

A BILL FOR AN ACT

To appropriate the sum of \$31,447,701 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2006, for the purpose of funding the operations of all branches of the National Government of the Federated States of Micronesia, its agencies, various programs, grants, subsidies and contributions; to establish a capital and human resource development budget, and for other purposes.

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

1 Section 1. Appropriation. There is hereby appropriated from
2 the General Fund of the Federated States of Micronesia the sum of
3 \$31,447,701, or so much thereof as many be necessary, for the
4 purpose of funding the operations of all branches of the National
5 Government of the Federated States of Micronesia, its agencies,
6 various programs, grants, subsidies and contributions and capital
7 and human resource development programs of the National Government
8 of the Federated States of Micronesia for the fiscal year ending
9 September 30, 2006. The sum appropriated herein shall be
10 apportioned as follows:

11 Section 2. Operating expenses of the Executive Branch. The
12 sum of \$14,130,970 or so much thereof as may be necessary, is
13 hereby appropriated from the General Fund of the Federated States
14 of Micronesia for the fiscal year ending September 30, 2006, for
15 the purpose of funding the operations of the Executive Branch of
16 the National Government during fiscal year 2006. The sum
17 appropriated by this section shall be apportioned as follows:

18 (1) Office of the President.

1 \$696,669, or so much thereof as may be necessary,
 2 for the operations of the Office of the President during
 3 fiscal year 2006. The sum appropriated herein shall be
 4 apportioned as follows:

5	Personnel	\$	301,405
6	Travel		163,964
7	Contractual Services		130,000
8	OCE		86,300
9	Fixed Assets		15,000

10 (2) Department of Foreign Affairs.

11 \$3,429,263, or so much thereof as may be
 12 necessary, for the operations of the Department of
 13 Foreign Affairs during fiscal year 2006. The sum
 14 appropriated herein shall be apportioned as follows:

15	Personnel	\$	1,170,385
16	Travel		225,485
17	Contractual Services		1,765,647
18	OCE		267,746
19	Fixed Assets		-0-

20 (3) Department of Finance and Administration

21 \$2,491,461, or so much thereof as may be
 22 necessary, for the operations of the Department of
 23 Finance and Administration during fiscal year 2006. The
 24 sum appropriated herein shall be apportioned as follows:

25	Personnel	\$	1,276,461
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1	Travel	\$	204,316
2	Contractual Services		646,138
3	OCE		287,679
4	Fixed Assets		76,867

(4) Department of Economic Affairs.

\$1,090,758, or so much thereof as may be necessary, for the operations of the Department of Economic Affairs during fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

10	Personnel	\$	830,535
11	Travel		140,315
12	Contractual Services		3,309
13	OCE		106,559
14	Fixed Assets		10,000

(5) Department of Transportation, Communications and Infrastructure.

\$1,227,829, or so much thereof as may be necessary, for the operations of the Department of Transportation, Communications and Infrastructure during fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

22	Personnel	\$	440,814
23	Travel		111,969
24	Contractual Services		611,047
25	OCE		60,000

1 Fixed Assets\$ 4,000

2 (6) Department of Health, Education and Social
3 Affairs.

4 \$1,838,089, or so much thereof as may be
5 necessary, for the operations of the Department of
6 Health, Education and Social Affairs during fiscal year
7 2006. Of the total funds appropriated herein, \$359,081
8 shall be deemed to come from funds available under the
9 amended Compact for education sector, \$744,919 from the
10 health sector and \$380,474 from the supplemental
11 education grant (SEG). The sum appropriated herein
12 shall be apportioned as follows:

13	Personnel	\$ 936,032
14	Travel	439,666
15	Contractual Services	201,387
16	OCE	254,461
17	Fixed Assets	6,700

18 (7) Department of Justice.

19 \$2,709,750, or so much thereof as may be
20 necessary, for the operations of the Department of
21 Justice during fiscal year 2006. The sum appropriated
22 herein shall be apportioned as follows:

23	Personnel	\$ 1,797,660
24	Travel	150,344
25	Contractual Services	200,061

1	OCE	548,185
2	Fixed Assets	\$ 13,500

(8) Office of the Public Defender.

