

## AN ACT

To appropriate the sum of \$26,410,978 from the General Fund of the State for the fiscal year ending September 30, 1985, for the purpose of funding the internal operations of the Executive, Legislative, and Judicial Branches of the Truk State Government, State Boards and Commissions, U.S. Federal Programs, and for other purposes.

Section 1. General Appropriation. The total sum of \$26,410,978, 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, 1985, for the purpose of funding the internal operations of the Executive, Legislative, and Judicial Branches of the Truk State Government, its Boards and Commissions and United States Federal Programs. The specific appropriation authorizations set forth in the following sections of this act, and the express conditions and limitations to those authorizations, shall be strictly followed.

Section 2. Specific Appropriations. The specific appropriations for the Executive, Legislative, and Judicial Branches of Truk State Government, its State Boards and Commissions, and United States Federal Programs are as follows:

Subsection (1). Operating Expenses of the Executive Branch. The sum of \$15,619,274, 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, 1985, for the purpose of funding the internal operations of the Executive Branch of the State Government. The Governor shall be the allottee of the funds, and these funds shall be apportioned as follows:

<u>DEPARTMENT</u>	<u>DOI</u>	<u>FEDERAL</u>	<u>REIMB.</u>	<u>TSL</u>	<u>TOTAL</u>
A. <u>Health Services</u>					
1). Personnel	\$ 1,755,000	\$ -0-	\$ -0-	\$ -0-	\$ 1,755,000
2). Travel	19,000	-0-	-0-	-0-	19,000
3). All Others	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	411,000	-0-	-0-	-0-	411,000
b) POL	40,000	-0-	-0-	-0-	40,000
c) Others	457,000	-0-	15,000	-0-	472,000
Subtotal	\$ 2,682,000	\$ -0-	\$ 15,000	\$ -0-	\$ 2,697,000

DEPARTMENT		DOI	FEDERAL	REIMB.	TSL	TOTAL
<b>B. Education</b>						
1). Personnel	\$ 4,343,000	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ 4,343,000
2). Travel	12,000	-0-	-0-	-0-	-0-	12,000
3). All Others	-0-	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	9,000	-0-	-0-	-0-	-0-	9,000
b) POL	15,000	-0-	-0-	-0-	-0-	15,000
c) Others	208,000	-0-	-0-	-0-	-0-	208,000
Subtotal	\$ 4,587,000	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ 4,587,000
<b>C. Public Affairs</b>						
1). Personnel	\$ 128,281	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ 128,281
2). Travel	5,100	-0-	-0-	-0-	-0-	5,100
3). All Others	-0-	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	1,000	-0-	-0-	-0-	-0-	-0-
b) POL	-0-	-0-	-0-	-0-	-0-	-0-
c) Others	59,384	-0-	-0-	-0-	-0-	59,384
Subtotal	\$ 193,765	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ 193,765
<b>D. Resources and Development</b>						
1). Personnel	\$ 516,861	\$ -0-	\$ -0-	\$ -0-	\$ 6,020	\$ 522,881
2). Travel	17,000	-0-	-0-	-0-	-0-	17,000
3). All Others	-0-	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	106,300	-0-	-0-	-0-	-0-	106,300
b) POL	12,000	-0-	-0-	-0-	-0-	12,000
c) Others	93,200	-0-	-0-	-0-	-0-	186,850
Subtotal	\$ 745,361	\$ -0-	\$ 93,650	\$ -0-	\$ 6,020	\$ 845,031
<b>E. Public Safety</b>						
1). Personnel	\$ 458,626	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ 458,626
2). Travel	5,000	-0-	-0-	-0-	-0-	5,000
3). All Others	-0-	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	2,000	-0-	-0-	-0-	-0-	2,000
b) POL	17,000	-0-	-0-	-0-	-0-	17,000
c) Others	43,374	-0-	-0-	-0-	-0-	46,174
Subtotal	\$ 526,000	\$ -0-	\$ 2,800	\$ -0-	\$ -0-	\$ 528,800

