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 to become Public Law No. 22-161, but only line-item vetoed section 4(3)(m).

Congressional Act No. 22-152, entitled: “An act to further amend Public Law No. 22-86, as amended by Public Laws Nos. 22-101, 22-102, 22-106, 22-140 and 22-147 by amending sections 2, 4, and 6 thereof, to change the use and allottee of funds previously appropriated therein, for the purpose of funding priority infrastructure projects and other public projects and social programs for the people of Yap and Pohnpei States, and for other purposes.”

I am vetoing the line item under section 4(3)(m) of the Act which entitles “public projects and social programs” based on the fact that it is too vague without clarity of purpose, proper justification, and transparency. This type of appropriation will be very difficult to implement, monitor, and manage as to where, for whom, and how such appropriation shall be spent.

Thank you.

Sincerely,

David W. Panuelo  
President

xc: Chief Justice, FSM Supreme Court
September 20, 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. 22-152, "AN ACT TO FURTHER AMEND PUBLIC LAW NO. 22-86, AS AMENDED BY PUBLIC LAWS NOS. 22-101, 22-102, 22-106, 22-140 AND 22-147 BY AMENDING SECTIONS 2, 4, AND 6 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, FOR THE PURPOSE OF FUNDING PRIORITY INFRASTRUCTURE PROJECTS AND OTHER PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE PEOPLE OF YAP AND Pohnpei States, 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,

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

Enclosures
An Act

TO FURTHER AMEND PUBLIC LAW NO. 22-86, AS AMENDED BY PUBLIC LAWS NOS. 22-101, 22-102, 22-106, 22-140 AND 22-147 BY AMENDING SECTIONS 2, 4, AND 6 THEREOF, TO CHANGE THE USE AND ALLOTTEE OF FUNDS PREVIOUSLY APPROPRIATED THEREIN, FOR THE PURPOSE OF FUNDING PRIORITY INFRASTRUCTURE PROJECTS AND OTHER PUBLIC PROJECTS AND SOCIAL PROGRAMS FOR THE PEOPLE OF YAP AND Pohnpei States, and for other purposes.

INTRODUCED BY SENATOR: JOSEPH J. URUSEMAL
DATE: SEPTEMBER 12, 2022

REFERRED TO: WAYS AND MEANS COMMITTEE
WITHDRAWN – SEPTEMBER 15, 2022
FIRST READING: SEPTEMBER 15, 2022
SECOND READING: SEPTEMBER 16, 2022

Jessicalynn Reyes
Chief Clerk, FSM Congress
ACT NO. 22-152

(CONGRESSIONAL BILL NO. 22-241, C.D.1)

We hereby certify that on September 16 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.

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

Jessica Lynn Reyes
Chief Clerk
Congress of the Federated States of Micronesia
AN ACT

To further amend Public Law No. 22-86, as amended by Public Laws Nos. 22-101, 22-102, 22-106, 22-140 and 22-147 by amending sections 2, 4, and 6 thereof, to change the use and allotee of funds previously appropriated therein, for the purpose of funding priority infrastructure projects and other public projects and social programs for the people of Yap and Pohnpei States, and for other purposes.

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

1. Section 1. Section 2 of Public Law No. 22-86 is hereby further amended to read as follows:

   "Section 2. Of the $11,200,000 appropriated under this act, $1,600,000 shall be apportioned for priority infrastructure projects and other public projects and social programs for the people of Yap State.

