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A BILL FOR AN ACT

To appropriate the sum of \$22,958,908 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 1990, for the operations of the executive branch, legislative branch, judicial branch, Public Auditor, agencies of the National Government, and for special programs, grants, subsidies, contributions, and refunds of the National Government during fiscal year 1990; to establish a budget for Compact sections 215(a)(2), 216(a)(1), 216(a)(2), 216(3), and 221(b) and to appropriate special funds available therefore under the Compact; to establish a development budget and to appropriate special funds available therefore under the Compact; to establish employment ceilings; and for other purposes.

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

1 Section 1. Operating expenses of the executive branch. The  
2 sum of \$10,231,425, or so much thereof as may be necessary, is hereby  
3 appropriated from the General Fund of the Federated States of  
4 Micronesia for the fiscal year ending September 30, 1990, for the  
5 operations of the executive branch of the National Government of the  
6 Federated States of Micronesia during fiscal year 1990. Pursuant to  
7 Public Law No. 5-119 the Congress of the Federated States of  
8 Micronesia hereby declares that the funding appropriated by this  
9 section is deemed to be essential. The sum appropriated by this  
10 section shall be apportioned as follows:

11	(1) Office of the President	
12	(a) Personnel expenses.....	\$ 259,400
13	(b) Travel .....	86,700
14	(c) Contractual services, 15 grants, subsidies, and contributions.....	95,700
16	(d) Others.....	139,700
17	(2) Department of External Affairs	
18	(a) Personnel expenses.....	922,700
19	(b) Travel .....	162,500
20	(c) Contractual services, 21 grants, subsidies, and contributions.....	630,590
22	(d) Others.....	443,245
23	(3) Department of Finance	
24	(a) Personnel expenses.....	936,700
25	(b) Travel.....	100,500

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1	(c) Contractual services,	
2	grants, subsidies, and contributions.....	\$ 102,900
3	(d) Others.....	127,600
4	(4) Department of Human Resources	
5	(a) Personnel expenses.....	472,600
6	(b) Travel.....	36,300
7	(c) Contractual services,	
8	grants, subsidies, and contributions.....	5,500
9	(d) Others.....	25,000
10	(5) Department of Resources and Development	
11	(a) Personnel expenses.....	388,400
12	(b) Travel.....	59,000
13	(c) Contractual services,	
14	grants, subsidies, and contributions.....	54,600
15	(d) Others.....	39,180
16	(6) Department of Transportation	
17	(a) Personnel expenses.....	196,300
18	(b) Travel.....	34,500
19	(c) Contractual services,	
20	grants, subsidies, and contributions.....	182,100
21	(d) Others.....	21,050
22	(7) Office of Administrative Services	
23	(a) Personnel expenses.....	294,200
24	(b) Travel.....	6,800
25	(c) Contractual services,	

1	grants, subsidies, and contributions.....	\$1,592,400
2	(d) Others.....	371,700
3	(8) Office of the Attorney General	
4	(a) Personnel expenses.....	691,900
5	(b) Travel.....	89,300
6	(c) Contractual services,	
7	grants, subsidies, and contributions.....	259,300
8	(d) Others.....	111,200
9	(9) Office of the Budget	
10	(a) Personnel expenses.....	257,800
11	(b) Travel.....	41,500
12	(c) Contractual services,	
13	grants, subsidies, and contributions.....	5,300
14	(d) Others.....	57,200
15	(10) Office of Planning and Statistics	
16	(a) Personnel expenses.....	372,000
17	(b) Travel.....	54,500
18	(c) Contractual services,	
19	grants, subsidies, and contributions.....	500
20	(d) Others.....	17,260
21	(11) Office of the Public Defender	
22	(a) Personnel expenses.....	386,300
23	(b) Travel.....	39,600
24	(c) Contractual services,	
25	grants, subsidies, and contributions.....	13,700