<u>DEPARTMENT</u>	<u>DOI</u>	<u>FEDERAL</u>	<u>REIMB.</u>	<u>TSL</u>	<u>TOTAL</u>
<u>F. Department of Finance</u>					
1). Personnel	\$ 258,300	\$ -0-	\$ -0-	\$ -0-	\$ 258,300
2). Travel	12,000	-0-	-0-	-0-	12,000
3). All Others	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	54,000	-0-	-0-	-0-	54,000
b) POL	-0-	-0-	-0-	-0-	-0-
c) Others	83,000	-0-	-0-	-0-	83,000
Subtotal	\$ 407,300	\$ -0-	\$ -0-	\$ -0-	\$ 407,300
<u>G. Public Works</u>					
1). Personnel	\$ 968,000	\$ -0-	\$ -0-	\$ -0-	\$ 968,000
2). Travel	10,000	-0-	-0-	-0-	10,000
3). All Others	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	25,000	-0-	175,000	-0-	200,000
b) POL	1,272,507	-0-	52,000	-0-	1,324,507
c) Others	115,000	-0-	153,000	-0-	268,000
Subtotal	\$ 2,390,507	\$ -0-	\$ 380,000	-0-	\$ 2,770,507
<u>H. Offices</u>					
1). <u>Office of the Governor</u>					
a) Personnel	\$ 168,781	\$ -0-	\$ -0-	\$ -0-	\$ 168,781
b) Travel	35,000	-0-	-0-	-0-	35,000
c) All Others	-0-	-0-	-0-	-0-	-0-
i) Cont. Serv.	13,310	-0-	-0-	-0-	13,310
ii) POL	2,000	-0-	-0-	-0-	2,000
iii) Others	45,000	-0-	-0-	-0-	45,000
Subtotal	\$ 264,091	-0-	-0-	-0-	264,091
2). <u>Attorney General's Office</u>					
a) Personnel	\$ 92,573	\$ -0-	\$ -0-	\$ -0-	\$ 92,573
b) Travel	7,000	-0-	-0-	-0-	7,000
c) All Others	-0-	-0-	-0-	-0-	-0-
i) Cont. Serv.	4,000	-0-	-0-	-0-	4,000
ii) POL	-0-	-0-	-0-	-0-	-0-
iii) Others	5,000	-0-	-0-	-0-	5,000
Subtotal	\$ 108,573	\$ -0-	\$ -0-	\$ -0-	\$ 108,573

<u>DEPARTMENT</u>	<u>DOI</u>	<u>FEDERAL</u>	<u>REIMB.</u>	<u>TSL</u>	<u>TOTAL</u>
3). <u>Personnel Office</u>					
a) Personnel \$	55,654 \$	-0-	\$ -0-	\$ -0-	\$ 55,654
b) Travel	2,950	-0-	-0-	-0-	2,950
c) All Others	-0-	-0-	-0-	-0-	-0-
i) Cont. Serv.	39,396	-0-	-0-	-0-	39,396
ii) POL	-0-	-0-	-0-	-0-	-0-
iii) Others	75,000	-0-	-0-	-0-	75,000
Subtotal \$	173,000	-0-	-0-	-0-	173,000
4). <u>Property &amp; Supply</u>					
a) Personnel \$	119,000 \$	-0-	\$ -0-	\$ -0-	\$ 119,000
b) Travel	2,000	-0-	-0-	-0-	2,000
c) All Others	-0-	-0-	-0-	-0-	-0-
i) Cont. Serv.	-0-	-0-	-0-	-0-	-0-
ii) POL	2,000	-0-	-0-	-0-	2,000
iii) Others	3,600	-0-	-0-	-0-	3,600
Subtotal \$	126,600 \$	-0-	\$ -0-	\$ -0-	\$ 126,600
5). <u>Planning &amp; Statistics</u>					
a) Personnel \$	49,735 \$	-0-	\$ -0-	\$ -0-	\$ 49,735
b) Travel	3,000	-0-	-0-	-0-	3,000
c) All Others	-0-	-0-	-0-	-0-	-0-
i) Cont. Serv.	-0-	-0-	-0-	-0-	-0-
ii) POL	-0-	-0-	-0-	-0-	-0-
iii) Others	3,000	-0-	-0-	-0-	3,000
Subtotal \$	55,735 \$	-0-	\$ -0-	\$ -0-	\$ 55,735
6). <u>Transportation Office</u>					
a) Personnel \$	333,677 \$	-0-	\$ -0-	\$ -0-	\$ 333,677
b) Travel	5,000	-0-	-0-	-0-	5,000
c) All Others	-0-	-0-	-0-	-0-	-0-
i) Cont. Serv.	102,400	-0-	150,000	-0-	252,400
ii) POL	325,120	-0-	201,880	-0-	527,000
iii) Others	250,000	-0-	51,000	-0-	301,000
Subtotal \$	1,016,197	-0-	402,880	-0-	1,419,077