   State of Yap .................................. $1,600,000

   (a) Falalus Community Storage Building 55,000
   (b) Faraulep Community Waterline
   Relocation Project in Taneyboch, Rull .... 15,000
   (c) Food Security - Outer Islands
   Raised Concrete Taro Patches; .............. 200,000
   (d) Asor Island Food Security and
   Sustainability Project ....................... 24,000
   (e) Riken, Gagil Typhoon Shelter/
   Multipurpose Building Project ............. 130,000
   (f) Ronuw, Fanif Community Water
Access Project $130,000
(g) Rull Municipality, Ayen Men's House
Building Project $170,000
(h) Tomil Municipal Center Renovation
and Improvement Project $120,000
(i) Wotnegai Community Center
Renovation Project $10,000
(j) Yap CAP Community Projects
Matching Fund $130,000
(k) Yap Congressional Delegation Office
Relocation and Land Acquisition $438,000
(l) Yap State Scholarship Program
Supplemental/Financial Assistance for
Yapese Students in Post-Secondary Institutions
with Outstanding Tuition $130,000
(m) Yinuf, Rull Community Water
Access Project $48,000

Section 2. Section 4 of Public Law No. 22-86, as amended
by Public Laws Nos. 22-101, 22-102, 22-106 and 22-140, is hereby
further amended to read as follows:

"Section 4. Of the $11,200,000 appropriated under this
act, $3,200,000 shall be apportioned for priority
infrastructure projects and other public projects and
social programs for the people of Pohnpei State.
State of Pohnpei $3,200,000
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<td>1</td>
<td>(1) At Large</td>
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<td>2</td>
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<td>3</td>
<td>(b) Enipoas/Wapar loop road</td>
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<td>4</td>
<td>(c) Pingelap Community Tower</td>
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<td>6</td>
<td>(e) Enpein Pah and Enpein Powe roads maintenance (Equipment rental, material purchase labor)</td>
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<td>(f) Pehleng Jungle Road repair #2</td>
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<td>8</td>
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<td>(h) Outer islands community needs</td>
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<td>(j) Marine Aqua development</td>
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<td>(k) Enipein School improvement</td>
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<td>(l) Nan Amwise New road clearing</td>
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<td>15</td>
<td>(n) Pohnpei Dahu and Oaroar improvement</td>
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<td>(o) Enpein Powe Oaroahr access road</td>
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<td>(p) Madolenihmw Communities Water System</td>
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<td>(j) Sekere to Nanpohnmal secondary</td>
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<td>19</td>
<td>(f) Nan Pworensais road</td>
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<td>20</td>
<td>(g) Wapar civic center</td>
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<td>(h) Nanmand back filling</td>
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<td>(j) Administrative support costs – ED#2</td>
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<td>(l) MLMDA CCO matching</td>
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Public Projects and Social Programs

