20-172, 20-187, 21-03, 21-10, 21-38, 21-51, 21-70, 21-81, 22-55 and 22-83, to change the use and allottee of funds previously appropriated therein, and for other purposes.

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

Section 1. Section 9 of Public Law No. 20-131, as amended by Public Laws Nos. 20-154, 20-159, 20-172, 20-187, 21-03, 21-10, 21-38, 21-51, 21-70, 21-81, 22-55 and 22-83, is hereby further amended to read as follows:

“Section 9. Capital and Human Resources Development.

The sum of $40,543,837, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2019, for the following capital improvements, development programs, and projects and human resources development. Of the total amount of funds appropriated herein, $1,256,025 shall be deemed to come from funds available under the Supplemental Education Grant and $1,000,000 shall be deemed to come from funds available under the Compact Sector Grants. The sum appropriated by this section shall be apportioned as follows:

(1) College of Micronesia – FSM.
(a) College of Micronesia–FSM........ $ 4,050,000
(b) FSM Fisheries and Maritime
Institute (FMI).............................. 875,611
(c) College of Micronesia–
FSM SEG Funding............................... 689,948
(d) COM–FSM Building Infrastructure
Project.............................................. -0-
(e) COM–FSM Endowment Fund.............. 316,000
(f) Outstanding tuition of current
and former students with a balance of
over $50 and minimum GPA of 2.0.......... 300,000

(2) Department of Finance and Administration
(a) FSM Warehouse Lease and Maintenance 40,000
(b) PCD Awareness and Training...... 15,000
(c) Municipal Accounting System..... 50,000
(d) FSM Trust Fund Board Members
and Secretariat Operational Funding Support............... -0-

(3) Department of Resources and Development
(a) FSM Association of Chamber of
Commerce/Support to COC............... 67,000
(b) R&D SNLC.............................. 60,000
(c) National Coastal Fisheries
Monitoring Team............................. 16,325
(d) Strengthening Organizational
Planning, Management & Accountability

Capacity of National/State Private Sector Organizations in the FSM ................. $ 42,319

(e) 2018/19 Household Income and Expenditure Survey .................. 155,000

(f) 2020 CPH .................. 1,516,315

(g) Kosrae – subsidy to the Office of the Governor of the State of Kosrae;

PROVIDED THAT, no funds shall be used for travel expenses .................. 500,000

(h) Enhancing Tourism: Pohnpei .... 750,000

(i) Enhancing Tourism: Chuuk – to be apportioned as follows: ............. 750,000

(1) Chuuk Visitors Bureau .... 230,000

(2) Environmental Protection Agency – Solid Waste Program ............ 200,000

(3) Department of Agriculture – Forestry & Conservation ............... 100,000

(4) Department of Marine Resources – Watershed Protection & Invasive Species Plan;

PROVIDED THAT purchase of fixed assets needed to implement the identified projects under this line item is allowed 200,000

(5) CWC .................. 20,000

(j) Enhancing Tourism: Yap – to be

3 of 12
apportioned as follows: ............... $ 500,000

(1) Yap Chamber of Commerce..... 50,000

(2) Airport Improvement – for

the purchase and installation of X-ray

screening equipment and baggage

carousel at airport ..................... -0-

(4) Department of Transportation,

Communications and Infrastructure

(a) Operation and Dry-Docking of

Caroline Voyager and Navigator........... 1,500,000

(b) Outer Island Airports............. -0-

(c) FSM National Government Computer Network 277,420

(d) New Warehouse Building............ 200,000

(e) Airport needs...................... 230,000

(f) Chief Mailo Supplemental

dry-docking & repair and other needs...... 600,000

(g) FSMTCC (OAE – IRU) ............... 500,000

(h) Telin invoices...................... 340,000

(i) FSM Contribution – China Aid

Projects................................ 500,000

(j) To supplement back-up generator. 244,000

(k) Palikir Capital Complex Road

Improvement................................ 300,000

(l) Micronesian Navigator (damage
1 repair & generator ........................ $157,000

