

HESA

A BILL FOR AN ACT

To create a Sports and Recreation Board, to foster and coordinate national sports and recreation programs, to provide for the renovation and building of sports and recreation facilities, to create a Sports and Recreation Fund, to appropriate the sum of \$250,000 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 1989 for the Fund, to authorize the appropriation of monies in fiscal years 1990 to 1993 for the Fund, and for other purposes.

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

1 Section 1. Short title. This act shall be known and may
2 be cited as the "Sports and Recreation Act of 1989."

3 Section 2. Declaration of Policy. It is the declared
4 policy of the Government of the Federated States of Micronesia
5 that:

6 (1) Sports and recreation activities are an important
7 means of promoting health, physical fitness, and the general
8 well-being of citizens of all ages, and of all physical ability
9 levels, including the handicapped;

10 (2) Children, adolescents, and the handicapped especially
11 benefit from sports and recreation activities that broaden their
12 mental and physical capabilities, and promote sportsmanship,
13 leadership, self-sufficiency, and teamwork;

14 (3) Sports and recreation programs should be
15 fostered, promoted, coordinated, and developed on a national
16 level for citizens of all ages and ability levels, including the
17 handicapped;

18 (4) Interstate competition should be organized to
19 promote friendly competition, comradery, and sportsmanship
20 between the States;

21 (5) Participation in, and preparation for,
22 international sports competitions should be supported and
23 organized on a national level;

24 (6) Organization for hosting regional and
25 international sports competitions should be carried out on a

1 national level;

2 (7) National priorities should be established and a general
3 plan for the promotion and execution of sports and recreation programs
4 should be formulated; and

5 (8) An organized program to renovate existing sports and
6 recreation facilities, and to build new facilities in each of the
7 States should be undertaken.

8 Section 3. Sports and Recreation Board; Establishment;
9 Composition. There is hereby established a Sports and Recreation
10 Board, hereinafter referred to as the "Board," which shall be composed
11 of five members. There shall be one member from each State of the
12 Federated States of Micronesia. The State members of the Board shall
13 be appointed by the President after discussion and consultation with
14 the Governor of each State, and with the advice and consent of the
15 Congress of the Federated States of Micronesia. The other member of
16 the Board shall be appointed solely by the President with the advice
17 and consent of the Congress. All members of the Board shall have at
18 least 2 years experience in organizational aspects of sports and
19 recreational programs.

20 Section 4. Board; Tenure of members.

21 (1) The member of the Board appointed solely by the
22 President shall serve for a term of 2 years. Members of the Board
23 from the respective States shall serve for a term of 3 years;
24 PROVIDED, however, that when the Board is first appointed, two
25 members shall serve for a term of 2 years, and two members

1 shall serve for a term of 3 years from the date of their
2 appointment.

3 (2) The terms of the respective State members shall be
4 determined by drawing lots at the initial meeting of the Board.
5 Vacancies shall be filled in the same manner as the original
6 appointment.

7 Section 5. Board; Organization and meetings. The Board shall by
8 majority vote elect from among its members a chairman who shall serve
9 for such term as may be prescribed by the Board. In the event of
10 absence or disability of the chairman, the Board may designate another
11 member to preside during the meeting. Three members of the Board
12 shall constitute a quorum. The Board shall meet at such times and
13 places as it may designate, but not less than twice each year.
14 The members shall be notified of meetings by the chairman at least
15 2 weeks before the date of any meeting.

16 Section 6. Board; Expenses and compensation of members. Members
17 of the Board shall be entitled to necessary travel expenses and to per
18 diem at standard Federated States of Micronesia rates while on the
19 business of the Board. Board members who are neither employees nor
20 officials of the National Government or any State government shall, in
21 addition, be paid \$30 per day while on the business of the Board. If
22 a member of the Board is concurrently employed in another post in the
23 National Government, he shall be granted leave to attend the business
24 of the Board, and shall receive his regular salary while on the
25 business of the Board.