\$647,151, or so much thereof as may be necessary, for the operations of the Department of Public Defender during fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

8	Personnel	\$ 436,915
9	Travel	130,000
10	Contractual Services	39,486
11	OCE	37,700
12	Fixed Assets	3,050

Section 3. Operating expenses of the Legislative Branch.

The sum of \$3,171,644, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2006, for the operations of the Legislative Branch of the National Government during fiscal year 2006. The sum appropriated by this section shall be apportioned as follows:

(1) Speaker and Members.

\$1,539,657, or so much thereof as may be necessary, for the operations of the Office of the Speaker and Members of the Congress of the Federated States of Micronesia during fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

1	Personnel	\$	415,290
2	Travel	\$	508,767
3	Contractual Services		560,800
4	OCE		54,800
5	Fixed Assets		-0-

6 (2) Staff Offices.

7 \$1,211,987, or so much thereof as may be
8 necessary, for the operations of the Congress staff
9 offices during fiscal year 2006. The sum appropriated
10 herein shall be apportioned as follows:

11	Personnel	\$	762,687
12	Travel		130,500
13	Contractual Services		142,500
14	OCE		129,340
15	Fixed Assets		46,960

16 (3) Congress Delegation Offices.

17 \$420,000, or so much thereof as may be necessary,
18 for the operations of the Congress delegation offices
19 during fiscal year 2006. The sum appropriated herein
20 shall be apportioned as follows:

21	(i) Kosrae Delegation Office	\$	60,000
22	(ii) Pohnpei Delegation Office		120,000
23	(iii) Chuuk Delegation Office		180,000
24	(iv) Yap Delegation Office		60,000

25 Section 4. Operating Expenses of the National Judiciary

1 Branch. The sum of \$1,191,409, 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
 4 September 30, 2006, for the operations of the Judiciary Branch of
 5 the National Government during fiscal year 2006. The sum
 6 appropriated by this section shall be apportioned as follows:

7	Personnel	\$ 705,901
8	Travel	165,371
9	Contractual Services	126,900
10	OCE	165,748
11	Fixed Assets	27,489

12 Section 5. Operating Expenses of the Public Auditor Office.

13 The sum of \$607,835, or so much thereof as may be necessary, is
 14 hereby appropriated from the General Fund of the Federated States
 15 of Micronesia for the fiscal year ending September 30, 2006, for
 16 the operations of the National Office of the Public Auditor. The
 17 sum appropriated by this section shall be apportioned as follows:

18	Personnel	\$ 354,176
19	Travel	126,659
20	Contractual Services	52,200
21	OCE	62,800
22	Fixed Assets	12,000

23 Section 6. Operating Expenses of agencies of the National

24 Government. The sum of \$1,494,940, or so much thereof as may be
 25 necessary, is hereby appropriated from the General Fund of the

1 Federated States of Micronesia for the fiscal year ending
2 September 30, 2006, for the operations of the following boards,
3 commissions and agencies during fiscal year 2006. The sum
4 appropriated by this section shall be apportioned as follows:

5 (1) National Oceanic Resource Management Authority
6 (NORMA).

7 \$379,806, or so much thereof as may be necessary,
8 for the operations of NORMA during fiscal year 2006.
9 The sum appropriated herein shall be apportioned as
10 follows:

11	Personnel	\$	192,506
12	Travel		50,000
13	Contractual Services		98,900
14	OCE		38,400
15	Fixed Assets		-0-

16 (2) Board of Regents (COM-FSM).

17 \$84,460, or so much thereof as may be necessary,
18 for the operations of the Board of Regents, COM-FSM
19 during fiscal year 2006. The sum appropriated herein
20 shall be apportioned as follows:

21	Personnel	\$	-0-
22	Travel		45,460
23	Contractual Services		12,000
24	OCE		27,000
25	Fixed Assets		-0-

(3) Coconut Development Authority (CDA).

