

TENTH LEGISLATURE OF THE STATE OF CHUUK

FIRST REGULAR SESSION.
 FOURTH SPECIAL SESS., JANUARY, 2010

ACT NO: 10-18

AN ACT

To amend sections 1.2, 3, 4,9 and 12 of CSL No. 10-09-07 by appropriating the sum \$161,000 from the General Fund of the State of Chuuk to supplement the operational needs of the Executive, the Legislative, and Judicial Branches of the Chuuk State Government, and for other purposes.

Be it enacted by the Chuuk State Legislature:

1 Section 1. Amendment. Section 1 of CSL No. 10-09-07 is hereby amended to
 2 read as follows:

3 "Section 1. Budget for the State. There is hereby enacted a Chuuk State
 4 Budget for the internal operation of the Executive, Legislative, and Judiciary
 5 branches of the Chuuk State Government, State Public Auditor Office,
 6 Independent Prosecutor Office, State Boards, Commissions, Authorities,
 7 Agencies, Bureaus and other Programs, pursuant to the Authority vested in the
 8 Legislature by Article VIII, Section 4 of the State of Chuuk Constitution.

9 (a) Anticipated Revenues: The state anticipates the following revenues as
 10 projected and available for appropriation for the fiscal year ending September
 11 30, 2010.

12 (1) Compact Sectorial Grants

13	(a) Education	\$ 10,047,249
14	i) SEG	\$ 4,480,706
15	(b) Health Sector	\$ 8,977,642
16	(c) Public Infrastructure	\$ 9,235,350
17	(d) Capacity Bldg.	\$ 1,098,200
18	(e) Private Sector	\$ 764,679
19	(f) Environment	\$ 690,095

20 (2) Local Revenues

5,772,386

\$ 5,802,381 *vs to*

21 Total Projections

41,066,587

~~\$41,096,302~~ *vs to*

22 Definition. When use in this act, the phrases:

1 (1)“ Agency” mean any agency, commission, authority, board, bureaus
 2 or the organization of Chuuk State Government as established by law and
 3 not specifically part of one of the three branches of the Chuuk State
 4 Government.

5 (2)“ Appropriation” refers to a law enacted by Chuuk State Legislature
 6 which authorizes Chuuk State Government to incur obligations and to
 7 make payment out of the Chuuk State Treasury in accordance with the
 8 Constitution of the State of Chuuk.

9 (3)“ Compact” refers to the Compact of Free Association, as amended,
 10 and its related agreements entered into between the Government of the
 11 Federated States of Micronesia and the Government of the United States
 12 and as Enacted as United States Public Law No. 108-188.

13 (4)“ Departments” refers to any departments and offices as prescribed in
 14 the Executive Reorganization Act of 2003, as amended.

15 (5) “Fiscal Procedure Agreement” means the Agreement concerning
 16 procedures for the implementation of the United States Economic
 17 Assistance Provided in the Compact of Free Association, as amended
 18 between the Government of the Federated States of Micronesia and the
 19 Government of the United States of America.

20 (6) “Fiscal Year” refers to each one-year period beginning October 1, and
 21 ended on the next following September 30. Each Fiscal Year shall be
 22 designated by number of the calendar year in which such Fiscal Year ends.

23 (7) “Governor” means the Governor of the State of Chuuk.

24 (8) “Internal Operations” means the internal operations of the Executive,
 25 Legislative and Judiciary Branches of the Chuuk State Government, State
 26 Boards, Bureaus, Commissions, Agencies, Authorities and other
 27 Programs.”

28 Section 2. Amendment. Section 2 of CSL No. 10-09-07 is hereby amended to
 29 read as follows:

30 “Section 2. Appropriation. The Legislature hereby authorized for
 31 appropriations of the sum of ~~\$41,096,302~~, or so much thereof, to fund the internal

veto
~~41,096,302~~
 41,066,507

operations of the Chuuk State Government for fiscal year ending September 30 2010 provided, however that the amount authorized and appropriated may be adjusted by a later duly enacted statutes, if warranted by the state's economic and financial condition. The funds deriving from the Compact Sectorial Grants are herein authorized and appropriated subject to the conditions and requirements imposed on the uses and allocations of such fund or funds as prescribed by Fiscal Procedure Agreement and such relevant Grant Wards."

