

AN ACT

To appropriate the sum of \$ 41,814,704 from the General Fund of the State of Chuuk for fiscal year ending September 30, 2012, for the purpose of funding the internal operations of the Executive, Legislative, and Judiciary Branches of the Chuuk State Government, Boards, Commissions, Authorities, Agencies, and Other Programs, and to set the employment ceiling of each Branch, Boards, Commissions, Authorities and Agencies, and for reporting on the status of funds and for other purposes.

Be it enacted by the Chuuk State Legislature:

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

7 (a) Anticipated Revenues: The state anticipates the following revenues as
8 projected and available for appropriation for the fiscal year ending September 30,
9 2012.

10	(1)	Compact Sectorial Grants	
11		a) Education	\$ 9,650,916
12		i) SEG	\$ 4,480,706
13		b) Health Sector	\$ 8,617,814
14		c) Public Infrastructure	\$ 9,204,451
15		d) Capacity Building	\$ 973,565
16		e) Private Sector	\$ 903,223
17		f) Environment	\$ 728,552
18		g) Other Compact Grant	\$ 602,983
19	(2)	Local Revenues	\$ 6,652,494
20		Total Projections	\$ 41,814,704

21 (b) Definition. When use in this act, the phrases:

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

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

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

12 (4) “Departments” refers to any departments and offices as prescribed
13 in the Organization Act of 2004, as amended.

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

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

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

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

26 **Section 2. Appropriation.** The Legislature hereby authorized for
27 appropriations of the sum of \$ 41,814,704, or so much thereof, to fund the internal
28 operations of the Chuuk State Government for fiscal year ending September 30, 2012
29 provided, however that the amount authorized and appropriated may be adjusted by a later
30 duly enacted statutes, if warranted by the state’s economic and financial condition. The
31 funds deriving from the Compact Sectorial Grants are herein authorized and appropriated

1 subject to the conditions and requirements imposed on the uses and allocations of such fund
 2 or funds as prescribed by Fiscal Procedure Agreement and such relevant Grant Awards.

3 **Section 3. Operating Expenses of the Executive Branch.** The sum of
 4 \$ 25,959,364, or so much thereof as may be necessary, is hereby appropriated from the
 5 General Fund of the State for the fiscal year ending September 30, 2012, for the purpose of
 6 funding the internal operations of the Executive Branch of the Chuuk State Government.
 7 The Governor shall be the allottee of these funds. These funds shall be apportioned as
 8 follows:

9	Department	Compact	Local	Total
10	A. HEALTH SERVICES			
11	1. Personnel	4,342,101	-0-	4,342,101
12	2. Travel	134,277	-0-	134,277
13	3. All Others			
14	i. Contr Serv.	1,062,926	-0-	1,062,926
15	ii. OCE	3,078,510	-0-	3,078,510
16	iii. Fixed Asst.	-0-	-0-	-0-
17	Sub-Total	8,617,814		8,517,814
18	B. EDUCATION			
19	1. Personnel	9,425,402	-0-	9,425,402
20	2. Travel	183,432	-0-	183,432
21	3. All Others			
22	i. Contr Serv.	1,688,490	-0-	1,688,490
23	ii. OCE		-0-	
24		1,547,026		1,547,026
25	iii. Fixed Assets	232,890	-0-	232,890
26	Sub-Total	13,077,240	-0-	13,077,240
27	C. DEPARTMENT OF ADMINISTRATIVE SERVICES			
28	1. Personnel	567,985	207,262	775,247
29	2. Travel	43,750	-0-	43,750
30	3. All Others			
31	i. Contr Serv.	27,800	33,500	61,300

