

AN ACT

To further amend Public Law No. 13-46, as amended, by amending sections 2, 3, 4, 5, 7, 8, and 9 thereof for the purpose of appropriating an additional sum of \$1,213,062 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2005, by repealing section 10, by amending section 12, and for the other purposes.

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

1 Section 1. Section 2 of Public Law No. 13-46, as amended by
2 Public Law No. 13-62, is hereby further amended to read as
3 follows:

4 "Section 2. Operating expenses of the Executive
5 Branch. The sum of \$13,681,522, or so much thereof as
6 may be necessary, is hereby appropriated from the
7 General Fund of the Federated States of Micronesia for
8 the fiscal year ending September 30, 2005, for the
9 operations of the Executive Branch of the National
10 Government during fiscal year 2005. The sum
11 appropriated by this section shall be apportioned as
12 follows:

13 (1) Office of the President
14 \$670,864, for the activities set forth in the
15 performance budget pages 1 through 2 of the budget
16 book. Of the funds appropriated, \$35,000 shall be
17 deemed to come from carryover funds available under
18 section 215(a)(2) of Compact I for communications.

1 (2) Department of Foreign Affairs
2 \$3,397,792, for the activities set forth in the
3 performance budget pages 20 through 24 of the budget
4 book. Of the funds appropriated, \$141,800 shall be
5 deemed to come from carryover funds available under
6 section 215(a) (2) of Compact I for communications.

7 (3) Department of Finance and Administration
8 \$2,805,932, for the activities set forth in the
9 performance budget pages 73 through 77 of the budget
10 book, provided that \$500,000 of this amount shall be
11 used to fund a portion of the deficit recorded by the
12 National Government at the close of fiscal year 2003,
13 and further provided that said sum shall not be applied
14 to the deficit until the Department has reported to
15 Congress under oath as to the accounts in deficit, the
16 amount of the deficit in each account, and the
17 account(s) to which the \$500,000 will be applied. Of
18 the funds appropriated, \$46,914 shall be deemed to come
19 from carryover funds available under section 215(a) (2)
20 of Compact I for communications.

21 (4) Department of Economic Affairs
22 \$1,071,353, for the activities set forth in the
23 performance budget pages 126 through 132 of the budget
24 book. Of the funds appropriated, \$29,381 shall be
25 deemed to come from carryover funds available under
26 section 215(a) (2) of Compact I for communications.

1 (5) Department of Transportation, Communication and
2 Infrastructure
3 \$1,214,922, for the activities set forth in the
4 performance budget pages 183 through 185 of the budget
5 book. Of the funds appropriated, \$20,000 shall be
6 deemed to come from carryover funds available under
7 section 215(b)(2) of Compact I for communications.

8 (6) Department of Health, Education and Social
9 Affairs
10 \$1,476,808, for a portion of the activities set forth
11 in the performance budget pages 210 through 216 of the
12 budget book. Of the total funds appropriated, \$475,200
13 shall be deemed to come from funds available under the
14 education sector of the Amended Compact, \$763,234 from
15 the health sector, and \$111,421 from the environment
16 sector.

17 (7) Department of Justice
18 \$2,382,338 for the activities set forth in the
19 performance budget pages 339 through 342 of the budget
20 book provided that no more than \$31,000 of this amount
21 may be expended on fuel oil for National Police Patrol
22 boats until the Department has submitted to Congress an
23 accounting concerning the use of fuel oil for this
24 purpose in fiscal year 2004, including a description of
25 each trip taken and the amount and cost of fuel used
26 for each trip. Of the funds appropriated, \$37,000

1 shall be deemed to come from carryover funds available
2 under section 215(b) (2) of Compact I for
3 communications, 48,480 from carryover funds available
4 under section 216(a) (1) of Compact I for Maritime
5 Surveillance, and \$47,486 from carryover funds
6 available under 216(b) of Compact I for Maritime
7 Surveillance.

8 (8) FSM Public Defender Office
9 \$661,513 for the activities set forth in the
10 performance budget pages 372 through 373 of the budget
11 book. Of the total funds appropriated, \$9,800 shall be
12 deemed to come from carryover funds available under
13 section 215(b) (2) of Compact I for communications."

