

A BILL FOR AN ACT

To further amend Public Law No. 12-50, as amended and restated by Public Law No. 12-53 and amended by Public Law No. 12-74, by amending section 13 thereof to reallocate certain post-secondary educational assistance funds appropriated to Yap State, by amending section 16 thereof to change the allottee for a portion of such funds, and for other purposes.

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

1           Section 1. Section 13 of Public Law No. 12-50, as amended  
2 and restated by Public Law No. 12-53 and amended by Public Law No.  
3 12-74, is hereby further amended to read as follows:

4           "Section 13. Capital and Human Resource Development.

5           The sum of \$12,382,572, or so much thereof as may be  
6 necessary, is hereby appropriated from the General Fund  
7 of the Federated States of Micronesia for the fiscal  
8 year ending September 30, 2003, for capital improvement,  
9 development programs and projects and human resource  
10 development. The sum appropriated under this section  
11 shall be apportioned as follows:

12           (1) College of Micronesia - FSM

13                   (a) Operations of the College of  
14 Micronesia-FSM, including planning, construction  
15 of new facilities and maintenance of the  
16 newly completed multi-purpose gymnasium ....       3,220,000

17                   (b) Student assistance for tuition

1 and housing to be deemed to come from section  
 2 216(a) (3) of the Compact of Free Association  
 3 PROVIDED that only students maintaining  
 4 a passing grade point average will be eligible  
 5 to receive these grants .....\$ 475,000

6 (c) COM-FSM National Campus Standby  
 7 Generator ..... -0-

8 (d) COM-FSM National Campus Well  
 9 Drilling to be deemed to come from the  
 10 capital account funds available under  
 11 section 211 of the Compact of Free  
 12 Association ..... 30,000

13 (e) FSM Fisheries and Maritime  
 14 Institute ..... 700,000

15 (2) Post-Secondary Educational Assistance to  
 16 be deemed to come from section 216(a) (3) of the  
 17 Compact of Free Association

18 (a) Kosrae State ..... 283,411  
 19 (b) Pohnpei State ..... 639,693  
 20 (c) Chuuk State

21 (i) GPA-based Scholarships,  
 22 PROVIDED THAT the Department of Finance and  
 23 Administration of the Federated States of  
 24 Micronesia office in Chuuk shall issue any  
 25 funds directly to the respective

1	scholarship recipient .....	140,000
2	(ii) Grants, PROVIDED THAT the	
3	Department of Finance and Administration	
4	of the Federated States of Micronesia	
5	office in Chuuk shall issue any funds	
6	directly to the respective grant recipient \$	773,886
7	(d) Yap State [ <del>.....</del> ]	<del>357,210</del> ]
8	<u>(i) Post-Secondary Educational</u>	
9	<u>assistance .....</u>	<u>262,210</u>
10	<u>(ii) Scholarship grants for Yapese</u>	
11	<u>students, PROVIDED THAT only students maintaining</u>	
12	<u>a grade point average of 3.0 or higher shall</u>	
13	<u>be eligible to receive these grants .....</u>	<u>95,000</u>
14	(e) Graduate Scholarship - All States	100
15	(3) National Staff Upgrading to be deemed	
16	to come from the capital account funds	
17	available under section 211 of the Compact of	
18	Free Association .....	50,000
19	(4) President's Office Expansion and	
20	Security .....	-0-
21	(5) FSM Visitors Bureau to be deemed to	
22	come from the capital account funds available	
23	under section 211 of the Compact of Free	
24	Association .....	378,000
25	(6) FSM Development Bank - Business	

1           Development Loan Program to be deemed to come  
2           from the capital account funds available  
3           under section 211 of the Compact of  
4           Free Association .....\$       1,000,000

5           (7) FSM Trust Fund - Account 'S', of which  
6           \$709,640 shall be deemed to come from capital  
7           account funds available under section 211,  
8           \$130,506 shall be deemed to come from funds  
9           available under section 214(b), \$1,094,573  
10          shall be deemed to come from funds available  
11          under section 215(a)(2), \$8,000 shall be  
12          deemed to come from funds available under  
13          section 215(b)(2) and \$346,462 shall be  
14          deemed to come from funds available under  
15          section 221(b) of the Compact of Free  
16          Association .....       3,000,000

17          (8) FSM Household Income and Expenditure  
18          Survey .....               -0-