Section 3. Amendment. Section 3, H of Chuuk State Law No. 10-09-07 is hereby amended to read as follows:

"Section 3. Operation Expenses of the Executive Branch. The sum of \$21,218,766, or so much thereof as may be necessary, is hereby appropriated from the General Fund of the State for the fiscal year ending September 30, 2010, for the purpose of funding the internal operations of the Executive Branch of the State of Chuuk Government. The Governor shall be the allottee of these funds.

These funds shall be apportioned as follows:

Department	Compact	Local	Total
A. HEALTH SERVICES			
1. Personnel	3,957,598	-0-	3,957,598
2. Travel	123,827	-0-	123,827
3. All Others:			
i. Contr. Serv.	994,446	-0-	994,446
ii. OCE	3,608,451	-0-	3,608,451
iii. Fixed Asst.	250,320	-0-	250,320
Sub Total	8,943,642	-0-	8,943,642
B. EDUCATION			
1. Personnel	6,609,197	-0-	6,609,197
2. Travel	59,064	-0-	59,064
3. All Others:			
i. Contr. Serv.	710,232	-0-	710,232
ii. OCE	1,375,157	-0-	1,375,157
iii. Fixed Assets	128,799	-0-	128,799

1	Sub Total	8,882,449	-0-	8,882,449
2	C. DEPARTMENT OF ADMINISTRATIVE SERVICES			
3	1. Personnel	-0-	587,180	587,180
4	2. Travel	-0-	-0-	-0-
5	3. All Others:			
6	i. Contr. Serv.	-0-	-0-	-0-
7	ii. OCE	-0-	40,000	40,000
8	iii. Fixed Asset	-0-	-0-	-0-
9	Sub Total	-0-	627,180	627,180
10	D. MARINE RESOURCES			
11	1. Personnel	124,485	34,476	158,961
12	2. Travel	14,000	-0-	14,000
13	3. All Others:			
14	i. Contr. Serv.	15,000	-0-	15,000
15	ii. OCE	35,100	-0-	35,100
16	iii. Fixed Asst.	46,000	-0-	46,000
17	Sub Total	234,485	34,476	268,961
18	E. AGRICULTURE			
19	1. Personnel	210,077	39,555	249,632
20	2. Travel	53,000	-0-	53,000
21	3. All Others:			
22	i. Contr. Serv.	71,000	-0-	71,000
23	ii. OCE	80,000	-0-	80,000
24	iii. Fixed Asst.	23,154	-0-	23,154
25	Sub Total	437,431	39,555	471,986
26	F. PUBLIC SAFETY			
27	1. Personnel	-0-	589,267	589,267
28	2. Travel	-0-	-0-	-0-
29	3. All Others:			
30	i. Contr. Serv.	64,000	6,000	70,000
31	ii. OCE	-0-	36,000	36,000

1	iii. Fixed Asst.	-0-	-0-	-0-
2	Sub Total	64,000	631,267	695,267
3	G. PUBLIC WORKS AND TRANSPORTATION			
4	1. Personnel	-0-	541,373	541,373
5	2. Travel	-0-	12,500	12,500
6	3. All Others:			
7	i. Contr. Serv.	-0-	8,080	8,080
8	ii. OCE	-0-	66,481	66,481
9	iii. Fixed Asst.	-0-	-0-	-0-
10	Sub Total	-0-	628,434	628,434
11	H. GOVERNOR'S OFFICE			
12	1. Personnel	-0-	168,283	168,283
13	2. Travel	-0-	23,000	23,000
14	3. All Others:			
15	i. Contr. Serv.	-0-	92,129	92,129
16	ii. OCE	-0-	41,500	41,500
17	iii. Fixed Asst.	-0-	-0-	-0-
18	sub-total	-0-	324,912	324,912
19	I. ATTORNEY GENERAL			
20	1. Personnel	-0-	199,321	199,321
21	2. Travel	10,000	7,614	17,614
22	3. All Others:			
23	i. Contr. Serv.	74,800	12,000	86,800
24	ii. OCE	33,000	13,000	46,000
25	iii. Fixed Assets	21,200	-0-	21,200
26	Sub Total	139,000	231,935	370,935
27	Total Executive Br	18,701,007	2,517,759	21,218,766"