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1	(d) Others.....	\$ 46,200
2	Section 2. <u>Operating expenses of the legislative branch.</u> The	
3	sum of \$1,967,100, or so much thereof as may be necessary, is hereby	
4	appropriated from the General Fund of the Federated States of	
5	Micronesia for the fiscal year ending September 30, 1990, for the	
6	operations of the legislative branch of the National Government of	
7	the Federated States of Micronesia during fiscal year 1990. The sum	
8	appropriated by this section shall be apportioned as follows:	
9	(1) Office of the Speaker and Members	
10	(a) Personnel expenses.....	\$ 400,100
11	(b) Travel.....	323,400
12	(c) Contractual services,	
13	grants, subsidies, and contributions.....	86,800
14	(d) Others.....	-0-
15	(2) Staff Offices	
16	(a) Personnel expenses.....	681,700
17	(b) Travel.....	126,700
18	(c) Contractual services,	
19	grants, subsidies, and contributions.....	112,900
20	(d) Others.....	211,500
21	(3) Kosrae Delegation Office	
22	(a) Others.....	5,500
23	(4) Pohnpei Delegation Office	
24	(a) Others.....	6,500
25	(5) Truk Delegation Office	

- 1 (a) Others.....\$ 7,500
- 2 (6) Yap Delegation Office
- 3 (a) Others..... 4,500

4 Section 3. Operating expenses of the National judiciary. The  
 5 sum of \$587,000, or so much thereof as may be necessary, is hereby  
 6 appropriated from the General Fund of the Federated States of  
 7 Micronesia for the fiscal year ending September 30, 1990, for the  
 8 operations of the National judiciary of the Federated States of  
 9 Micronesia during fiscal year 1990. The sum appropriated by this  
 10 section shall be apportioned as follows:

- 11 (1) Personnel expenses.....\$ 357,100
- 12 (2) Travel..... 90,000
- 13 (3) Contractual services,  
 14 grants, subsidies, and contributions..... 86,900
- 15 (4) Others..... 53,000

16 Section 4. Operating expenses of the Public Auditor. The sum  
 17 of \$310,500, or so much thereof as may be necessary, is hereby  
 18 appropriated from the General Fund of the Federated States of  
 19 Micronesia for the fiscal year ending September 30, 1990, for the  
 20 operations of the Public Auditor's Office during fiscal year 1990.  
 21 The sum appropriated by this section shall be apportioned as follows:

- 22 (1) Personnel expenses.....\$ 203,600
- 23 (2) Travel..... 50,000
- 24 (3) Contractual services,  
 25 grants, subsidies, and contributions..... 40,000

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1           (4) Others.....\$ 16,900

2           Section 5. Operating expenses of agencies of the National  
3 Government. The sum of \$1,619,754, or so much thereof as may be  
4 necessary, is hereby appropriated from the General Fund of the  
5 Federated States of Micronesia for the fiscal year ending September  
6 30, 1990, for the operations of independent agencies, commissions,  
7 authorities, boards, bureaus, and other organizations of the National  
8 Government of the Federated States of Micronesia during fiscal year  
9 1990. The sum appropriated by this section shall be apportioned as  
10 follows:

11           (1) Federated States of Micronesia Banking Board

12                 (a) Personnel expenses.....\$ 28,900

13                 (b) Travel..... 10,000

14                 (c) Contractual services,  
15 grants, subsidies, and contributions..... 12,960

16                 (d) Others..... 6,750

17           (2) Board of Regents of the College of Micronesia

18                 (a) Personnel expenses..... 73,890

19                 (b) Travel..... 20,000

20                 (c) Contractual services,  
21 grants, subsidies, and contributions..... 12,500

22                 (d) Others..... 12,500

23           (3) Federated States of Micronesia

24 Coconut Development Authority

25                 (a) Personnel expenses..... 60,000

1	(b) Travel.....	\$ 20,000
2	(c) Contractual services,	
3	grants, subsidies, and contributions.....	31,200
4	(d) Others.....	111,400
5	(4) Micronesian Maritime Authority	
6	(a) Personnel expenses.....	112,700
7	(b) Travel.....	86,100
8	(c) Contractual services,	
9	grants, subsidies, and contributions.....	82,900
10	(d) Others.....	22,200
11	(5) National Fisheries Corporation	
12	(a) Personnel expenses.....	93,800
13	(b) Travel.....	35,000
14	(c) Contractual services,	
15	grants, subsidies, and contributions.....	26,980
16	(d) Others.....	17,460
17	(6) National Postal Service	
18	(a) Personnel expenses.....	326,000
19	(b) Travel.....	30,000
20	(c) Contractual services,	
21	grants, subsidies, and contributions.....	100,400
22	(d) Others.....	55,720
23	(7) Federated States of Micronesia	
24	Development Bank.....	230,394
25	<u>Section 6. Operating expenses of the Telecommunications</u>	