14 Section 2. Section 3 of Public Law No. 13-46, as amended by
15 Public Law No. 13-62, is hereby amended to read as follows:

16 "Section 3. Operating expenses of the Legislative
17 Branch. The sum of \$3,128,077, or so much thereof as
18 may be necessary, is hereby appropriated from the
19 General Fund of the Federated States of Micronesia for
20 the fiscal year ending September 30, 2005, for the
21 operations of the Legislative Branch of the National
22 Government during the fiscal year ending September 30,
23 2005, for the operations of the Legislative Branch of
24 the National Government during fiscal year 2005, in
25 order to achieve the activities set forth in the
26 performance budget pages 380 through 381 of the budget

1 book. Of the funds appropriated, \$40,000 shall be
2 deemed to come from carryover funds available under
3 section 215(b)(2) of Compact I for communications."

4 Section 3. Section 4 of Public Law No. 13-46 is hereby
5 amended to read as follows:

6 "Section 4. Operating expenses of the National
7 Judiciary Branch. The sum of \$1,191,055, or so much
8 thereof as may be necessary, is hereby appropriated from
9 the General Fund of the Federated States of Micronesia
10 for the fiscal year ending September 30, 2005, for the
11 operations of the Judiciary Branch of the National
12 Government during fiscal year 2005 in order to achieve
13 the activities set forth in the performance budget pages
14 406 through 408 of the budget book. Of the funds
15 appropriated, \$45,000 shall be deemed to come from
16 carryover funds available under section 215(b)(2) of
17 Compact I for communications."

18 Section 4. Section 5 of Public Law No. 13-46 is hereby
19 amended to read as follows:

20 "Section 5. Operating expenses of the Public Auditor
21 Office. The sum of \$667,528, or so much thereof as may
22 be necessary, is hereby appropriated from the General
23 Fund of the Federated States of Micronesia for the
24 fiscal year ending September 30, 2005, for the
25 operations of the Office of the FSM Public Auditor
26 during fiscal year 2005 in order to achieve the

1 activities set forth in the performance budget page 417
2 of the budget book. All funds appropriated herein shall
3 be deemed to come from funds available under the
4 capacity building sector of the Amended Compact, except
5 that \$107,000 shall be funded from domestic revenues and
6 applied to the cost of the annual Single Audit."

7 Section 5. Section 7 of Public Law No. 13-46 is hereby
8 amended to read as follows:

9 "Section 7. Special Programs. The sum of \$587,949, or
10 so much thereof as may be necessary, is hereby
11 appropriated from the General Fund of the Federated
12 States of Micronesia for the fiscal year ending
13 September 30, 2005, for the following special programs
14 during fiscal year 2005. The sum appropriated by this
15 section shall be apportioned as follows:

16 (1) FSM Aquaculture Center
17 \$91,833 for the activities set forth in the performance
18 budget page 467 of the budget book. Of the funds
19 appropriated, \$5,000 shall be deemed to come from
20 carryover funds available under section 215(b)(2) of
21 Compact I for communications.

22 (2) Office of the National Election Director
23 \$481,116 for the activity set forth in the performance
24 budget page 473 of the budget book. Of the funds
25 appropriated, \$7,140 shall be deemed to come from
26 carryover funds available under section 215(b)(2) of

1 Compact I for communications.

2 (3) National Authorizing Committee (APU/EU/Cotonou
3 Agreement)
4 \$15,000, for the activity set forth in the performance
5 budget page 481 of the budget book."

6 Section 6. Section 8 of Public Law No. 13-46 is hereby
7 amended to read as follows:

8 "Section 8. Grants, Subsidies and Contributions.