28 Section 4. Amendment. Section 4 of Chuuk State Law No. 10-09-07 is hereby
 29 amended to read as follows:

30 "Section 4. Operating Expenses of the Legislative Branch. The sum of
 31 ~~\$2,112,747~~ ^{refo lib} or so much as may be necessary, is hereby appropriated from the
~~2,082,952~~

1 General Fund of the State for the fiscal year ending September 30, 2010, for the
 2 purpose of funding the operational expenses of the Legislative Branch of the
 3 Chuuk State Government. The President and the Speaker shall be the allottees of
 4 these funds. The funds shall be appropriate as follows:

5 LEGISLATURE	COMPACT	LOCAL	TOTAL
6 1. Personnel	-0-	1,582,188 1,592,874	1,582,188 1,592,874
7 2. Travel	-0-	171,664	171,644
8 3. All Others:			
9 i. Contr. Serv.	-0-	221,550 226,550	221,550 226,550
10 ii. OCE	-0-	86,663 80,330	86,663 80,330
11 iii. Fixed Ass.	-0-	34,996 27,208	34,996 27,208
12 Sub Total	-0-	2,112,747 2,082,952	2,112,747 2,082,952

Veto Wafla
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13 Section 5. Amendment. Section 5 of CSL No. 10-09-07 is hereby amended to
 14 read as follows:

15 "Section 5. Operating Expenses of Judiciary Branch. The sum of
 16 \$420,364, or so much thereof as may be necessary, is hereby appropriated from
 17 the General Fund of the State for the fiscal year ending September 30, 2010, for
 18 the purpose of funding the operational expenses of the Judiciary Branch of the
 19 Chuuk State Government. The Chief Justice shall be the allottee of these funds.
 20 The funds shall be apportioned as follows:

21 JUDICIARY	COMPACT	LOCAL	TOTAL
22 1. Personnel	-0-	373,091	373,091
23 2. Travel	-0-	2,599	2,599
24 3. All Others:			
25 i. Contr. Serv.	-0-	12,000	12,000
26 ii. OCE	-0-	25,000	25,000
27 iii. Fixed Assets	-0-	7,674	7,674
28 Sub Total	-0-	420,364	420,364"

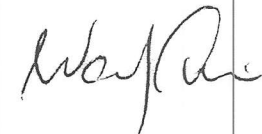
29
 30 Section 6. Amendment. Section 9 of CSL No. 10-09-07 is hereby amended to
 31 read as follows:

1 "Section 9. Operating Expenses of Other Programs/Grants. The sum of
 2 \$10,584,131, or so much thereof as may be necessary, is hereby appropriated
 3 from the General Fund of the State for the fiscal year ending September 30, 2010,
 4 for the purpose of funding the operational expenses of Other State Program. The
 5 Governor shall be the allottee of these funds. The funds shall be apportioned as
 6 follows:

7	ACTIVITIES	COMPACT	LOCAL	TOTAL
8	A. Municipal Operation	-0-	180,000	180,000
9	B. Non Public School	200,000	-0-	200,000
10	C. Rural Development	-0-	24,000	24,000
11	D. COM Land Grand	96,000	-0-	96,000
12	E. Micro Legal Serv.	-0-	-0-	-0-
13	F. Peace Corps Office	-0-	3,000	3,000
14	G. Red Cross	34,000	-0-	34,000
15	H. CSBDC (Small Bus.)	133,115	-0-	133,115
16	I. IMF	-0-	216,466	216,466
17	J. Public Infrac. Grant	9,235,350	-0-	9,235,350
18	K. Solid Waste	100,000	-0-	100,000
19	L. Component Unit Asst.:			
20	i) CPUC	188,400		188,400
21	ii) Health Care Plan	94,400		94,400
22	iii) Tax & Revenue	54,400		54,400
23	Sub Total	337,200		337,200
24	M. Supplemental Education Grant			
25	N. Fire Truck Matching Fund	25,000		25,000