(5) Department of Justice

3 (a) Anti-Human Trafficking

4 Enforcement, Campaign, and Investigation... 100,000

5 (b) Victim Shelter and Services..... 100,000

(6) Department of Environment, Climate Change and Emergency Management

7 (a) Fourth Disaster Risk Management

9 Environment Conference ......................... 30,000

10 (b) National & State Table Top

11 Exercise ........................................ 30,000

12 (c) Outer Island Trip Assessment –

13 Climate Change & Disaster Risk

14 Management ..................................... 80,000

15 (d) DECCEM—Contract GIS Survey

16 services—Kosrae, Chuuk & Yap.............. 180,000

(7) President’s Office

18 (a) FSM Trust Fund......................... 10,000,000

(8) National Election Commission Office

20 (a) Voter ID Card and New Voter

21 Registration Project ......................... 242,322

(9) Department of Health and Social Affairs

23 (a) Histo Pathologist ....................... 58,000

24 (b) Food/Water lab ......................... 58,000

25 (c) Medical Team ....................... -0-
<table>
<thead>
<tr>
<th></th>
<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>1</td>
<td>(d) Doctors: Foundation Project...</td>
<td>$0</td>
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<td>2</td>
<td>(e) MOE–BHWP Med.</td>
<td>22,200</td>
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<td>3</td>
<td>(f) Electronic Health Record System.</td>
<td>150,000</td>
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<td>4</td>
<td>(g) Rheumatic Heart Program.</td>
<td>110,000</td>
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<td>5</td>
<td>(h) Private Room Facilities at Pohnpei Hospital</td>
<td>450,000</td>
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<tr>
<td>6</td>
<td>(i) Support to Yap State for Dengue Outbreak and State of Health Crisis....</td>
<td>300,000</td>
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<td>7</td>
<td>(10) Department of Education</td>
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<td>8</td>
<td>(a) NDOE Year 3 Project (SEG)</td>
<td>566,077</td>
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<td>9</td>
<td>(b) School Accreditation</td>
<td>200,000</td>
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<td>10</td>
<td>(c) Teacher Certification Project...</td>
<td>168,000</td>
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<td>11</td>
<td>(d) Development Quality</td>
<td>82,650</td>
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<td>12</td>
<td>(11) Department of Foreign Affairs</td>
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<tr>
<td>13</td>
<td>(a) FSM Embassy in Suva, Fiji Residence</td>
<td>300,000</td>
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<td>14</td>
<td>(b) Down-payment for the purchase of facility to house FSM Embassy in Tokyo, Japan</td>
<td>4,500,000</td>
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<td>15</td>
<td>(12) NORMA</td>
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<td>16</td>
<td>(a) Commemoration of World Tuna Day 2019</td>
<td>25,000</td>
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<tr>
<td>17</td>
<td>(b) FFC Meetings</td>
<td>80,000</td>
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<td>18</td>
<td>(13) National Postal Services</td>
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<tr>
<td>19</td>
<td>(a) Postal Management and Financial Services</td>
<td>210,000</td>
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</table>
(14) Telecommunication Regulatory Authority

(a) Subsidy: Startup needs of TRA $150,000

(15) Other Capital and Human Resources

Development

(a) Conservation Society in each state to be apportioned as follows: 200,000

(1) Kosrae ....................... 50,000

(2) Pohnpei ....................... 50,000

(3) Chuuk ....................... 50,000

(4) Yap ....................... 50,000

(b) Pohnpei State Supreme Court 100,000

(c) Capital Improvement Projects:

Kosrae – for 3G coverage ....................... 300,000

(d) Capital Improvement Projects:

Pohnpei ....................... 300,000

(e) Capital Improvement Projects:

Chuuk – to be apportioned as follows: 300,000

(1) Mida’s Vessels ....................... 50,000

(2) [Sea Haven] Narik Mataw Charter 50,000

(3) Weno Road & heavy Equipment purchase ....................... [200,000] –0–

(f) Capitol Improvement Projects:

Yap – to fund construction of a library and science lab at Yap Catholic High School 300,000