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1 Corporation. The sum of \$771,000, or so much thereof as may be  
 2 necessary, is hereby appropriated from the General Fund of the  
 3 Federated States of Micronesia for the fiscal year ending September  
 4 30, 1990, for the operations of the Telecommunications Corporation of  
 5 the Federated States of Micronesia during fiscal year 1990. The  
 6 funds appropriated under this section shall be deemed to come from  
 7 the funds available under section 215(a)(2) of the Compact of Free  
 8 Association.

9       Section 7. Operating expenses of the marine surveillance  
 10 program. The sum of \$458,730, or so much thereof as may be  
 11 necessary, is hereby appropriated from the General Fund of the  
 12 Federated States of Micronesia for the fiscal year ending September  
 13 30, 1990, for the purpose of funding a program of marine surveillance  
 14 during fiscal year 1990. Pursuant to Public Law No. 5-119 the  
 15 Congress of the Federated States of Micronesia hereby declares that  
 16 the funding appropriated by this section is deemed to be essential.  
 17 The funds appropriated under this section shall be deemed to come  
 18 from the funds available under section 216(a)(1) of the Compact of  
 19 Free Association. The sum appropriated by this section shall be  
 20 apportioned as follows:

21	(1) Personnel expenses.....	\$ 189,200
22	(2) Travel.....	15,500
23	(3) Contractual services,	
24	grants, subsidies, and contributions.....	80,000
25	(4) Others.....	174,030



1           Section 8. Compact section 216(a)(2) programs. The sum of  
 2 \$126,960, or so much thereof as may be necessary, is hereby  
 3 appropriated from the General Fund of the Federated States of  
 4 Micronesia for the fiscal year ending September 30, 1990, for Compact  
 5 section 216(a)(2) programs and projects of the National Government of  
 6 the Federated States of Micronesia during fiscal year 1990. The  
 7 funds appropriated under this section shall be deemed to come from  
 8 the funds available under section 216(a)(2) of the Compact of Free  
 9 Association. The sum appropriated by this section shall be  
 10 apportioned as follows:

- 11           (1) Development of local capabilities
- 12           to render specialty care in selected hospitals
- 13           in the Federated States of Micronesia (Centers of
- 14           Excellence).....\$   56,000
- 15           (2) Teams of health specialists visiting
- 16           the Federated States of Micronesia.....   70,960

17           Section 9. College of Micronesia. The sum of \$900,000, or so  
 18 much thereof as may be necessary, is hereby appropriated from the  
 19 General Fund of the Federated States of Micronesia for the fiscal  
 20 year ending September 30, 1990, to the College of Micronesia to  
 21 defray costs associated with the instruction of students and the  
 22 operations and maintenance of the College. The funds appropriated  
 23 under this section shall be deemed to come from the capital account  
 24 of the Compact of Free Association. Such funds shall be deemed to  
 25 come from funds available under section 216(a)(3) of the Compact of

1 Free Association.

2 Section 10. Post-secondary educational assistance. The sum of  
3 \$989,700, or so much thereof as may be necessary, is hereby  
4 appropriated from the General Fund of the Federated States of  
5 Micronesia for the fiscal year ending September 30, 1990, for the  
6 purpose of providing post-secondary educational assistance. The  
7 funds appropriated under this section shall be deemed to come from  
8 the capital account of the Compact of Free Association. Such funds  
9 shall be deemed to have come from the funds available under section  
10 216(a)(3) of the Compact of Free Association. The sum appropriated  
11 shall be apportioned as negotiated and appropriated in the past.  
12 The funds appropriated under this section must be used in accordance  
13 with section 216(a)(3) of the Compact of Free Association. Before  
14 any funds may be transferred from the General Fund to any State, the  
15 Governor of that State must promulgate such regulations and implement  
16 such accounting procedures as may be necessary to ensure that all  
17 funds appropriated by this section are administered in a manner  
18 consistent with section 216(a)(3) of the Compact of Free Association,  
19 the provisions of the Agreement Concerning Procedures for the  
20 Implementation of United States Economic Assistance, Programs and  
21 Services Provided in the Compact of Free Association between the  
22 Government of the United States and the Government of the Federated  
23 States of Micronesia, and Public Law No. 4-77.