<u>DEPARTMENT</u>	<u>DOI</u>	<u>FEDERAL</u>	<u>CFSM</u>	<u>TSL</u>	<u>TOTAL</u>
7). <u>Special Programs</u>					
a) Cholera	\$ 800,000	\$ 303,000	\$ -0-	\$ -0-	\$ 1,103,000
b) VRS	-0-	-0-	-0-	50,000	50,000
c) Special O&M	-0-	-0-	-0-	-0-	-0-
d) Small Industry	-0-	-0-	-0-	36,325	36,325
e) Coconut Processing	-0-	-0-	-0-	99,284	99,284
f) Maritime Authority	-0-	-0-	-0-	71,186	71,186
g) Housing Authority	-0-	-0-	-0-	45,000	45,000
h) Construction Skill	-0-	-0-	-0-	12,000	12,000
i) Non-Public School	-0-	-0-	-0-	26,000	26,000
Subtotal	\$ 800,000	\$ 303,000	\$ -0-	\$ 271,695	\$ 1,442,795
Grand total Executive Branch					\$15,619,274

Subsection (2). Operating Expenses of the Legislative Branch. A. The sum of \$1,159,605, 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, 1985, for the purpose of funding the operations of the Legislative Branch of the State Government. The Speaker will be the allottee of the funds and as such shall be solely responsible and shall have the exclusive power, to the exclusion of the Director of the State Department of Finance, for determining that such funds are appropriated, committed, and available, and that an obligation exists against this Legislative appropriation; and for assenting to claims; approving purchase orders, requisitions for payment, and disbursement authorizations; and for requiring, examining, and passing upon the sufficiency of documentary evidence offered as evidence of an obligation against this appropriation. The function of the Director of the State Department of Finance shall be ministerial only, that is, to disburse this appropriation or portions thereof upon the certification of the Speaker, as allottee, that the funds are appropriated, that they are available for obligation, and that the obligation is for the purpose specified by the appropriation. The fund shall be apportioned as follows:

	<u>DOI</u>	<u>FEDERAL</u>	<u>REIMB.</u>	<u>TSL</u>	<u>TOTAL</u>
<b>B. <u>Legislative Branch</u></b>					
1). Personnel	\$ -0-	\$ -0-	\$ -0-	\$ 554,105	\$ 554,105
2). Travel	-0-	-0-	-0-	78,000	78,000
3). All Others	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	-0-	-0-	-0-	504,000	504,000
b) POL	-0-	-0-	-0-	2,000	2,000
c) Others	-0-	-0-	-0-	21,500	21,500
Total	\$ -0-	\$ -0-	\$ -0-	\$ 1,159,605	\$ 1,159,605

C. Acts Repealed. To extent that they or portions of them may be in conflict with the provisions of Part A of subsection (2) as that Part A enumerates the powers of the Speaker as allottee and defines the limited, ministerial role of the Director of the State Department of Finance with regard to the Legislative appropriation, Truk State Law No. 5-44 (1st Special Session, 1982, the "Truk Financial Management Act," and Truk State Law No. 5-45; 1st. Regular Session, 1982) the "State Budget Act of 1982," are hereby repealed. As to all other allottees, and as to all other obligations and responsibilities of the Speaker as allottee, including his civil and criminal liability for wrongful obligation and expenditure, the Truk Financial Management Act and the Budget Act of 1982 shall remain in full force and affect.

