

A BILL FOR AN ACT

To further amend Public Law No. 11-27, as amended, by amending sections 3 and 5 thereof, to change the use and allottee of certain funds previously appropriated therein for the State of Yap, and for other purposes.

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

1 Section 1. Section 3 of Public Law No. 11-27, as amended by  
2 Public Laws Nos. 11-55, 11-65, 11-78, 12-3, 12-25 and 12-72, is  
3 hereby further amended to read as follows:

4 "Section 3. The sum of \$1,000,000, or so much thereof  
5 as may be necessary, is hereby appropriated from the  
6 General Fund of the Federated States of Micronesia for  
7 the fiscal year ending September 30, 2000, for the  
8 purpose of funding infrastructure projects, roads, and  
9 other economic and social projects and programs in the  
10 State of Yap. The funds appropriated under this section  
11 shall be apportioned as follows:

12	(1) Dugor/Bael road .....	\$ 100,000
13	(2) Gargey land development .....	-0-
14	(3) Weloy municipal office construction ..	100,000
15	(4) Deechmur, Tomil men's house project ..	50,000
16	(5) Outer island agriculture	
17	development/cultural programs .....	153,000
18	(6) Yap's social development seminars ....	25,000
19	(7) Wulu Village, Fanif power	
20	and road extension .....	\$ 25,000

1	(8) Atliw women's community project .....	20,000
2	(9) Rumuu lothog men's house project .....	50,000
3	(10) V6AI equipment purchase .....	80,000
4	(11) <u>(a)</u> Outer island infrastructure	
5	development projects including projects	
6	for outer island communities on Yap	
7	proper (matching funds) PROVIDED THAT	
8	the Department of Finance and	
9	Administration shall allot only	
10	\$50,000 of these funds until such time	
11	as the full amount is available	
12	through recovery of funds previously	
13	allotted in error ..... [ <del>262,444</del> ]	<u>242,444</u>
14	<u>(b) For payment of outstanding</u>	
15	<u>debts for Yapese students enrolled at the</u>	
16	<u>COM-FSM Institution as of September 30,</u>	
17	<u>2008 and an eligible recipient shall</u>	
18	<u>receive funding if she or he meets two</u>	
19	<u>conditions: (1) the student is currently</u>	
20	<u>enrolled at the college and (2) the</u>	
21	<u>student is maintaining a 2.00 GPA .....</u>	<u>20,000</u>
22	(12) Yap Delegation Office including	
23	Delegation Office land lease .....	17,556
24	(13) Beechial box-culvert bridge .....	30,000
25	(14) Scholarship for Yapese for graduate	

1	school studies or studies in high-priority	
2	fields, including aviation and civil	
3	engineering. Funds may be used	
4	for transportation expenses of student	
5	to or from place of study .....	\$ 40,000
6	(15) Okau village water service extension .	5,000
7	(16) Completion of Ngulu Women's House and	
8	dispensary buildings .....	5,000
9	(17) Training and participation of Outer	
10	Island athletes in regional games and Outer	
11	Island Youth Sports Programs .....	7,000
12	(18) Travel and meeting expenses for	
13	Delegation to visit the Outer Islands of Yap.	30,000"

14 Section 2. Section 5 of Public Law No. 11-27, as amended by  
 15 Public Laws Nos. 11-39, 11-55, 11-65, 11-78, 12-25, 12-29, 13-6,  
 16 13-40 and 14-39, is hereby further amended to read as follows:

17 "Section 5. Allotment and management of funds and lapse  
 18 date.

19 (1) All funds appropriated by this act shall be  
 20 allotted, managed, administered, and accounted for in  
 21 accordance with applicable law, including, but not  
 22 limited to, the Financial Management Act of 1979. The  
 23 allottee of the funds appropriated by section 1 of this  
 24 act shall be the Executive Director of the Chuuk State  
 25 Commission on Improvement Projects, or his designee and

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1 the allottee of the funds appropriated under subsection  
2 (6) of section 1 of this act shall be the Northwest  
3 Project Coordinator and PROVIDED THAT, for funds  
4 appropriated under subsection (5) of section 1 of this  
5 act, the allottee shall follow the procedures set forth  
6 in subsection (3) of this section 5. The allottee of  
7 the funds appropriated by subsection (1), subsections  
8 (3) through (10), subsection (13) and subsections (15)  
9 through (17) of section 3 of this act shall be the  
10 Governor of the State of Yap. The allottee of the funds  
11 appropriated by subsections (2) and (11) of section 3 of  
12 this act shall be the Secretary of the Department of  
13 Transportation, Communication and Infrastructure,  
14 PROVIDED THAT the allottee of funds appropriated under  
15 subsection 11(b) of section 3 of this act shall be the  
16 President of COM-FSM Institution. The allottee of the  
17 funds appropriated under subsections (12) and (18) of  
18 section 3 of this act shall be the Speaker of the  
19 Congress of the Federated States of Micronesia. The  
20 allottee of the funds appropriated by subsections (1)  
21 and subsection (3) (a), (3) (b) and (3) (d) of section 4 of  
22 this act shall be the Governor of Kosrae State. The  
23 allottee of the funds appropriated by subsection (3) (c)  
24 of section 4 of this act shall be the Chairman of the  
25 Coordination Committee of the Kosrae State 2000 Summer

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1 Youth Conference. The allottee of the funds  
2 appropriated by subsection (2) of section 4 of this act  
3 shall be the mayors of the respective municipalities.  
4 The allottee of all other funds appropriated by this act  
5 shall be the President of the Federated States of  
6 Micronesia or the President's designee. The allottees  
7 shall be responsible for ensuring that these funds, or  
8 so much there of as may be necessary, are used solely  
9 for the purpose specified in this act, and that no  
10 obligations are incurred in excess of the sum  
11 appropriated.

12 (2) The authority of the allottees to obligate funds  
13 appropriated by this act shall not lapse.

14 (3) Prior to any obligation or disbursement of funds  
15 appropriated under subsection (5) of section 1 of this  
16 act, the allottee shall, by written notice to the mayor  
17 of each municipality in Election District No. 4 of Chuuk  
18 State, inform each municipality of the amount of funds  
19 available for allotment in Election District No. 4 and  
20 invite requests for project funding from each  
21 municipality. Not less than thirty (30) days nor more  
22 than sixty (60) days after delivering such notice, the  
23 allottee shall convene and chair a panel consisting of  
24 all the Mayors of Election District No. 4 or their  
25 designees, who shall review the requests for project

1 funding and determine, by majority vote, which  
2 project(s) shall be recommended to the allottee for  
3 funding. The allottee shall not have a vote except in  
4 the event of a tie. In the event of a tie, the  
5 Executive Director of the allottee, or his designee  
6 shall cast the deciding vote. The allottee's designee  
7 shall not be a resident or former resident of Election  
8 District No. 4. Subject to relevant law and  
9 regulations, the allottee shall follow the  
10 recommendations of the panel."

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

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15 Date: 9/18/08

Introduced by: /s/ Joseph J. Urusemal  
Joseph J. Urusemal

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