1 Section 7. Board; Duties and functions. The Board shall have
2 the following duties and functions:

3 (1) Establish a 5-year national plan for the promotion
4 of sports and recreation programs to foster health and physical
5 fitness for citizens of all ages, and physical ability levels,
6 including the handicapped;

7 (2) As part of the 5-year plan establish a systematic
8 sequence for the renovation of existing sports and recreation
9 facilities and/or the building of new facilities in each of the States;

10 (3) Organize nationwide incremental implementation of the
11 national sports and recreation plan over a 5-year period;

12 (4) Act as the coordinating and support organization for
13 the preparation and participation of any citizens in any regional or
14 international sports competition;

15 (5) Act as the coordinating and lead organization for the
16 hosting of any regional or international sports competitions within
17 the Federated States of Micronesia;

18 (6) Call for sports and recreation program proposals which
19 may include proposals for the renovation or building of sport and
20 recreation facilities from the States;

21 (7) Prioritize and allocate funding from the Sports and
22 Recreation Fund for the implementation of the 5-year plan, for
23 carrying out national sports and recreation programs and activities,
24 for the renovation and building of new sports and recreation
25 facilities, for the funding of State sports and recreation proposals,

1 and for other purposes set forth in this act; and

2 (8) Apply for grants, awards, appropriations from the
3 States or other funds from outside sources to be used for the purposes
4 set forth in this act.

5 Section 8. Sports and Recreation Revolving Fund.

6 (1) There is hereby created and established a Sports and
7 Recreation Revolving Fund, hereinafter referred to as the "Fund,"
8 which shall be separate and apart from the General Fund of the
9 Federated States of Micronesia and all other funds.

10 (2) The purpose of the Fund is to establish an ongoing
11 revolving fund to allow any appropriations, grants, awards, or any
12 other funds obtained by, or on behalf of, the Sports and Recreation
13 Board to be used for the purpose of funding sports and recreation
14 programs and activities, implement the national sports and recreation
15 plan, carry out the renovation or building of sports and recreational
16 facilities, fund State proposals, or provide support for any other
17 sports and recreation activities to carry out the purposes of this act.

18 (3) All future appropriations made for the purpose of
19 carrying out the purposes of this act, and any other monies raised or
20 received by, or on behalf of the Board by grant, award, or any other
21 source, shall be deposited in the Fund. Any unexpended monies in this
22 Fund shall not revert to the General Fund nor lapse at the end of
23 the fiscal year.

24 (4) The Fund shall be administered by the Sports and
25 Recreation Board. The chairman of the Sports and Recreation Board

1 shall, not later than 30 days after the close of each governmental
2 fiscal year, submit to the Attorney General a complete report of the
3 activities and condition of the Fund for the fiscal year just
4 completed. The Attorney General shall, within 30 days of receipt
5 of the report from the chairman, forward the report to the President
6 and the Congress of the Federated States of Micronesia.

7 (5) The Public Auditor shall audit the Fund at such times
8 as the Public Auditor deems appropriate.

9 Section 9. Appropriation. The sum of \$250,000, or so much
10 thereof as may be necessary, is hereby appropriated from the General
11 Fund of the Federated States of Micronesia for the fiscal year
12 ending September 30, 1989, to be deposited into the Sports and
13 Recreation Revolving Fund to be expended for the purposes set forth in
14 this act.

15 Section 10. Authorization. The sum of \$250,000, or so much
16 thereof as may be necessary, is hereby authorized to be appropriated
17 from the General Fund of the Federated States of Micronesia for
18 each fiscal year commencing 1990 through 1993, to be deposited into
19 the Sports and Recreation Revolving Fund to be expended only for
20 the purposes set forth in this act.

21 Section 11. Management of funds and lapse date. All funds
22 appropriated by this act shall be allotted, managed, administered, and
23 accounted for in accordance with applicable law, including, but not
24 limited to, the Financial Management Act of 1979. The allottee
25 shall be the chairman of the Sports and Recreation Board who shall

1 be responsible for ensuring that these funds, or so much thereof
2 as may be necessary, are used solely for the purposes set forth
3 in this act, and that no obligations are incurred in excess of the
4 sum appropriated. The authority of the allottee to obligate funds
5 appropriated by this act shall not lapse.

6 Section 12. Effective date. This act shall become law upon
7 approval by the President of the Federated States of Micronesia or
8 upon its becoming law without such approval.

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10 Date: May 16, 1989

Introduced by: Leo Falcam
Leo Falcam

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