\$125,600, or so much thereof as may be necessary,
for the operations of the Coconut Development Authority
during fiscal year 2006. The sum appropriated herein
shall be apportioned as follows:

Personnel	\$	68,471
Travel		10,469
Contractual Services		22,160
OCE		9,500
Fixed Assets		15,000

(4) FSM Banking Board.

\$128,751, or so much thereof as may be necessary,
for the operations of the FSM Banking Board during
fiscal year 2006. The sum appropriated herein shall be
apportioned as follows:

Personnel	\$	67,949
Travel		20,106
Contractual Services		15,700
OCE		21,996
Fixed Assets		3,000

(5) FSM Postal Services.

\$626,353, or so much thereof as may be necessary,
for the operations of the National Postal Services
during fiscal year 2006. The sum appropriated herein
shall be apportioned as follows:

1	Personnel	\$	402,488
2	Travel		40,692
3	Contractual Services	\$	98,273
4	OCE		84,900
5	Fixed Assets		-0-

(6) National Fisheries Corporation (NFC).

\$150,000, or so much thereof as may be necessary, for the operations of the National Fisheries Corporation during fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

11	NFC operations subsidy	\$	50,000
12	Air freight subsidy		100,000

Section 7. Special Programs. The sum of \$475,056, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2006, for the following special programs during fiscal year 2006. The sum appropriated by this section shall be apportioned as follows:

(1) FSM Aquaculture Center.

\$88,414, or so much thereof as may be necessary, for the operations of the FSM Aquaculture Center during fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

24	Personnel	\$	38,617
25	Travel		11,534

1	Contractual Services	14,874
2	OCE	23,389
3	Fixed Assets\$	-0-

(2) Office of the National Election Director.

\$305,807, or so much thereof as may be necessary, for the operations of the National Election Director's Office during fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

9	Personnel\$	180,081
10	Travel	13,326
11	Contractual Services	27,100
12	OCE	37,800
13	Fixed Assets	47,500

(3) National Authorizing Committee (ACP/EU.

\$15,000, or so much thereof as may be necessary, for the operations of the National Authorizing Committee (ACP/EU) during fiscal year 2006. All funds appropriated herein shall be expended for travel.

(4) Compact Implementation Task Force Secretariat.

\$65,835, or so much thereof as may be necessary, for the operations of the Compact Implementation Task Force Secretariat during fiscal year 2006. The sum appropriated herein shall be apportioned as follows:

24	Personnel\$	45,835
25	Travel	10,000

1	Contractual Services	-0-
2	OCE	10,000
3	Fixed Assets\$	-0-

4 Section 8. Grants, Subsidies and Contributions. The sum of
5 \$2,617,353, 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, 2006, for the
8 following grants, subsidies and contributions during fiscal year
9 2006. The sum appropriated by this section shall be apportioned
10 as follows:

- 11 (1) Department of Foreign Affairs
- 12 (a) Pacific Islands Forum
- 13 Secretariat\$ 40,000
- 14 (b) Secretariat for the Pacific
- 15 Community (SPC) 17,000
- 16 (c) UN and Specialized Agencies (UN) 60,000
- 17 (d) UN Economic and Social Commission
- 18 for Asia and the Pacific (ESCAP) 5,000
- 19 (e) East-West Center 5,000

- 20 (2) Department of Finance and Administration.
- 21 (a) National Authorizing Committee
- 22 (ACP/EU) 8,000

- 23 (3) Department of Economic Affairs
- 24 (a) Pacific Islands Development
- 25 Program 15,000