9 The sum of \$2,131,253, or so much thereof as may be
10 necessary, is hereby appropriated from the General Fund
11 of the Federated States of Micronesia for the fiscal
12 year ending September 30, 2005, for the following
13 grants, subsidies and contributions during fiscal year
14 2005. The sum appropriated by this section shall be
15 apportioned as follows:

- 16 (1) Office of the President
- 17 (a) Disaster Assistance and
18 Emergency Fund Matching\$ 100,000
- 19 (2) Department of Foreign Affairs
- 20 (a) Forum Secretariat\$ 35,000
- 21 (b) The Pacific Community 17,000
- 22 (c) United Nations Economic and Social
23 Commission for Asia and the Pacific (ESCAP) 5,000
- 24 (d) United Nations Membership Fee ... 60,000
- 25 (e) East-West Center 10,000
- 26 (3) Department of Economic Affairs

1	(a) Pacific Islands Development Program	15,000
2	(b) Forum Fisheries Agency (FFA)	21,000
3	(c) United Nations Development Program	
4	(UNDP)	3,000
5	(d) Coordinating Commission for	
6	Offshore Mineral Prospecting (CCOMP)	15,000
7	(e) Pacific Asia Travel Association	
8	(PATA)	5,000
9	(f) United Nations Environmental	
10	Protection Agency (UNPA)	600
11	(g) Western Forestry Leadership Coalition	500
12	(h) Seaframe Project	1,500
13	(i) Food Agriculture Organization (FAO)	4,700
14	(j) Household and income survey	75,562
15	(4) Department of Health, Education and Social	
16	Affairs	
17	(a) United Nations Funds for	
18	Population Activity	3,000
19	(b) South Pacific Regional Environmental	
20	Program (SPREP) \$	7,375
21	(c) Aid to Non-Public Schools	300,000
22	(d) Financial Assistance for FSM Students	
23	at College of Marshall Islands (CMI) and Palau	
24	Community College (PCC), provided that all funds	
25	appropriated herein shall be deemed to come from	
26	carryover funds available under the Special Block	

1	Grant section 221(b) of Compact I for Health	
2	and Education	50,000
3	(e) World Health Organization (WHO)	
4	Membership Fee, provided that all funds	
5	appropriated herein shall be deemed to come from	
6	carryover funds available under section 216(a) (2)	
7	of Compact I for health and medical program	41,385
8	(f) National Board of Nursing, provided	
9	that funds appropriated herein shall be deemed	
10	to come from carryover funds available under the	
11	Special Block Grant section 221(b) of Compact	
12	I for Health and Education	38,000
13	(g) Pacific Islands Health Officers	
14	Association (PIHOA), provided that all funds	
15	appropriated herein shall be deemed to come	
16	from carryover funds available under	
17	section 216(a) (2) of Compact I for health	
18	and medical programs	\$ 20,000
19	(h) National Close-Up Local	
20	Program	64,000
21	(i) FSM Amateur Sports Association ..	20,000
22	(j) College of Micronesia Board,	
23	provided that all funds appropriated herein	
24	shall be deemed to come from carryover funds	
25	available under Special Block Grant section	
26	221(b) of Compact I for Health and	

1	Education	5,000
2	(k) Association of Territorial Health	
3	Association, provided that all funds	
4	appropriated herein shall be deemed to come	
5	from carryover funds available under Special	
6	Block Grant section 216(b)(2) of Compact I	
7	for health and medical programs	2,000
8	(l) FSM Red Cross, provided that all	
9	funds appropriated herein shall be deemed to	
10	come from carryover funds available under	
11	Special Block Grant section 216(a)(2) of	
12	Compact I for health and medical programs ..	64,000
13	(m) United Nation Economic and	
14	Social Cooperation (UNESCO)	13,941
15	(5) Department of Transportation,	
16	Communication and Infrastructure	
17	(a) Asia Pacific Telecommunity	7,640
18	(b) International Telecommunication	
19	Union (ITU)	55,000
20	(c) International Civil Aviation	
21	Organization	28,050
22	(d) Micronesian Shipping Commission..	-0-
23	(e) Utilities for FSM Capital, provided	
24	that of the funds appropriated herein, \$21,442	
25	shall be deemed to come from carryover funds	
26	available under Section 214(b) of Compact I	