1	ii. OCE	77,300	35,300	112,600
2	iii. Fixed Asset	-0-		
3	Sub-Total	716,835	276,062	992,897
4	D. MARINE RESOURCES			
5	1. Personnel	128,225	43,485	171,710
6	2. Travel	14,000	-0-	14,000
7	3. All Others			
8	i. Contr Serv.	29,000	-0-	29,000
9	ii. OCE	59,000	-0-	59,000
10	iii. Fixed Assets	6,000	-0-	6,000
11	Sub-Total	236,225	43,485	279,710
12	E. AGRICULTURE			
13	1. Personnel	282,699	-0-	282,699
14	2. Travel	31,000	-0-	31,000
15	3. All Others			
16	i. Contr Serv.	64,000	-0-	64,000
17	ii. OCE	61,900	-0-	61,900
18	iii. Fixed Assets	20,500	-0-	20,500
19	Sub-Total	460,099	-0-	460,099
20	F. PUBLIC SAFETY			
21	1. Personnel	-0-	665,205	665,205
22	2. Travel	-0-	5,000	5,000
23	3. All Others			
24	i. Contr Serv.	-0-	14,000	14,000
25	ii. OCE	-0-	108,500	108,500
26	iii. Fixed Assets	-0-	-0-	-0-
27	Sub-Total	-0-	792,705	792,705
28	G. PUBLIC WORKS AND TRANSPORTATION			
29	1. Personnel	-0-	633,380	633,380
30	2. Travel	-0-	8,172	8,172
31	3. All Others			

1	i. Conts Serv.	-0-	135,250	135,250
2	ii. OCE	-0-	309,311	309,311
3	iii. Fixed Assets	-0-	1,700	1,700
4	Sub-Total	-0-	1,087,813	1,087,813
5	H. GOVERNOR'S OFFICE			
6	1. Personnel	-0-	176,619	176,619
7	2. Travel	-0-	30,000	30,000
8	3. All Others			
9	i. Contractual Serv.	-0-	128,172	128,172
10	ii. OCE	-0-	69,000	69,000
11	iii. Fixed Assets	-0-	12,000	12,000
12	Sub-Total	-0-	415,791	415,791
13	I. ATTORNEY GENERAL			
14	1. Personnel	-0-	188,075	188,075
15	2. Travel	-0-	7,614	7,614
16	3. All Others			
17	i. Contr Serv.	-0-	15,606	15,606
18	ii. OCE	-0-	24,000	24,000
19	iii. Fixed Assets	-0-	-0-	-0-
20	Sub-Total	-0-	235,295	235,295
21	Total Executive Br	23,108,213	2,857,151	25,965,364

22 **Section 4. Operating Expenses of the Legislative Branch.** The sum of
23 \$2,220,919, or so much thereof as may be necessary, is hereby appropriated from the
24 General Fund of the State for the Fiscal year ending September 30, 2012, for the purpose of
25 funding the operation of the Legislative Branch of the Chuuk State Government. The
26 President and the Speaker shall be the allottee of the funds. The funds shall be apportioned
27 as follows:

28	LEGISLATIVE	COMPACT	LOCAL	TOTAL
29	1. Personnel	-0-	1,683,573	1,683,573
30	2. Travel	-0-	110,000	110,000
31	3. All Others			

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1	i. Contr Serv.	-0-	305,200	305,200
2	ii. OCE	-0-	107,946	107,946
3	iii. Fixed Assets	-0-	14,200	14,200
4	<i>Sub-Total</i>	<i>-0-</i>	<i>2,220,919</i>	<i>2,220,919</i>

5 **Section 5. Operating Expenses of the Judiciary Branch.** The sum of
6 \$473,547, or so much thereof as may be necessary, is hereby appropriated from the General
7 Fund of the State for the fiscal year ending September 30, 2012, for the purpose of funding
8 the operation of the Judiciary Branch of the Chuuk State Government. The Chief Justice
9 shall be the allottee of the funds. The funds shall be apportioned as follows:

10	JUDICIARY	COMPACT	LOCAL	TOTAL
11	1. Personnel	-0-	419,466	419,466
12	2. Travel	-0-	3,899	3,899
13	3. All Others			
14	i. Contr Serv.	-0-	20,702	20,702
15	ii. OCE	-0-	29,480	29,480
16	iii. Fixed Assets	-0-	-0-	-0-
17	<i>Sub-Total</i>	<i>-0-</i>	<i>473,547</i>	<i>473,547</i>

18 **Section 6. Operation of the Commissions, Boards, Agencies, and Authorities.**

19 The sum of \$ 2,251,273, or so much thereof as may be necessary, is hereby appropriated
20 from the General Fund of the State for the period ending September 30, 2012., for the
21 purpose of funding the operational expenses of the Commissions, Boards, Agencies, and
22 Authorities of the Chuuk State Government. The Governor shall be the allottee of these
23 funds. These funds shall be apportioned as follows:

24	ACTIVITIES	COMPACT	LOCAL	TOTAL
25	A. LAND COMMISSION			
26	1. Personnel	-0-	103,156	103,156
27	2. Travel	-0-	1,875	1,875
28	3. All Others			
29	i. Contr. Serv.	-0-	1,000	1,000
30	ii. OCE	-0-	10,000	10,000
31	iii. Fixed Assets	-0-	-0-	-0-

1	Sub-Total		116,031	116,031
2	B. ELECTION COMMISSION			
3	1. Personnel	-0-	79,816	79,816
4	2. Travel	-0-	1,925	1,925
5	3. All Others			
6	i. Contr. Serv.	-0-	1,500	1,500
7	ii. OCE	-0-	7,500	7,500
8	iii. Fixed Assets	-0-	2,500	2,500
9	Sub-Total	-0-	93,241	93,241
10	C. RECREATION			
11	1. Personnel	-0-	18,063	18,063
12	2. Travel	-0-	- 0 -	- 0 -
13	3. All Others			
14	i. Contr. Serv.	-0-	- 0 -	- 0 -
15	ii. OCE	-0-	- 0 -	- 0 -
16	iii. Fixed Assets	-0-	- 0 -	- 0 -
17	Sub-Total	-0-	18,063	18,063
18	D. SCHOLARSHIP BOARD			
19	1. Personnel	22,116	-0-	22,116
20	2. Travel	26,766	-0-	26,766
21	3. All Others			
22	i. Contr Serv.	779,000	-0-	779,000
23	ii. OCE	11,000	-0-	11,000
24	iii. Fixed Assets	-0-	-0-	-0-
25	Sub-Total	838,882	-0-	838,882
26	E. HOUSING AUTHORITY			
27	1. Personnel	-0-	49,504	49,504
28	2. Travel	-0-	-0-	-0-
29	3. All Others			
30	i. Contr Serv.	-0-	-0-	-0-
31	ii. OCE	-0-	6,000	6,000

1	iii. Fixed Assets	-0-	-0-	-0-
2	Sub-Total	-0-	55,504	55,504
3	F. CEPA			
4	1. Personnel	215,254	-0-	215,254
5	2. Travel	10,500	-0-	10,500
6	3. All Others			
7	i. Contr. Serv.	35,345	-0-	35,345
8	ii. OCE	90,200	-0-	90,200
9	iii. Fixed Assets	46,000	-0-	46,000
10	Sub-Total	397,299	-0-	397,299
11	G. BOARD OF EDUCATION			
12	1. Personnel	-0-	-0-	-0-
13	2. Travel	1,000	-0-	1,000
14	3. All Others			
15	i. Contr. Serv.	-0-	-0-	-0-
16	ii. OCE	12,000	-0-	12,000
17	iii. Fixed Assets	2,500	-0-	2,500
18	Sub-Total	15,500	-0-	15,500
19	H. PUBLIC SERVICE COMMISSION			
20	1. Personnel	-0-	111,741	111,741
21	2. Travel	-0-	-0-	-0-
22	3. All Others			
23	i. Contr. Serv.	-0-	5,000	5,000
24	ii. OCE	-0-	-0-	-0-
25	iii. Fixed Assets	-0-	-0-	-0-
26	Sub-Total	-0-	116,741	116,741
27	I. CHUUK VISITORS BUREAU			
28	1. Personnel	56,912	-0-	56,912
29	2. Travel	27,000	-0-	27,000
30	3. All Others			
31	i. Contr Serv.	80,100	-0-	80,100