1	(b) Forum Fisheries Agency (FFA)	21,000
2	(c) UN Development Program	3,000
3	(d) Coordinating Committee for	
4	Offshore Minerals Prospecting (SOPAC) \$	40,000
5	(e) Pacific Asia Travel Association .	5,000
6	(f) UN Environmental Program (UNEP) .	600
7	(g) Western Forestry	
8	Leadership Coalition	500
9	(h) Seaframe Program	7,500
10	(i) Food Agriculture Organization (FAO)	4,700
11	(j) (FA/TCP Matching	28,800
12	(k) National Environmental	
13	Speech Contest	15,000
14	(l) 3 rd Convention (Fisheries Consortium)	13,558
15	(4) <u>Department of Health, Education and Social Affairs</u>	
16	(a) UN Fund for Population	
17	Activity (UNFPA)	3,000
18	(b) South Pacific Regional	
19	Environmental Program (SPREP)	7,375
20	(c) Aid to Non-Public Schools	300,000
21	(d) Financial Assistance to FSM Students	
22	attending College of Marshalls and Palau	
23	Community College	50,000
24	(e) World Health Organization (WHO) .	41,385
25	(f) National Board of Nursing	20,000

1	(g) Pacific Islands Health		
2	Officers Association	20,000	
3	(h) National Close-Up Local Program \$	64,000	
4	(i) FSM Amateur Sports Association ..	20,000	
5	(j) College of Micronesia Board (COM)		5,0
6	(k) Association of Territorial		
7	Health Organization	2,000	
8	(l) FSM Red Cross	64,000	
9	(m) UNESCO	4,000	
10	(5) <u>Department of Transportation,</u>		
11	<u>Communications and Infrastructure</u>		
12	(a) Asia-Pacific Telecommunity (APT)	7,640	
13	(b) International Telecommunications		
14	Union (ITU)	55,000	
15	(c) International Civil Aviation		
16	Organization	28,050	
17	(d) Micronesian Shipping Commission .	10,000	
18	(e) FSM Capital Energy/Utilities	300,000	
19	(6) <u>Coconut Development Authority (CDA)</u>		
20	(a) Copra Subsidy	75,000	
21	(b) Asia Pacific Coconut Community (APCC)	15,500	
22	(7) <u>Other Grants, Subsidies and Contributions</u>		
23	(a) Kosrae Judiciary subsidy	25,000	
24	(b) Pohnpei Judiciary subsidy	35,000	
25	(c) Chuuk Judiciary subsidy	35,000	

1	(d) Yap Judiciary subsidy	25,000
2	(e) COM Treaty Obligations	25,000
3	(f) Micronesian Legal Services	
4	Corporation	\$ 150,000
5	(g) States Joint Law Enforcement	150,000
6	(h) School Textbook Purchase, PROVIDED THAT funds	
7	appropriated herein shall be deemed to come from funds	
8	available under the amended Compact for Supplemental	
9	Education Grant (SEG)	574,745
10	(i) Tuna Commission Membership	16,000
11	(j) Disaster Assistance Emergency	
12	Fund (DAEF) Matching	200,000

13 Section 9. Capital and Human Resource Development. The sum
14 of \$7,758,464, or so much thereof as may be necessary, is hereby
15 appropriated from the General Fund of the Federated States of
16 Micronesia for the fiscal year ending September 30, 2006, for the
17 following capital improvements, development programs and projects
18 and human resource development. The sum appropriated by this
19 section shall be apportioned as follows:

20 (1) College of Micronesia-FSM.
21 \$6,470,268, or so much thereof as may be
22 necessary, for the operations, programs and projects of
23 the College during fiscal year 2006. The sum
24 appropriated herein shall be apportioned as follows:

25 (a) COM-FSM operations, PROVIDED THAT all funds

1 appropriated herein shall be deemed to come from funds
2 available under the amended Compact for
3 education sector\$ 3,800,000

4 (b) Students scholarship, PROVIDED THAT all funds
5 appropriated herein shall be deemed to come from funds
6 available under the amended Compact for Supplemental
7 Education Grant (SEG) 300,000

8 (c) Fisheries and Maritime Institute 600,000

9 (d) SEOG and Work Study Programs, PROVIDED THAT
10 all funds appropriated herein shall be deemed to come
11 from funds available under the amended Compact for
12 Supplemental Education Grant (SEG) 270,268