19          (9) M.S. Caroline Voyager Dry-docking to  
20          be deemed to come from the capital account  
21          funds available under section 211 of the  
22          Compact of Free Association .....       510,000

23          (10) FSM Capital Water Well Renovation to  
24          be deemed to come from the capital account  
25          funds available under section 211 of the

1	Compact of Free Association .....	225,000
2	(11) EMPAT Phase III, \$64,000 of which	
3	shall be deemed to come from funds available	
4	under section 216(a) (3) of the Compact of Free	
5	Association .....\$	117,703
6	(12) 3 <sup>rd</sup> Convention of the FSM Coastal	
7	Fisheries Consortium .....	12,239
8	(13) FSM Capitol Complex Infrastructure	
9	Program .....	-0-
10	(14) FSM Public Defender Office Expansion	
11	(Pohnpei Office) to be deemed to come from the	
12	capital account funds available under section	
13	211 of the Compact of Free Association .....	45,000
14	(15) FSM Judiciary Branch Office Renovation	
15	(Chuuk and Yap) to be deemed to come from the	
16	capital account funds available under section	
17	211 of the Compact of Free Association .....	73,430
18	(16) Public Auditor's Office Construction	
19	to be deemed to come from the capital account	
20	funds available under section 211 of the	
21	Compact of Free Association .....	80,000
22	(17) Outer Island Airport Projects to be	
23	deemed to come from the capital account	
24	funds available under section 211 of the	
25	Compact of Free Association:	

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1	(a) Ta Airport .....	52,000
2	(b) Houk Airport .....	\$ 120,000"

3 Section 2. Section 16 of Public Law No. 12-50, as amended by Public  
4 "Section 16. Allotment and management of funds and  
5 lapse date.

6 (1) *General Provisions.*

7 (a) All funds appropriated by this act shall be  
8 allotted, managed, administered, and accounted for in  
9 accordance with applicable law, including, but not  
10 limited to, the Financial Management Act of 1979;

11 (b) The allottees shall be responsible for  
12 ensuring that these funds, or so much thereof as may be  
13 necessary, are used solely for the purposes specified in  
14 this act, and that no obligations are incurred in excess  
15 of the sum appropriated.

16 (2) *Allottees.* The allottees of the funds  
17 appropriated by this act are as follows:

18 (a) section 2 - the allottee of these funds shall  
19 be the President of the Federated States of Micronesia;

20 (b) section 3 - the allottee of these funds shall  
21 be the Speaker of the Congress of the Federated States  
22 of Micronesia;

23 (c) section 4 - the allottee of these funds shall  
24 be the Chief Justice of the Supreme Court of the  
25 Federated States of Micronesia;

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1                   (d) section 5 - the allottee of these funds shall  
2                   be the Public Auditor of the Federated States of  
3                   Micronesia;

4                   (e) section 6 through 13 - the allottee of these  
5                   funds shall be the President of the Federated States of  
6                   Micronesia; EXCEPT THAT for the following subsections of  
7                   section 6 through 13 of this act, the allottees shall  
8                   be:

9                   (i) section 8, subsection (5) - the allottee  
10                  of these funds shall be the President of the Federated  
11                  States of Micronesia;

12                  (ii) section 8, subsection (8)(a) through  
13                  (8)(d) - the allottee of these funds shall be Chief  
14                  Justice of the respective state;

15                  (iii) section 13, subsection (1)(a) through  
16                  (1)(d) - the allottee of these funds shall be the  
17                  President of the College of Micronesia-FSM;

18                  (iv) section 13, subsection (2)(a) through  
19                  (2)(d) - the allottee of these funds shall be the  
20                  Governor of the respective state, EXCEPT THAT the  
21                  allottee for funds allocated to Chuuk State under  
22                  subsection (2)(c) shall be the Chuuk State Commission on  
23                  Improvement Projects and the allottee for funds  
24                  allocated to Yap State under subsection (2)(d)(ii) shall  
25                  be the President of the Federated States of Micronesia;

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and

(v) Section 13, subsection (15) - the allottee of these funds shall be the Chief Justice of the Supreme Court of the Federated States of Micronesia.

(3) *Lapse Dates.* The authority of the allottees to obligate funds appropriated by this act shall lapse as of September 30, 2003, EXCEPT that funds appropriated under section 13 of this act shall not lapse."

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

Date: \_\_\_\_\_ Introduced by: \_\_\_\_\_  
Isaac V. Figir



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