1	ii. OCE	25,000	-0-	25,000
2	iii. Fixed Assets	-0-	-0-	-0-
3	Sub-Total	189,012	-0-	189,012
4	J. COMPACT FUNDS CONTROL COMMISSION			
5	1. Personnel	11,600	-0-	11,600
6	2. Travel	18,000	-0-	18,000
7	3. All Others			
8	i. Contr Serv.	357,400	-0-	357,400
9	ii. OCE	24,000	-0-	24,000
10	iii. Fixed Assets	-0-	-0-	-0-
11	Sub-Total	411,000	-0-	411,000
12	TOTAL	1,851,693	399,580	2,251,273

13 **Section 7. Operating Expenses of Other Programs/Grants.** The sum of
14 \$11,016,937 or so much thereof as may be necessary, is hereby appropriated from the
15 General Fund of the State for the fiscal year ending September 30, 2012, for the purpose of
16 funding the operational expenses of Other State Programs. The Governor shall be the
17 allottee of these funds. The funds shall be apportioned as follows:

18	ACTIVITIES	COMPACT	LOCAL	TOTAL
19	A. Municipal Operation			
20	1. Personnel	-0-	-0-	-0-
21	2. Travel	-0-	-0-	-0-
22	3. All Others			
23	i. Contr Serv.	-0-	-0-	-0-
24	ii. OCE	-0-	210,000	210,000
25	iii. Fixed Assets	-0-	-0-	-0-
26	Sub-Total	-0-	210,000	210,000
27	B. Non Public School			
28	1. Personnel	-0-	-0-	-0-
29	2. Travel	-0-	-0-	-0-
30	3. All Others			
31	i. Contr Serv.	-0-	-0-	-0-

1	ii. OCE	200,000	-0-	200,000
2	iii. Fixed Assets	-0-	-0-	-0-
3	Sub-Total	200,000	-0-	200,000
4	C. Rural Development			
5	1. Personnel	-0-	21,924	21,924
6	2. Travel	-0-	-0-	-0-
7	3. All Others			
8	i. Contr Serv.	-0-	-0-	-0-
9	ii. OCE	-0-	-0-	-0-
10	iii. Fixed Assets	-0-	-0-	-0-
11	Sub-Total	-0-	21,924	21,924
12	D. COM Land Grant			
13	1. Personnel	58,132	-0-	58,132
14	2. Travel	7,000	-0-	7,000
15	3. All Others			
16	i. Contr Serv.	7,000	-0-	7,000
17	ii. OCE	28,500	-0-	28,500
18	iii. Fixed Assets	-0-	-0-	-0-
19	Sub-Total	100,632	-0-	100,632
20	E. Peace Corps Office			
21	1. Personnel	-0-	-0-	-0-
22	2. Travel	-0-	-0-	-0-
23	3. All Others			
24	i. Contr Serv.	-0-	-0-	-0-
25	ii. OCE	-0-	15,150	15,150
26	iii. Fixed Assets	-0-	-0-	-0-
27	Sub-Total	-0-	15,150	15,150
28	F. CSBDC (Small Business)			
29	1. Personnel	45,236	-0-	45,236
30	2. Travel	19,870	-0-	19,870
31	3. All Others			

