A RESOLUTION

Approving Amendment No. 2 to the "Memorandum of Understanding with respect to the Division of Grant Assistance under the Compact of Free Association among the National and State Governments of the Federated States of Micronesia."

WHEREAS, section 211(a)(2) of the Compact of Free Association between the Government of the Federated States of Micronesia and the Government of the United States of America and article V, paragraph 1 of the "Agreement Concerning Procedures for the Implementation of United States Economic Assistance, Programs and Services Provided in the Compact of Free Association between the Government of the United States and the Government of the Federated States of Micronesia" require that the Government of the Federated States of Micronesia certify to the Government of the United States, at least 30 days in advance of each fiscal year, the division of U.S. grant assistance to be provided under the Compact of Free Association among the National and State Governments of the Federated States of Micronesia, and that such division was determined by mutual agreement of such governments;

and

WHEREAS, pursuant to the requirements of the Compact of Free Association and its related agreements, the President of the Federated States of Micronesia and the Governors of the States of Kosrae, Pohnpei, Truk and Yap, in 1984, executed a "Memorandum of Understanding with respect to the Division of Grant Assistance under the Compact of Free Association among the National and State Governments of the Federated States of Micronesia" (hereinafter "Memorandum of Understanding"), which Memorandum of Understanding contains formulae, understandings, and other provisions relating to division among the State and National Governments of the Federated States of Micronesia of the U.S. grant assistance to be provided pursuant to sections 211,
212, 213, 214, 215, 216, 217, and 221 of the Compact of Free Association; and

WHEREAS, the Memorandum of Understanding was subsequently approved by the legislatures of all four States of the Federated States of Micronesia; and

WHEREAS, the Congress of the Federated States of Micronesia, on March 26, 1986, adopted Congressional Resolution No. 4-60, C.D. 3, approving the Memorandum of Understanding; and

WHEREAS, since execution of the Memorandum of Understanding in 1984, certain questions have arisen as to the administration of the scholarship grants to be provided under section 216(a)(3) of the Compact of Free Association; and

WHEREAS, on January 30, 1987 during the Tenth Chief Executives' Conference, the President of the Federated States of Micronesia, the Governors of the States of Kosrae, Pohnpei and Yap, and the duly authorized representative of the Governor of the State of Truk executed Amendment No. 2 to the Memorandum of Understanding, providing for mutually agreed resolutions to these questions for the first year of the Compact period; now, therefore,

BE IT RESOLVED by the Fifth Congress of the Federated States of Micronesia, First Regular Session, 1987, that the Congress hereby approves Amendment No. 2 to the "Memorandum of Understanding with respect to the Division of Grant Assistance under the Compact of Free Association among the National and State Governments of the Federated States of Micronesia"; and
BE IT FURTHER RESOLVED that the President of the Federated States of Micronesia is urged to expeditiously enter into further discussions and negotiations with the Governors of the four States of the Federated States of Micronesia to finally resolve the questions of a proposed amendment to the Memorandum of Understanding regarding the administration and distribution of the scholarship grants to be provided under section 216(a)(3) of the Compact of Free Association for the second and subsequent years of the Compact period and of the future of the College of Micronesia and the commitments of the National and State Governments to provide financial and other support for the College; and

BE IT FURTHER RESOLVED that certified copies of this resolution be transmitted to the President of the Federated States of Micronesia, the Governor of each State of the Federated States of Micronesia, and the Speaker of each State legislature within the Federated States of Micronesia.

Date: 5/28/87

Introduced by: Claude H. Phillip
(by request)