24 Section 11. Compact section 221(b) programs. The sum of  
25 \$521,230, or so much thereof as may be necessary, is hereby

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1 appropriated from the General Fund of the Federated States of  
 2 Micronesia for the fiscal year ending September 30, 1990, for Compact  
 3 section 221(b) programs and projects of the National Government of  
 4 the Federated States of Micronesia during fiscal year 1990. The  
 5 funds appropriated under this section shall be deemed to come from  
 6 the funds available under section 221(b) of the Compact of Free  
 7 Association. The sum appropriated by this section shall be  
 8 apportioned as follows:

9	(1) Health Services programs:	
10	(a) Hansen's disease control.....	\$ 15,800
11	(b) Family health.....	16,500
12	(c) Mental health services.....	28,000
13	(d) Maternal and child health.....	23,500
14	(e) Health planning agency and	
15	community health center.....	39,100
16	(f) Preventive health and health services..	52,500
17	(g) Immunization.....	56,580
18	(h) Tuberculosis.....	12,000
19	(i) Health statistics.....	23,800
20	(j) Environmental protection.....	11,000
21	(k) Nutrition and health education.....	18,300
22	(2) Education programs:	
23	(a) Youth activities.....	6,000
24	(b) State/National youth leadership.....	18,350
25	(c) Vocational education.....	141,400

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1	(d) National standards testing.....	\$ 58,400
2	Section 12. <u>Other National Government programs, grants,</u>	
3	<u>subsidies, contributions, and refunds.</u> The sum of \$1,574,009, or so	
4	much thereof as may be necessary, is hereby appropriated from the	
5	General Fund of the Federated States of Micronesia for the fiscal	
6	year ending September 30, 1990, for special programs, grants,	
7	subsidies, contributions, and refunds of the National Government of	
8	the Federated States of Micronesia during fiscal year 1990. The sum	
9	appropriated by this section shall be apportioned as follows:	
10	(1) Special program:	
11	(a) Trade Training and Testing	
12	Program.....	\$ 218,800
13	(2) Subsidies and contributions:	
14	(a) South Pacific Economic Commission.....	30,000
15	(b) East-West Center.....	25,000
16	(c) South Pacific Commission.....	24,000
17	(d) Pacific Asia Travel Association.....	5,000
18	(e) Forum Fisheries Agency.....	18,000
19	(f) Economic and Social Commission	
20	for Asia and the Pacific.....	5,000
21	(g) Coordinating Committee for	
22	Offshore Minerals Prospecting.....	4,000
23	(h) South Pacific Regional Environmental	
24	Program.....	3,000
25	(i) Asian Pacific Coconut Community.....	5,500

1	(j) Micronesian Legal Services	
2	Corporation.....	\$ 80,000
3	(k) Pacific Island Development	
4	Program.....	15,000
5	(l) International Civil Aviation	
6	Organization.....	10,000
7	(m) State Joint Law Enforcement.....	221,709
8	(n) Aid to nonpublic schools for	
9	secular programs.....	200,000
10	(o) Student Loan Revolving Fund.....	249,000
11	(p) State judiciaries:	
12	(i) Kosrae State Court.....	30,000
13	(ii) Pohnpei State Court.....	50,000
14	(iii) Truk State Court.....	50,000
15	(iv) Yap State Court.....	30,000
16	(q) Contingency funds.....	100,000
17	(r) Disaster fund.....	200,000

18       Section 13. Development budget. The sum of \$2,901,500, or so  
19 much thereof as may be necessary, is hereby appropriated from the  
20 General Fund of the Federated States of Micronesia for the fiscal  
21 year ending September 30, 1990, for capital improvement and  
22 development programs and projects of the National Government of the  
23 Federated States of Micronesia during fiscal year 1990. The funds  
24 appropriated under this section shall be deemed to come from the  
25 capital account of the Compact of Free Association. The sum

