A BILL FOR AN ACT

To further amend Public Law No. 21-185 as amended by Public Laws Nos. 21-210, 21-221, 21-238, 22-01 and 22-30, by amending section 11 thereof, in order to create exceptions from the prohibition from reprogramming, by specifically permitting a one-time reprogramming from operation funds for the Executive Branch for the FY21 into the Staff Housing funding under section 8 of the FY21 budget, and a one-time reprogramming to cover any budgetary shortfall under section 2 due to the professional premium, foreign service premium and salary adjustments allowed by law, and for other purposes.

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

Section 1. Section 11 of Public Law No. 21-185 is hereby amended to read as follows:

Section 11. Reprogramming. Reprogramming of funds into or from the personnel budget line item shall not be permitted. The President, Speaker, Chief Justice and Public Auditor may reprogram up to 10% percent to or from the funds appropriated in sections 2 (Operating Expenses of the Executive Branch), 3 (Operating Expenses of the Legislative Branch), 4 (Operating Expenses of the National Judicial Branch), and 5 (Operating Expenses of the National Public Auditor). Reprogramming of funds within a department, office or agency shall be effected by the head of such department, office or agency by specifying in writing to the Secretary of the Department of Finance and Administration of the FSM National Government, the accounts for which funding is either
increased or decreased. A one-time reprogramming of up to $35,000 is permitted from any operation funding under section 2 into the Staff Housing funding under section 8(13)(o) of this act. A one-time reprogramming is also permitted into personnel categories under section 2 to accommodate any shortfall under personnel funding as a result of professional premium, Foreign Service premium and any salary adjustments permitted by law.

Reprogramming other than as specified herein is not permitted, and more specifically, reprogramming into or out of any line item contained in section 8 (Grants, Subsidies and Contributions) or section 9 (Capital and Human Resources Development) is not permitted. The President shall report to Congress within one month of the last day of each financial quarter all amounts reprogrammed inter or intra a department, office or agency.

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

Date: 9/16/21

Introduced by: /s/ Florencio S. Harper

Florencio S. Harper
(by request)