

AN ACT

To amend Public Law No. 10-119, by amending section 11, for the purpose of reapportioning certain funds appropriated for programs in Chuuk State, and by amending section 16, for the purpose of correcting a technical error in the lapsing provisions to reflect Congress's intent that the funds for National Law Day shall not lapse, to change the allottee of Pohnpei State Rural Development funds from the Community Development Manager to the President of the Federated States of Micronesia, and for other purposes.

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

Section 1. Section 11 of Public Law No. 10-119 is hereby amended to read as follows:

"Section 11. Other National Government programs, grants, subsidies, contributions, and refunds. The sum of \$4,505,184, 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, 1999, for special programs, grants, subsidies, contributions, and refunds of the National Government of the Federated States of Micronesia during fiscal year 1999. The sum appropriated by this section shall be apportioned as follows:

(1) Special programs:

- (a) FSM Aquaculture Center \$ 120,400
- (b) Joint Committee on Compact Economic

Negotiations (JCN)

- (i) Wages and salaries of JCN personnel, none of which may be used to pay claims for overtime compensation 191,600
- (ii) Housing allowances 10,500
- (iii) Travel 60,068
- (iv) Contractual services
 - a) Retainer fees 150,000
 - b) Representation 20,000
- (v) Other current expenditures
 - a) Communications \$ 25,000
 - b) Consumable goods 10,000
- (vi) Fixed assets
 - a) Office furniture and equipment 2,000

b) Computers, scanners, modems, and other equipment needed to facilitate e-mail communications and electronic transmission of documents	8,000
(c) National Government Employees	
Early Retirement Fund	896,506
(2) Subsidies and contributions:	
(a) Forum Secretariat	35,000
(b) Pacific Island Development Program	15,000
(c) The Pacific Community (formerly SPC)	30,000
(d) South Pacific Regional Environmental Program (SPREP)	7,375
(e) United Nations Economic and Social Commission for Asia and the Pacific (ESCAP)	5,000
(f) Forum Fisheries Agency (FFA)	21,000
(g) United Nations Development Program (UNDP)	3,000
(h) United Nations Fund for Population Activity (UNFPA)	3,000
(i) United Nations Membership Fee for the FSM (UN)	180,000
(j) East West Center	10,000
(k) Pacific Asian Travel Association	\$ 5,000
(l) Coordinating Committee for Offshore Minerals Prospecting (South Pacific)	8,000
(m) Micronesian Legal Services Corporation (MLSC)	150,000
(n) International Civil Aviation Organization (ICAO)	28,050
(o) State Joint Law Enforcement	

(i) Kosrae	70,000
(ii) Pohnpei	140,000
(iii) Chuuk	160,000
(iv) Yap	90,000
(p) Aid to Non-public Schools	400,000
(q) BYRD Scholarship Program	15,000
(r) Financial Assistance for Students Studying at CMI and PCC	50,000
(s) State judiciaries	
(i) Kosrae	
a) Unrestricted	50,000
b) Law school scholarships	15,000
(ii) Pohnpei	
a) Unrestricted	83,000
b) Law school scholarships	7,000
(iii) Chuuk	
a) Unrestricted	80,000
b) Law school scholarships	\$ 10,000
(iv) Yap	
a) Unrestricted	55,000
b) Law school scholarships	15,000
(t) Continental Airlines Scholarship	35,000
(u) Copra Subsidy	200,000
(v) World Health Organization (WHO).....	41,385
(w) COM Treaty Obligation	25,000
(x) Micronesia Maritime Fisheries Academy (MMFA)	150,000
(y) Asia Pacific Telecommunity (APT).....	9,000

(z) Plant Protection Program.....	60,000
(aa) National Board of Nursing	38,000
(bb) International Telecommunication Union (ITU)	49,800
(cc) Pacific Islands Health Officer Associations (PIHOA).....	50,000
(dd) Asian Pacific Coconut Community	15,500
(ee) National Close Up Local Program.....	61,000
(ff) FSM Amateur Sports Association	35,000
(gg) National Elections	100,000
(hh) Rural Development (USDA)	
(i) Pohnpei	185,000
(ii) Chuuk	
a) Technical and support staff cost only (no travel, no regular staff salary, no overtime, and no purchase of vehicle)	\$ 73,000
b) Chuuk Housing Authority	25,000
(iii) Kosrae	
a) General subsidy	68,000
b) Direct link/USDA.....	15,000
(iv) Yap.....	35,000"

Section 2. Section 16 of Public Law No. 10-119 is hereby amended to read as follows:

"Section 16. Allotment and management of funds and lapse date.