1 appropriated by this section shall be apportioned as follows:

- 2 (1) National staff upgrading.....\$ 100,000
- 3 (2) College of Micronesia Palikir Campus..... 1,000,000
- 4 (3) FSM Aquaculture center..... 150,000
- 5 (4) 1990 census of agriculture..... 150,000
- 6 (5) Solar fish drying for outer islands..... 5,000
- 7 (6) FSM Ambassador's residence..... 175,000
- 8 (7) Copra warehouse..... 71,500
- 9 (8) Business development loan fund..... 1,000,000
- 10 (9) Technical assistance program..... 250,000

11 Section 14. Employment ceilings. Subsection (1) sets forth the  
12 maximum number of positions that may be hired by branches and  
13 agencies of the National Government.

14 (1) Positions funded for fiscal year 1990.

15 Executive Branch

16	Office of the President	18
17	External Affairs	39
18	Finance	78
19	Human Resources	28
20	Resources and Development	23
21	Transportation	13
22	Administrative Services	23
23	Attorney General	63
24	Budget Office	13
25	Office of Planning	

1	and Statistics	26
2	Public Defender	26
3	Legislative Branch	
4	Congress	62
5	Judicial Branch	
6	National Judiciary	21
7	Public Auditor	11
8	Agencies	
9	Federated States of Micronesia	
10	Banking Board	3
11	Board of Regents of the	
12	College of Micronesia	7
13	Federated States of Micronesia	
14	Coconut Development Authority	4
15	Marine Surveillance	22
16	Micronesian Maritime Authority	8
17	National Fisheries Corporation	4
18	National Postal Service	24
19	Federated States of Micronesia	
20	Development Bank	34

21           (2) The number of positions authorized applies  
22 individually to each of the departments and offices of the executive  
23 and legislative branches, the National judiciary, the Public Auditor,  
24 and to the agencies as provided in subsection (1) of this section,  
25 except that the President may transfer up to 12 positions between the

1 departments and offices of the executive branch. This authorization  
2 of positions covers all permanent employees and all contract  
3 personnel whose employment extends for 1 year or more. No funds may  
4 be expended for unbudgeted positions.

5 Section 15. Reprogramming.

6 (1) The President or his designee may reprogram up to 10  
7 percent to and from the funds appropriated to each of the subsections  
8 in section 1, and may reprogram up to 15 percent to and from the  
9 funds appropriated in each of the paragraphs within the subsections of  
10 section 1.

11 (2) The Speaker or his designee may reprogram up to 10  
12 percent to and from the funds appropriated to each of the subsections  
13 in section 2, and may reprogram up to 15 percent to and from the  
14 funds appropriated in each of the paragraphs within the subsections  
15 of section 2.

16 (3) The Chief Justice or his designee may reprogram up to  
17 15 percent to and from the funds appropriated in each of the  
18 subsections in section 3.

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

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

24 (6) Notwithstanding the provisions of subsections (1)  
25 through (5) of this section, no funds may be reprogrammed from any



1 personnel account.

2       Section 16. Allotment and management of funds and lapse date. All  
3 funds appropriated by this act shall be allotted, managed, administered,  
4 and accounted for in accordance with applicable law, including, but not  
5 limited to, the Financial Management Act of 1979, as amended. Each  
6 allottee shall be responsible for ensuring that these funds, or so much  
7 thereof as may be necessary, are used solely for the purposes specified in  
8 this act, and that no obligations are incurred in excess of the sum  
9 appropriated. The authority of the allottees to obligate funds  
10 appropriated by this act shall lapse as of September 30, 1990; PROVIDED,  
11 however, that the authority of the allottees to obligate funds  
12 appropriated by sections 6, 9, 10 and 13 shall not lapse.

13       Section 17. Effective date. This act shall become law upon  
14 approval by the President of the Federated States of Micronesia or upon  
15 its becoming law without such approval.

16  
17 Date: 5/15/89

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

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