1	i. Contr Serv.	45,000	-0-	45,000
2	ii. OCE	24,550	-0-	24,550
3	iii. Fixed Assets	-0-	-0-	-0-
4	Sub-Total	134,656	-0-	134,656
5	G. AG office Training Prog			
6	1. Personnel	-0-	-0-	-0-
7	2. Travel	5,000	-0-	5,000
8	3. All Others			
9	i. Contr Serv.	131,700	-0-	131,700
10	ii. OCE	14,500	-0-	14,500
11	iii. Fixed Assets	3,000	-0-	3,000
12	Sub-Total	154,200	-0-	154,200
13	H. IMF			
14	1. Personnel	-0-	-0-	-0-
15	2. Travel	-0-	-0-	-0-
16	3. All Others			
17	i. Contr Serv.	-0-	-0-	-0-
18	ii. OCE	-0-	-0-	-0-
19	iii. Fixed Assets	-0-	460,223	460,223
20	Sub-Total	-0-	460,223	460,223
21	I. Public Infra Grant			
22	1. Personnel	-0-	-0-	-0-
23	2. Travel	-0-	-0-	-0-
24	3. All Others			
25	i. Contr Serv.	-0-	-0-	-0-
26	ii. OCE	-0-	-0-	-0-
27	iii. Fixed Assets	9,204,451	-0-	9,204,451
28	Sub-Total	9,204,451	-0-	9,204,451
29	J. PSC			
30	1. Personnel	-0-	-0-	-0-
31	2. Travel	4,000	-0-	4,000

1	3. All Others			
2	i. Contr Serv.	100,000	-0-	100,000
3	ii. OCE	16,000	-0-	16,000
4	iii. Fixed Assets	9,240	-0-	9,240
5	Sub-Total	129,240	-0-	129,240
6	K. Airport Training Prog			
7	1. Personnel	-0-	-0-	-0-
8	2. Travel	30,800	-0-	30,800
9	3. All Others			
10	i. Contr Serv.	4,200	-0-	4,200
11	ii. OCE	-0-	-0-	-0-
12	iii. Fixed Assets	-0-	-0-	-0-
13	Sub-Total	35,000	-0-	35,000
14	L. Planning & Statistics			
15	1. Personnel	-0-	-0-	-0-
16	2. Travel	14,000	-0-	14,000
17	3. All Others			
18	i. Contr Serv.	103,525	-0-	103,525
19	ii. OCE	37,000	-0-	37,000
20	iii. Fixed Assets	10,000	-0-	10,000
21	Sub-Total	164,525	-0-	164,525
22	M. Court Case Mgmt System Training Program			
23	1. Personnel	-0-	-0-	-0-
24	2. Travel	5,000	-0-	5,000
25	3. All Others			
26	i. Contr Serv.	59,600	-0-	59,600
27	ii. OCE	3,000	-0-	3,000
28	iii. Fixed Assets	12,000	-0-	12,000
29	Sub-Total	79,600	-0-	79,600
30	Sub-Total	10,202,304	707,297	10,909,601
31	GRAND TOTAL	35,162,210	\$6,652,494	\$41,814,704

1 **Section 8. Employment Ceiling:** The employment ceiling under this Act sets
 2 the maximum number of positions of the Chuuk State Government as authorized as follows;


3	A. EXECUTIVE BRANCH	
4	1. Health Services	<u>431</u>
5	2. Education	1,054
6	3. Administrative Services	73
7	4. Marine Resources	19
8	5. Agriculture	37
9	6. Public Works & Transportation	98
10	7. Public Safety	114
11	8. Governor's Office	11
12	9. Attorney General	8
13	B. LEGISLATIVE BRANCH	73
14	C. JUDICIARY BRANCH	23
15	D. PUBLIC AUDITOR	0
16	E. BOARDS & COMMISSIONS:	
17	1. Land Commission	9
18	2. Election Board	8
19	3. Environmental Protection Agency	14
20	4. Housing Authority	5
21	5. Public Service Commission	10
22	6. Visitors Bureau	4
23	7. Recreation Board	1
24	8. Scholarship Board	2
25	9. Independent Prosecutor	0
26	10. Board of Education	0
27	11. CFCC	0
28	12. Small Business	5
29	13. Rural Development	2
30	14. COM Land Grant	9
31	TOTAL	2,010

