

AN ACT

To appropriate the sum of \$54,864,563 from the General Fund of the Federated States of Micronesia for the fiscal year ending September 30, 2006, for the purpose of funding the public infrastructure projects for the State Governments of the Federated States of Micronesia, 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 \$54,864,563, or so much thereof as may be necessary, for the
4 purpose of funding the public infrastructure projects of the State
5 Governments of the Federated States of Micronesia for the fiscal
6 year ending September 30, 2006. Of the total funds appropriated
7 herein, the total sum shall be deemed to come from funds available
8 under the Amended Compact for Public Infrastructure Sector.

9 Section 2. Project Management, Administration, Design and
10 Engineering. Of the sum appropriated by Section 1, a total of
11 \$2,000,000 is appropriated for the purpose of funding the
12 operations of the Project Management Unit.

13 Section 3. Infrastructure Maintenance Fund. Of the sum
14 appropriated by Section 1, \$2,829,632 is apportioned to be
15 deposited in the Infrastructure Maintenance Fund pursuant to Title
16 55, Section 313 of the Code of the Federated States of Micronesia.

17 Section 4. Public Infrastructure Projects of Chuuk State.
18 Of the sum appropriated by Section 1, \$26,690,050 is apportioned
19 for the purpose of funding public infrastructure projects for

1 Chuuk State subject to the procedures for submission and approval
2 of such projects through the Project Management Unit, JEMCO and
3 the infrastructure development sector allocations of the Public
4 Infrastructure Sector Grant.

5 Section 5. Public Infrastructure Projects of Kosrae State.

6 Of the sum appropriated by Section 1, \$6,672,594 is apportioned
7 for the purpose of funding public infrastructure projects for
8 Kosrae State subject to the procedures for submission and approval
9 of such projects through the Project Management Unit, JEMCO and
10 the infrastructure development sector allocations of the Public
11 Infrastructure Sector Grant.

12 Section 6. Public Infrastructure Projects of Pohnpei State.

13 Of the sum appropriated by Section 1, \$10,031,189 is apportioned
14 for the purpose of funding public infrastructure projects for
15 Pohnpei State subject to the procedures for submission and
16 approval of such projects through the Project Management Unit,
17 JEMCO and the infrastructure development section allocations of
18 the Public Infrastructure Sector Grant.

19 Section 7. Public Infrastructure of Yap State. Of the sum

20 appropriated by Section 1, \$6,641,098 is apportioned for the
21 purpose of funding public infrastructure projects for Yap State
22 subject to the procedures for submission and approval of such
23 projects through the Project Management Unit, JEMCO and the
24 infrastructure development sector allocations of the Public
25 Infrastructure Sector Grant.

1 Section 8. Distribution of Funds. In any given fiscal year
2 a State or the National Government may be allowed to increase or
3 decrease the apportionment set forth in Sections 4 through 8 upon
4 the agreement of the three remaining States and the National
5 Government, or the four States in the case of the National
6 Government, and the President of the FSM in accordance with Title
7 55, Section 315 of the Code of the Federated States of Micronesia,
8 provided that the total allowed projects for FY 04/05/06 for any
9 individual State of the National Government shall not exceed the
10 total allocations set forth in Sections 4 through 8. In addition,
11 any such reprogramming of funds shall comply with all requirements
12 of Title 55, Section 315 of the Code of the Federated States of
13 Micronesia.

14 Section 9. Allotment and management of funds and lapse date.

15 (1) General Provisions.

16 (a) All funds appropriated by this act shall be
17 allotted, managed, administered and accounted for in accordance
18 with applicable laws, including, but not limited to, PL 13-72,
19 the Financial Management Act of 1979 and the amended Compact of
20 Free Association between the United States Government and the
21 government of the Federated States of Micronesia and its related
22 agreements.

23 (b) The allottee shall be responsible for ensuring
24 that these funds, or so much thereof as may be necessary, are
25 used solely for the purpose specified in this act, and that no

1 obligations are incurred in excess of the sum appropriated.

2 (2) Allottee. The allottee of the funds appropriated by
3 this act shall be the Secretary of Transportation,
4 Communications, and Infrastructure of the National Government, or
5 his designee.

6 (3) Lapse Date. The authority of the allottee to obligate
7 funds appropriated by this act shall not lapse.

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

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NOVEMBER 25, 2005

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/S/JOSEPH J. URUSEMAL

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Joseph J. Urusemal

President

Federated States of Micronesia

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