D. To the extent that Truk State Local Revenues are insufficient to fund the operational needs of the Legislature, this shall not disqualify the legislative allottee from drawing on the General Fund to meet its expenses; and, budget restraints and reduction in force measures necessary to provide operational needs of the Legislature shall be borne by all branches of State Government equally.

Subsection (3). Operating Expenses of the Judicial Branch. The sum of \$342,530, 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, 1985, for the purpose of funding the operations of the Judicial Branch of the State Government. The Chief Justice of the State Court shall be the allottee of the funds, and these funds shall be apportioned as follows:

	<u>DOI</u>	<u>FEDERAL</u>	<u>REIMB.</u>	<u>CFSM</u>	<u>TOTAL</u>
A. <u>Judicial Branch</u>					
1). Personnel	\$ 279,680	\$ -0-	\$ -0-	\$ -0-	\$ 279,680
2). Travel	10,000	-0-	-0-	-0-	10,000
3) All Others	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	15,000	-0-	-0-	-0-	15,000
b) POL	2,000	-0-	-0-	-0-	2,000
c) Others	850	-0-	-0-	35,000	35,850
Subtotal	\$ 307,530	\$ -0-	\$ -0-	\$ 35,000	\$ 342,530

Subsection (4). Operating Expenses of the Boards and Commissions. The sum of \$595,021, 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, 1985, for the purpose of funding the operations of the State Boards and Commissions. Each Board and Commission shall be the allottee for its respective fund and these funds setforth in this Section, shall be apportioned as follows:

	<u>DOI</u>	<u>FEDERAL</u>	<u>REIMB.</u>	<u>TSL</u>	<u>TOTAL</u>
A. <u>Scholarship Board</u>					
1). <u>School &amp; Voc.</u>					
Fund	\$ -0-	\$ -0-	\$ -0-	\$ 150,000	\$ 150,000
B. <u>Land Commission</u>					
1). Personnel	\$192,431	\$ -0-	\$ -0-	\$ -0-	\$ 192,431
2). Travel	10,800	-0-	-0-	-0-	10,800
3). All Others	-0-	-0-	-0-	-0-	-0-
a) Cont. Serv.	6,000	-0-	-0-	-0-	6,000
b) POL	2,000	-0-	-0-	-0-	2,000
c) Others	8,790	-0-	-0-	-0-	8,790
Subtotal	\$220,021	\$ -0-	\$ -0-	\$ -0-	\$ 220,021

	DOI	FEDERAL	STATE	TSL	TOTAL
<b>C. DEVELOPMENT AUTHORITIES</b>					
1). S. N. Dev. Authority	\$ -0-	\$ -0-	\$ -0-	\$ 25,000	\$ 25,000
2). N.N. Dev. Authority	-0-	-0-	-0-	25,000	25,000
3). Mort. Dev. Authority	-0-	-0-	-0-	25,000	25,000
4). Halls Dev. Authority	-0-	-0-	-0-	25,000	25,000
5). Pattiw Dev. Authority	-0-	-0-	-0-	25,000	25,000
6). Faichuk Trans/Dev. Authority	-0-	-0-	-0-	25,000	25,000
7). Inner Faich. Dev. Authority	-0-	-0-	-0-	25,000	25,000
8). Outer Faichuk Dev. Authority	-0-	-0-	-0-	25,000	25,000
9). Weitto Dev. Authority	-0-	-0-	-0-	25,000	25,000
Grand-total Boards & Commissions	\$220,021	\$ -0-	\$ -0-	\$ 375,000	\$ 595,021