1 **Section 9. Filling of Vacancy Prohibited.** Filling of any vacancy
2 created as a result of the requirement of the State Mandatory Retirement Act which are
3 sourced from local revenue funds is hereby prohibited. All such vacancies shall remain
4 unfilled during the term of this budget act. The employment ceiling set forth in this section
5 shall apply to every department or office in the Executive Branch, Legislative Branch,
6 Judicial Branch, State Public Auditor, and Boards, and Commissions. The positions so set
7 forth shall apply to all regular employment contracts with terms of one year or more. Any
8 additional positions to the above employment ceiling are void and shall be deleted
9 automatically during subsequent budget consideration. Any person hired in violation of the
10 employment ceiling shall not be a legal employe of Chuuk State, and shall not be entitled to
11 any compensation or other employment benefits.


12 **Section 10. Reprogramming.** Allottees of funds herein appropriated are
13 authorized to reprogram not more than fifteen (15%) percent of the appropriated line items,
14 provided, that the line items in which the reprogram amounts goes into shall also have sums
15 appropriated therein. Reprogramming shall be allowed only from unused non-personnel line
16 items and within the Department or Office, PROVIDED HOWEVER, reprogramming may
17 be authorized for such funds appropriated from sources including funding under Compact
18 Sector Grants, PROVIDED FURTHERMORE, that the allottee of such funds needing to be
19 re-programmed or re-allocated shall inform the Presiding Officers of the Legislature notice
20 of such reprogramming or re-allocation.

21 **Section 11. Obligation and Reversion of Funds:** All funds appropriated under
22 this act shall be allotted, disbursed and administered pursuant to the State Financial
23 Management act, the Contract Bidding Law and other applicable laws of the State. Every
24 allottee of funds under this act shall be responsible to ensure that the funds are used for the
25 purposes of which they are authorized and appropriated and no obligation of funds shall
26 exceed the amounts appropriated. Except as specifically provided in this act all funds not
27 obligated upon the expiration of 2012 fiscal year shall revert to the General Fund of the
28 State for subsequent appropriation.

29 **Section 12. Effective Date.** This Act shall take effect upon approval by the
30 Governor, or upon its becoming law without such approval.

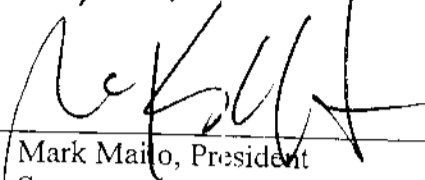
Signed by: 
Innocente Oneisom, Speaker
House of Representatives
Chuuk State Legislature

Attested:



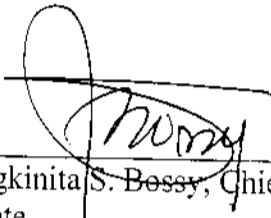
Florence P. Stanley, Chief Clerk
House of Representatives
Chuuk State Legislature

Date: 5/17/11

Signed by: 

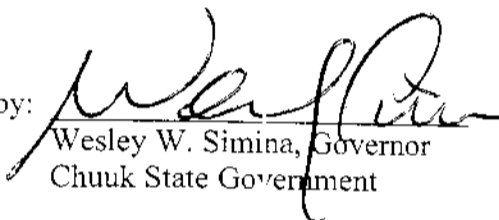
Mark Maito, President
Senate
Chuuk State Legislature

Attested:



Songkinita S. Bossy, Chief Clerk
Senate
Chuuk State Legislature

Date: 5/17/11

Approved by: 

Wesley W. Simina, Governor
Chuuk State Government

Date: MAY 30, 2011

History : S.B.NO: 11-02;SD1;HD1
: S.S.C.R.NO: 11-1R-01
: H.S.C.R.NO 11-1R-02