30,000

(n) Madolenihmw Municipal Constitution Day 10,000

(o) FSM Tennis Team to upcoming Mini games 20,000

(p) Water tanks purchase 50,000

(q) Mahta family road 20,000

(r) Pohnlangas Ice Plant road pavement 35,000

(s) UCCP Summit implementation/ arrears payment 10,000

(t) Salapwuk power extension 25,000

(u) Ohwa Christian school subsidy 10,000

(v) Madolenihmw roadside cleanup 5,000

(w) Pwihn en Minimin en Lien Madolenihmw 10,000

(x) Meninkeder Lupalap subsidy 30,000

(y) Luhkenmenlap subsidy 30,000

(z) Alokapw (Erlant) road 15,000

(aa) Henly road Nanpohlmal 5,000

(ab) Poaros Nanmand road 10,000

(4) Election District No. 3 800,000

(a) Nanpil, Nett road paving 50,000

(b) Nett water tanks and pipes 50,000

(c) Kepin Souna, Nett road paving 150,000

(d) Nan Kehma, Nett road paving 50,000

(e) Pohn Uuhl, Nett road construction 35,000
1 (f) Nett Nan Meir road construction $ 50,000
2 (g) Pahn Takai, U road paving ....... 100,000
3 (h) Kepin Awak, U bridge repair and paving 50,000
4 (i) Nan Ketipar, U road construction 50,000
5 (j) Ios Maru, U new road constructio 25,000
6 (k) Tipwen Pinoare, U road construction 35,000
7 (l) Mei Kodokon, U road construction 25,000
8 (m) Pingelap Municipal Government
9 public projects ......................... 65,000
10 (n) Mwokilloa Municipal Government public
11 projects/Constitutional Convention ........ 65,000"
12
13 Section 3. Section 6 of Public Law No. 22-86, as amended by
14 Public Law Nos. 22-102 and 22-140, is hereby further amended to
15 read as follows:
16 "Section 6. Allotment and management of funds and lapse
date. All funds appropriated by this act shall be
allotted, managed, administered and accounted for in
accordance with applicable laws, including, but not
limited to, the Financial Management Act of 1979. The
allottee shall be responsible for ensuring that these
funds, or so much thereof as may be necessary, are used
solely for the purpose specified in this act, and that
no obligations are incurred in excess of the sum
appropriated. The allottee of the funds appropriated
under section 2 of this act shall be the Governor of Yap
State or his designee. The allottee of funds
appropriated under subsection 3(1) of this act shall be
the Governor of the State of Kosrae or his designee; the
allottee of funds appropriated under subsection 3(2) of
this act shall be the Mayor of Lelu Town Government or
his designee. The allottee of funds appropriated under
section 4 of this act shall be the President of the
Federated States of Micronesia or his designee; PROVIDED
THAT, the allottee of funds appropriated under
subsection 4(1)(c) of this act shall be the FSM
Telecommunication Corporation; the allottee of funds
appropriated under subsection 4(1)(g) of this act shall be the Pohnpei Utility Corporation (PUC); the allottee
of funds appropriated under subsections 4(1)(a),
4(3)(e) 4(3)(f), 4(3)(g) and 4(3)(r) of this act shall be the Pohnpei Transportation Authority (PTA); the
allottee of funds appropriated under subsections
4(1)(j), 4(2)(d) and 4(3)(l) of this act shall be the
Secretary of the Department of Resources and Development
or her designee; the allottee of the funds appropriated
under subsections 4(1)(b), 4(1)(d), 4(1)(e), 4(1)(f),
4(1)(h), 4(1)(k), 4(1)(l), 4(1)(m), 4(1)(n), 4(2)(g),
4(3)(a), 4(3)(g), 4(3)(h), 4(3)(j) 4(3)(k), 4(3)(p),
4(3)(s), 4(3)(u), 4(3)(z), 4(3)(aa) and 4(3)(ab), of this act shall be the Secretary of the Department of Transportation, Communications and Infrastructure or his designee; the allottee of funds appropriated under subsection 4(2)(k) of this act shall be the President of the COM-FSM or his designee; the allottee of funds appropriated under subsections 4(1)(i) 4(3)(o) and 4(3)(i) of this act shall be the Secretary of the Department of Health and Social Affairs or her designee; the allottee of funds appropriated under subsection 4(3)(m) of this act shall be the Vice President of the Federated States of Micronesia or his designee; the allottee of funds appropriated under subsections 4(3)(n), 4(3)(v), 4(3)(w), 4(3)(x), of this act shall be the Meninkeder Lapalap of Madolenihmw. The allottee of funds appropriated under subsection 4(3)(y) of this act shall be the Luhkenmenlap of Kitti. The allottee of funds appropriated under subsection 4(3)(t) of this act shall be the Pohnpei Utility Corporation (PUC). The allottee of the funds appropriated under subsections 5(1), 5(2) and 5(7) of this act shall be the Governor of Chuuk State or his designee; the allottee of the funds appropriated under subsection 5(3) of this act shall be the Mortlocks Island Development Authority (MIDA); the allottee of funds appropriated under subsection 5(4) of
this act shall be the Mayor of Weno Municipal Government or his designee; the allottee of the funds appropriated under subsection 5(5) of this act shall be the Southern Namoneas Development Authority; the allottee of the funds appropriated under subsection 5(6) of this act shall be the Faichuk Development Authority. The authority of the allottee to obligate funds appropriated by this act shall lapse on September 30, 2024."

Section 4. 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

David W. Panuelo
President
Federated States of Micronesia