26 (a) Authorization and Appropriation for Supplemental Education Grant. The
 27 sum of \$4,480,706, or so much thereof as may be necessary is hereby authorized and
 28 appropriated from the General Fund of the State for the grant year ending March 31, 2011
 29 that will be determined upon the receipt of the Grant Award for the purpose of funding
 30 the operations of the Supplemental Education Grant (SEG). The Governor shall be the
 31 allottee of these funds. These funds shall be apportioned as follows:

1	SEG	COMPACT	LOCAL	TOTAL
2	1. Personnel	1,817,391	-0-	1,817,391
3	2. Travel	231,807	-0-	231,807
4	3.All Others:			
5	i. Contr. Serv.	1,535,655	-0-	1,535,655
6	ii. OCE	796,853	-0-	796,853
7	iii. Fixed Asset	99,000	-0-	99,000
8	Sub Total	4,480,706	-0-	4,480,706
9	Sut-Total	14,616,371	448,466	15,064,837
10	GRAND TOTAL	35,293,921	5,802,381 5,172,586	41,096,302 41,066,507


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11 Section 5. Amendment. Section 12 of CSL No. 10-09-07 is hereby amended to
 12 read as follows:


13 "Section 12. Reprogramming. Allottees of funds herein appropriated are
 14 authorized to reprogram not more than fifteen (15%) percent of the appropriated
 15 line items, provided, that the line items in which the reprogram amounts goes into
 16 shall also have sums appropriated therein. Reprogramming shall be allowed only
 17 from unused non-personnel line items and within the Department or Office,
 18 PROVIDED HOWEVER, reprogramming may be authorized for such funds
 19 appropriated from sources including funding under Compact Sector Grants,
 20 PROVIDED FURTHERMORE, that the allottee of such funds needing to be
 21 reprogrammed or re-allocated shall inform the Presiding Officers of the
 22 Legislature notice of such reprogramming or re-allocation five working days prior
 23 to such request is implemented. The Presiding Officers of the Legislature shall
 24 have five working days to comment on such a request after receipts of notice. If
 25 no comments is received within 5 days as provided above, the request for
 26 reprogramming or re-allocation is deemed approved."

27 Section 6. Effective Date. This Act shall take effect upon approval by the
 28 Governor, or upon its becoming law without such approval.

Signed by: _____

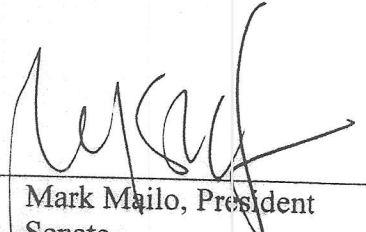

Singkayo Harper, Speaker
House of Representatives
Chuuk State Legislature

Attested:

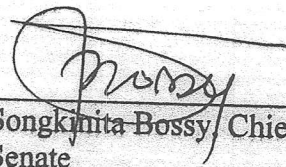

Herter Sorim, Chief Clerk
House of Representatives
Chuuk State Legislature

Date: 3/10/10

Signed by:

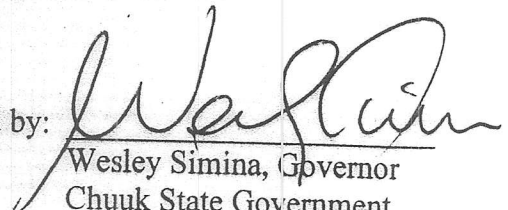

Mark Mailo, President
Senate
Chuuk State Legislature

Attested:


Songkinita Bossy, Chief Clerk
Senate
Chuuk State Legislature

Date: 3/10/10

Approved by:


Wesley Simina, Governor
Chuuk State Government

Date: March 10, 2010

History	:	H.B.NO: 10-52;HD1;SD1
	:	S.S.C.R.NO: 10-1R-5S-01
	:	H.S.C.R.NO: 10-1R-5S-01
Adopted	:	March 08, 2010