(1) All funds appropriated by this act shall be allotted, managed, administered, and accounted for in accordance with applicable law, including, but not limited to, the Financial Management Act of 1979; PROVIDED, however, that the funds appropriated to Chuuk State under subsection (3) of section 10 of this act shall be retained in the General Fund of the Federated States of Micronesia until a scholarship recipient is identified to the President or the President's designee, at

which time scholarship funds in the amount of the scholarship award shall be disbursed directly to the educational institution in the form of a two-party check payable to both the scholarship recipient and the educational institution he or she is attending; and PROVIDED FURTHER, that the allottees of the funds appropriated under section 6(1), (2), and (3) of this act shall be, respectively, the President of the Federated States of Micronesia, the Speaker of the Congress of the Federated States of Micronesia, and the Chief Justice of the Supreme Court of the Federated States of Micronesia; and PROVIDED FURTHER, that the allottee of the funds appropriated under section 7 of this act shall be the Secretary of the Department of Transportation, Communication and Infrastructure; and PROVIDED FURTHER, that the allottees of the funds appropriated under subsection (2)(o) of section 11 of this act shall be the Governors of the respective States, and no funds appropriated under subsection (2)(o) of section 11 of this act shall be disbursed from the General Fund to the allottees unless the President certifies that the State involved has entered into a joint law enforcement agreement for the period of October 1, 1998, to September 30, 1999, with the National Government pursuant to chapter 12 of title 12 of the Code of the Federated States of Micronesia; and PROVIDED FURTHER, that the allottees of the funds appropriated under subsection (2)(hh)(ii)a), (iii) and (iv) of section 11 of this act shall be the Community Development Managers of Rural Development of the respective States. Funds appropriated under subsection (2)(hh)(ii)a), (iii) and (iv) of section 11 of this act shall not be disbursed to a State's Community Development Manager if he fails to submit to the Speaker of Congress and to the President detailed, quarterly financial statements regarding his office's operations, or if he fails to comply with the Financial Management Act of 1979; and PROVIDED FURTHER, that the allottee of funds appropriated under subsection (2)(hh)(ii)b) of section 11 of this act shall be the Executive Director of the Chuuk Housing Authority; and PROVIDED FURTHER, that the allottees of the funds appropriated under subsection (2)(s) of

section 11 of this act shall be the Chief Justices of the respective States; and PROVIDED FURTHER, that the allottee of the funds appropriated under subsection (1) of section 13 shall be the Personnel Officer of the Division of Personnel Administration. Each allottee shall be responsible for ensuring that these funds, or so much thereof as may be necessary, are used solely for the purpose specified in this act, and that no obligations are incurred in excess of the sum appropriated.

(2) Allotments shall not exceed the following percentages of the funds appropriated under sections 5(3), 5(6), 7, 9(1), and 13(5) of this act:

- (a) thirty percent of the appropriation before January 1, 1999;
- (b) fifty percent of the appropriation before April 1, 1999;
- (c) eighty percent of the appropriation before July 1, 1999.

(3) The authority of the allottees to obligate funds appropriated by this act shall lapse as of September 30, 1999; PROVIDED, however, that the authority of the allottees to obligate funds appropriated by sections 3(4), 7, 9, 10, and 13 shall not lapse; and PROVIDED FURTHER, that the authority of the allottee to obligate funds appropriated by section 13(4) shall lapse as of September 30, 2000."

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.

_____, 1998

Jacob Nena
President
Federated States of Micronesia