1	for energy	300,000
2	(f) Site clearance for Tuna	
3	Commission	200,000
4	(6) Coconut Development Authority	
5	(a) Copra Subsidy.....	75,000
6	(b) Asia Pacific Coconut Community...	15,500
7	(7) Other Grants, Subsidies and Contributions	
8	(a) Kosrae Judiciary.....	37,500
9	(b) Pohnpei Judiciary.....	40,500
10	(c) Chuuk Judiciary.....	40,500
11	(d) Yap Judiciary, provided that, of	
12	this amount, \$10,000 shall be used to	
13	provide financial assistance to Yap	
14	students enrolled in law school unless	
15	there are no Yap students so enrolled	
16	during the fiscal year\$	35,000
17	(e) Micronesian Legal Services	
18	(MLSC)	150,000
19	(f) COM Treaty Obligations	25,000
20	(g) State Law Enforcement.....	100,000
21	(h) ACP/EU Membership Fee	8,000
22	(i) Western and Central Pacific	
23	Tuna Management Commission membership fee ..	16,000"

24 Section 7. Section 9 of Public Law No. 13-46 is hereby
25 amended to read as follows:

26 "Section 9. Capital and Human Resource Development.

1 The sum of \$6,913,287, or so much thereof as may be
2 necessary, is hereby appropriated from the General Fund
3 of the Federated States of Micronesia for the fiscal
4 year ending September 30, 2005, for the following
5 capital improvements, development programs and projects
6 and human resource development. The sum appropriated
7 under this section shall be apportioned as follows:

8 (1) College of Micronesia-FSM

9 (a) Operations of the College of Micronesia-FSM,
10 including planning, construction and maintenance
11 of college facilities. All funds appropriated herein
12 shall be deemed to come from funds available
13 under the education sector of the
14 Amended Compact 3,856,067

15 (b) Student assistance for tuition
16 and housing, COM-FSM, provided that all of
17 the funds appropriated herein shall be deemed
18 to come from carryover funds available
19 under section 216(a) (3) of Compact I
20 for postsecondary scholarships\$ 190,000

21 (c) COM-FSM Yap Campus Facility,
22 PROVIDED THAT funds appropriated herein
23 shall be deemed to come from funds
24 available under the infrastructure
25 development sector of the Amended Compact .. 330,000

26 (2) FSM Fisheries and Maritime Institute,

1 including operations, planning, training, and
2 construction and maintenance of facilities and
3 equipment. Of this amount \$180,050, shall
4 be deemed to come from funds available under the
5 education sector of the Amended Compact ... 638,360
6 (3) National Staff Upgrading, PROVIDED
7 THAT funds appropriated herein shall be
8 deemed to come from funds available under
9 the capacity building sector of the Amended
10 Compact 50,000
11 (4) FSM Visitor Bureau 100,000
12 (5) Economic Statistics Unit
13 Strengthening 75,000
14 (6) Crop Production Improvement\$ 27,300
15 (7) Public Enterprise Privatization 66,560
16 (8) 2005 World Exposition (Japan) 0
17 (9) FSM Development Bank - Business
18 Development Loan Program 500,000
19 (10) MS Caroline Voyager Drydocking 630,000
20 (11) Patrol boats slipping 200,000
21 (12) Project Management Unit (PMU), PROVIDED THAT
22 the sum appropriated in this line item shall be deemed
23 to come from funds available under the infrastructure
24 development sector of the Amended Compact .. 250,000"

25 Section 8. Section 10 of Public Law No. 13-46
26 is hereby repealed in its entirety.

1 Section 9. Section 12 of Public Law No. 13-46 is hereby
2 amended to read as follows:

3 "Section 12. Reprogramming. Reprogramming to or from
4 personnel budget items shall not be permitted. Funds
5 appropriated under section 2 of this act and apportioned
6 to a department or office under sections 2(1) through
7 2(8) of this act may be reprogrammed to or from such
8 department or office by the President up to 10% of the
9 apportionment. Reprogramming within a department or
10 agency shall be effected by the head of such department
11 by specifying in writing to the Secretary of the FSM
12 Department of Finance and Administration, up to 10% of
13 each apportionment, provided that no such department
14 head shall reprogram funds appropriated by section 2 of
15 this act except with the written approval of the
16 President. The President shall report to Congress with
17 respect to all reprogramming that is effected pursuant
18 to this section."

19 Section 10. This act shall become law upon approval by the
20 President of the Federated States of Micronesia or upon its
21 becoming law without such approval.

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25 February 15, 2005
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Joseph J. Urusemal
Joseph J. Urusemal
President
Federated States of Micronesia