13 (e) COM-FSM State Campus Facility Improvement,
14 PROVIDED THAT the sum appropriated herein shall be
15 deemed to come from funds available under the amended
16 Compact for Infrastructure Development sector 1,5

17 (2) Department of Foreign Affairs

18 (a) FSM Washington Embassy Renovation 150

19 (3) Department of Finance and Administration

20 (a) National Staff Upgrading 50,000

21 (4) Department of Economic Affairs

22 (a) FSM Visitor Bureau 100,000

23 (5) Department of Transportation, Communication and
24 Infrastructure

25 (a) TA Airport Pavement, PROVIDED THAT funds

1	appropriated herein shall be deemed to come from funds	
2	available under the amended Compact for Infrastructure	
3	Development sector	\$ 488,196
4	(6) <u>Department of Justice</u>	
5	(a) FSM Patrol Boat Slipping	200,000
6	(7) <u>Office of the Public Defender</u>	
7	(a) Kosrae PD Office renovation	20,000
8	(b) Pohnpei PD Office retaining wall	5,000
9	(8) <u>FSM Postal Services</u>	
10	(a) Yap Post Office renovation	50,000
11	(b) Chuuk Post Office renovation	50,000
12	(9) Infrastructure Maintenance Fund (IMF)	
13	(a) IMF	195,000

14 Section 10. Employment Ceiling. The maximum number of
 15 positions for each branch and agency of the National Government of
 16 the Federated States of Micronesia for fiscal year 2006 shall be
 17 as follows:

18	(1) Executive Branch	445
19	(2) Legislative Branch	59
20	(3) Judiciary Branch	31
21	(4) Public Auditor Office	17
22	(5) Agencies	
23	(a) National Oceanic Resource	
24	Management Authority	11
25	(b) Coconut Development Authority	4

1	(c) FSM Postal Services	38
2	(d) FSM Banking Board	4
3	(6) Special Programs	
4	(a) FSM Aquaculture Center	4
5	(b) Office of National Election	
6	Director	11
7	(c) Compact Implementation Task	
8	Force Secretariat	2
9	(d) National Authorizing Committee	
10	(ACP/EU)	0

11 Section 11. Reprogramming. Reprogramming of funds into or
12 from the personnel budget line items shall not be permitted. The
13 President may reprogram up to 10% to or from, whichever is less,
14 from the funds appropriated to each department and office in
15 section 2 (Operating expenses of the Executive Branch).
16 Programming of funds within a department or agency shall be
17 effected by the head of such department by specifying in writing
18 to the Secretary of Finance and Administration, FSM National
19 Government the accounts for which funding is either increased or
20 decreased.

21 Section 12. Allotment and management of funds and lapse
22 date.

23 (1) General Provisions.

24 (a) All funds appropriated by this act shall be
25 allotted, managed, administered and accounted for in

1 accordance with applicable law, including, but not
2 limited to, the Financial Management Act of 1979 and the
3 amended Compact of Free Association between the United
4 States Government and the Government of the Federated
5 States of Micronesia and its related agreements.

6 (b) The allottees shall be responsible for
7 ensuring that these funds, or so much thereof as may be
8 necessary, are used solely for the purpose specified in
9 this act, and that no obligations are incurred in excess
10 of the sum appropriated.

11 (2) Allottees. The allottee of the funds appropriated
12 by this act are as follows:

13 (a) Section 2 - the allottee of these funds shall
14 be the President of the Federated States of Micronesia;

15 (b) Section 3 - the allottee of these funds shall
16 be the Speaker of the Congress of the Federated States
17 of Micronesia;

18 (c) Section 4 - the allottee of these funds shall
19 be the Chief Justice of the Supreme Court of the
20 Federated States of Micronesia;

21 (d) Section 5 - the allottee of these funds shall
22 be the Public Auditor of the Federated States of
23 Micronesia;

24 (e) Section 6 through 9 - the allottee of these
25 funds shall be the President of the Federated States of

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