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,

[Signature]

David W. Panuelo
President

xc: Chief Justice, FSM Supreme Court
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,

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

Enclosures
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WITHDRAWN – SEPTEMBER 08, 2022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
REPAIRED: SEPTEMBER 20, 2022
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.

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

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

"Section 9. Capital and Human Resources Development. The sum of $38,184,608, 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, 2016, for the following capital improvements, development programs, and projects and human resources development. Of the total amount of funds appropriated herein, $689,598 shall be deemed to come from funds available under the Amended Compact from the Supplemental Education Grant. The sum appropriated by this section shall be apportioned as follows:

(1) College of Micronesia – FSM.

   (a) College of Micronesia-FSM. .....$ 3,800,000
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<thead>
<tr>
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<tbody>
<tr>
<td>1</td>
<td>(b) FSM Fisheries and Maritime Institute $833,915</td>
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<tr>
<td>2</td>
<td>(c) COM-FSM SEG .......................... 683,948</td>
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<td>3</td>
<td>(2) <strong>Department of Finance &amp; Administration</strong></td>
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<td>4</td>
<td>(a) FSM Warehouse Lease &amp; Maintenance 100,000</td>
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<td>5</td>
<td>(b) PCD Awareness Initiative ........... 15,000</td>
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<td>6</td>
<td>(3) <strong>Department of Resources &amp; Development</strong></td>
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<td>7</td>
<td>(a) FSM Assn. Chamber of Commerce . 67,000</td>
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<td>8</td>
<td>(b) State Trade Fairs enhancing value addition........................................ 40,000</td>
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<td>9</td>
<td>(c) SNLC .................................. 50,000</td>
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<td>10</td>
<td>(d) FSM Agriculture Census ..............                                   -0-</td>
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<td>11</td>
<td>(e) SBDC Capacity Assessment .............                                   -0-</td>
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<td>13</td>
<td>(f) National Trade Facilitation Conference (NTFC)................................. 75,000</td>
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<td>15</td>
<td>(g) Food Security Production ........... 100,000</td>
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<td>16</td>
<td>(h) Secretariat/Hosting conference, equipment, materials............................... 10,000</td>
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<tr>
<td>18</td>
<td>(i) Foreign Investment Review ........... -0-</td>
</tr>
<tr>
<td>19</td>
<td>(j) Implement National Tourism Policy 35,000</td>
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<tr>
<td>20</td>
<td>(k) Trade Advisory Service ............. -0-</td>
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<td>21</td>
<td>(l) Tourism Advisory Service ........... -0-</td>
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<tr>
<td>22</td>
<td>(m) Assistance to States for Tourism Investment Plan Implementation............. 1,951,201</td>
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<tr>
<td>24</td>
<td>(n) Phase II Foreign Investment Review 18,278</td>
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<tr>
<td>25</td>
<td>(4) <strong>Department of Transportation,</strong></td>
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</tbody>
</table>
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 &
Emergency Management

(a) Fostering Sustainable Solid Waste Mng .................. $ 125,000

(7) President's Office

(a) FSM Trust Fund to be distributed equally among the Sub-Accounts of the four FSM states 10,000,000

(b) Staff upgrading .................. 100,000

(c) 2023 Investment Development Fund -0-

(d) Implementation of ODA Policy .. 50,000

(e) 2016 Development Partners Meeting 75,000

(f) Compact Review Committee ....... 50,000

(g) Purchase of land in Guam for relocation of the Consulate Office, moving expenses and relocation costs.............. 2,000,000

(8) National Election.

(a) National Election (voter ID) ... 50,000

(9) Department of Health and Social Affairs

(a) Health Services Specialty Pathologist 50,000

(b) Environmental/water/food/lab test 78,000

(c) Medical Specialized Team ........ 195,000

(d) Health Network .................... -0-

(e) FSM Women Conference .............. 60,000

(10) Department of Education

(a) NDOE Projects ...................... 395,000

(11) Insurance Board.
(a) Improve and strengthen statutory and regulatory framework................. $ 29,409
(b) Consultant Site Evaluation ..... 99,220

(12) Other Capital and Human Resource Development.

(a) Chuuk State Priority Infrastructure Project apportioned as follows:

(i) 4G network upgrade for main island of Chuuk and mobile extension to the outer islands of Chuuk .................. 1,500,000
(ii) Other Chuuk State Priority Infrastructure Projects............... 2,050,000
(iii) Public work/transportation office building ....................... 350,000
(iv) Road improvement ............ 175,000
(v) Administrative costs for implementation of the priority projects.... 100,000
(vi) Beautification/projects ... 75,000
(vii) Low Income Household Assistance Program; PROVIDED, HOWEVER, that eligibility is limited to recipients who have not previously received any prior assistance; PROVIDED, FURTHER, that the allottee of these funds shall establish guidelines to ensure that such eligibility criteria are clearly set forth and implemented...... 250,000

(b) Pohnpeii State Priority
Infrastructure Projects........................ $ -0-

(c) Kosrae State Priority

Infrastrucure Projects............................ 700,000

(d) Yap State Priority

Infrastructure Projects; PROVIDED THAT, the
allottee submits both a plan outlining the
use of the funds and a report detailing the
use of the Priority Infrastructure Project funds
appropriated in FY15........................... 1,750,000

(e) FSM Foreign Mission Repair

and Maintenance .................................... 300,000

(f) Renovation of the Supreme Court in

Kosrae & Chief Justice of Kosrae Travel to Samoa 75,000

(g) Renovation of Chuuk State

Supreme Court................................. 125,000

(h) Typhoon Shutters for FSM

Supreme Court in Yap............................ 40,000

(i) Renovation of the Chuuk

Delegation Office.............................. 50,000

(j) Foreign Affairs-FSM Contribution

forSPC Hosting.................................. 228,000

(k) NACH-Pacific Island Festival of

Arts – Pohnpei .................................. 50,000

(l) NACH-Pacific Island Festival of

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

Section 4. Section 12 of Public Law No. 19-32, as amended by Public Laws Nos. 19-45 and 19-61, 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) Section 8(6)(g) - the allottee shall be
the President of the College of Micronesia - FSM;

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

(iii) All subsections under 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) through (d) — the allottee of these funds shall be the Chief Justice of the respective State Supreme Court;

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

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

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

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

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

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

(xi) Section 9(12)(h) — the allottee of these 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 26th, 2022

David W. Panuelo
President
Federated States of Micronesia