(g) Land Acquisition – Guam ............ 1,500,000
(h) Dialysis Machine – Pohnpei State Hospital................................. $ 300,000
(i) FSM National Women’s Council........ 50,000
(j) Palikir Water System project............ 653,000
(k) TC&I Repair of Caroline Voyager.... 500,000
(l) TC&I Dry-docking of Chief Mailo. 1,221,650
(m) Additional National Continental Shelf Claim formulation and negotiation
Pursuant To UNCLOS.................. 150,000
(n) Faichuk Post Office.................. 100,000
(o) Paperless Trail, Inc............... 300,000
(p) FSM Youth Summits – Guam......... 35,000
(q) 2019 Constitutional Convention
Election and Convening Expenses......... 500,000
(r) Contribution to the Yap Subaccount
of the FSM Trust Fund.................... 450,000
(s) Chuuk High School Road
Construction/Paving....................... 200,000"

Section 2. Section 12 of Public Law No. 20-131, as amended by Public Laws Nos. 20-159, 20-172, 21-10, 21-51 and 21-70, is hereby further amended to read as follows:

“Section 12. Allotment and Management of Funds and Lapse Dates.

(1) General provisions.

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

(b) The allottees shall be responsible for
ensuring that these funds, or so much thereof as may
be necessary, are used solely for the purposes
specified in this act, and that no obligations are
incurred in excess of the sums appropriated.

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

(a) Section 2 – the allottee of these funds
shall be the President of the Federated States of
Micronesia;

(b) Section 3 – the allottee of these funds
shall be the Speaker of the Congress of the Federated
States of Micronesia;

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

(d) Section 5 – the allottee of these funds
shall be the Public Auditor of the Federated States of
Micronesia;

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

(i) Sections 8(1)(f) and 8(8)(h) – the allottee of these funds shall be the Chair of the Joint Committee on Compact Review and Planning;

(ii) Section 8(8)(c) – the allottee of these funds shall be the Governor of the state of Chuuk;

(iii) Section 8(9) – the allottee of these funds shall be the Speaker of the Congress of the Federated States of Micronesia;

(iv) Section 8(12)(a) – the allottee of these funds shall be the President of the College of Micronesia-FSM;

(v) Section 8(12)(e) through (h) – the allottee of these funds shall be the Chief Justice of the respective State Supreme Court;

(vi) Section 8(12)(q) – the allottee of these funds shall be the Chair of the Joint Committee on Compact Review and Planning;

(vii) Section 9(1) – the allottee of these funds shall be the President of the College of Micronesia-FSM;

(viii) Section 9(3)(g) – the allottee of these funds shall be the Governor of the state of
Kosrae;

(ix) Section 9(3)(h) – the allottee of these funds shall be the Governor of the state of Pohnpei;

(x) Sections 9(3)(i) and 9(4)(f) – the allottee of these funds shall be the Governor of the state of Chuuk;

(xi) Section 9(3)(j) – the allottee of these funds shall be the Governor of the state of Yap;

(xii) Section 9(14) – the allottee of these funds shall be Telecommunication Regulation Authority;

(xiii) Section 9(15)(a)(1) – the allottee of these funds shall be the Governor of the state of Kosrae;

(xiv) Section 9(15)(a)(2) – the allottee of these funds shall be the Governor of the state of Pohnpei;

(xv) Section 9(15)(a)(3) – the allottee of these funds shall be the Governor of the state of Chuuk;

(xvi) Section 9(15)(a)(4) – the allottee of these funds shall be the Governor of the state of Yap;

(xvii) Section 9(15)(d) – the allottee of these funds shall be the Governor of the state of Pohnpei;
(xviii) Section 9(15)(e)(1) and (3) and
9(15)(n) – the allottee of these funds shall be the Governor of the state of Chuuk;
(xix) Section 9(15)(e)(2) – the allottee of these funds shall be the Governor of the state of Chuuk;
(xx) Section 8(12)(y)(3) – the allottee of these funds shall be the Governor of the State of Chuuk;
(xxi) Section 8(12)(y)(4) – the allottee of these funds shall be the Governor of the State of Yap;
(xxii) Section 9(15)(s) – the allottee of these funds shall be the Governor of the state of Chuuk.

(3) Lapse date. The authority of the allottees to obligate funds appropriated by this act shall lapse as of September 30, 2019; PROVIDED, HOWEVER, that the funds appropriated under section 9 of this act shall not lapse.”

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