

## A BILL FOR AN ACT

To further amend sections 10 and 11 of Public Law No. 4-51, as amended by Public Law No. 4-88, to permit the reprogramming of funds and the transfer of positions necessary to reorganize the National Government, and for other purposes.

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

1       Section 1. Section 10 of Public Law No. 4-51, as amended by  
2 Public Law No. 4-88, is hereby further amended to read as follows:

3               "Section 10. Employment ceilings. Subsection (1) sets  
4               forth the maximum number of positions that may be hired by  
5               branches and agencies of the National Government.

6               (1) Positions funded for fiscal year 1987.

7                               Executive Branch

8	Office of the President	12
9	External Affairs	29
10	Resources and Development	20
11	Finance	70
12	Transportation	7
13	Attorney General	45
14	Public Defender	25
15	Budget Office	14
16	Office of Planning and Statistics	19
17	Personnel	14
18	Public Information	8
19	Education	14
20	Health	15

21                               Legislative Branch

22	Congress	57
23	Judicial Branch	
24	National Judiciary	19
25	Public Auditor	11



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1	Agencies	
2	Commission on Future Political	
3	Status and Transition	4
4	Micronesian Maritime Authority	8
5	Board of Regents of the College	
6	of Micronesia	7
7	Coconut Development Authority	3
8	Federated States of Micronesia	
9	Banking Board	2
10	Federated States of Micronesia	
11	Board of Education	1
12	Postal Services	22
13	Medical Licensing Board	0
14	T3 Program	13
15	FSM Telecommunications	
16	Corporation	0

17 (2) The number of positions authorized applies  
 18 individually to each of the departments and offices of the  
 19 executive and legislative branches, the National judiciary,  
 20 the Public Auditor, and to the agencies as provided in  
 21 subsection (1) of this section, except that the President  
 22 may transfer up to 12 positions between the departments and  
 23 offices of the executive branch. This authorization of  
 24 positions covers all permanent employees, all contract  
 25 personnel whose employment extends for 1 year or more, and



1 all positions funded from United States federal programs.  
2 No funds may be expended for unbudgeted positions.

3 (3) Notwithstanding the limits in subsections (1)  
4 and (2) of this section, the President may transfer any  
5 number of positions between departments in order to  
6 facilitate the reorganization of the executive branch.  
7 To the extent that such reorganization includes the  
8 repeal of the enabling legislation for any autonomous  
9 agency, commission, board or authority, the President may  
10 transfer the positions to any departments."

11 Section 2. Section 11 of Public Law No. 4-51, as amended by  
12 Public Law No. 4-88, is hereby further amended to read as follows:

13 "Section 11. Reprogramming.

14 (1) The President or his designee may reprogram up  
15 to 10 percent to and from the funds appropriated to each  
16 of the subsections in section 1, and may reprogram up  
17 to 15 percent to and from the funds appropriated in each  
18 of the paragraphs within the subsections of section 1.

19 (2) The Speaker or his designee may reprogram up  
20 to 10 percent to and from the funds appropriated to each  
21 of the subsections in section 2, and may reprogram up to  
22 15 percent to and from the funds appropriated in each  
23 of the paragraphs within the subsections of section 2.

24 (3) The Chief Justice or his designee may  
25 reprogram up to 15 percent to and from the funds



1 appropriated in each of the subsections in section 3.

2 (4) The Public Auditor may reprogram up to 15  
3 percent to and from the funds appropriated in each of the  
4 subsections in section 4.

5 (5) Allottees of funds may reprogram up to 15  
6 percent to and from the funds appropriated in each of  
7 the paragraphs within the subsections of section 5.

8 (6) Notwithstanding the provisions of subsections (1)  
9 through (5) of this section, no funds may be reprogrammed  
10 from any personnel account.

11 (7) Notwithstanding the provisions of subsections  
12 (1) through (6) of this section, the President may  
13 reprogram as much funds as are necessary to any account  
14 in order to reorganize the executive branch. To the  
15 extent that such reorganization includes the repeal of  
16 the enabling legislation for any autonomous agency,  
17 commission, board or authority, the President may  
18 reprogram any funds remaining in the account of the  
19 agency, commission, board or authority to any departments."

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

23  
24 Date: 5/28/87

Introduced by: Claude D. Phillip  
Claude Phillip  
(by request)