Subsection (5). Operating and Program Expenses for United States Federal Programs. The sum of \$8,694,548, 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, 1985, for the purpose of funding the operations and program expenses of United States Federal Programs. The Governor shall be the allottee of the funds. Except, this appropriation is contingent upon the actual receipt of the specific United States funds for the specific programs listed below. Discontinuance of program funding by the U.S. Government of any of the specified programs, at any time during this Truk State Fiscal Year, shall automatically terminate this authorization for appropriation and expenditure. United States Government grants to supplement funding of any of the Specified Programs, or new United States Government grants coming to Truk State of any type, shall be placed in the State General Fund and appropriated by the Legislature. The sums appropriated by



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this section shall be apportioned as follows:

A. HEALTH :

1).	Alcohol/Drug Mental Health	\$	8,000
2).	Continuing Ed. Nurse		11,000
3).	Family Planning		21,000
4).	Health Planning		4,000
5).	SPRANS/Mobil Outreach		65,000
6).	Maternal Child Health		70,000
7).	Preventive/Hypertension		8,000
8).	Geriatric Health		204,000
9).	Environmental Protection		90,000
10).	VD Program		12,000
11).	Immunizations		50,000

B. EDUCATION:

1).	Chapter I	\$	53,091
2).	Chapter II		2,601,457
3).	Bilingual Instruction		303,000
4).	Bilingual Training		21,000
5).	Vocation Rehabilitation		240,000
6).	Teacher Training		175,000
7).	Nutrition Programs		4,110,000

C. EMPLOYMENT TRAINING:

1).	Job Training Partnership Act	\$	325,000
2).	Senior Employment		110,000

D. PUBLIC FACILITIES:

1).	Public Market	\$	115,000
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E. ECONOMIC DEVELOPMENT:

1).	Garnet Factory	\$	58,000
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F. HOUSING:

1).	Renovation Loans (HUD/CDBG)	\$	40,000
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Grant-total

\$8,694,548

Section 3. Reprogramming.

(1). The Governor or his designee may reprogram up to 10 percent to and from the funds appropriated to each of the departments or offices listed under Subsection (1) of this Act, in the Organization Act of the Executive Branch. The Governor or his designee may, subject to grant restraints imposed by the U.S. Federal Government, reprogram up to 15 percent to and from the funds appropriated for each of the subactivities listed under Parts A through F of Subsection (5) of this Act, United States Federal Programs.

(2). The Speaker or his designee may reprogram up to 10 percent to and from the funds appropriated to each of the subactivities listed under Part B in Subsection (2) of this Act.

(3) The Chief Justice or his designee may reprogram up to 10 percent to and from the funds appropriated to each of the activities listed under Part A in Subsection (3) of this Act.

(4) All reprogramming of funds shall be documented in writing, stating date of reprogramming, reasons therefore, and shall contain the written approval of the allottee or his designee. All written authorizations for reprogramming shall be kept on file in the Department of Finance and be available for public review.

Section 4. Employment Ceilings. Subsection (1) of this Section sets forth the maximum number of positions that may be hired by Branches, agencies, boards, and Commissions of Truk State Government.

Subsection (1). Maximum Positions.

A. EXECUTIVE BRANCH:

POSITIONS FUNDED FROM THE GENERAL FUND  
DURING FISCAL YEAR 1985

1) Health-----	281
2) Education-----	610
3) Public Affairs-----	17
4) Resources and Development-----	93
5) Public Safety-----	63
6) Finance-----	30
7) Public Works-----	166
8) Office of the Governor-----	15
9) Attorney General's Office-----	7
10) Personnel -----	6
11) Property & Supply-----	21
12) Planning & Statistics-----	4
13) Transportation-----	62

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- 14) Special Programs:
    - a) Small Industry----- 5
    - b) Coconut Processing Plant----- 10
    - c) Truk Maritime Authority----- 4
    - d) Truk Housing Authority----- 4
    - e) Truk Construction Skills Program 7

- 15) Boards and Commissions:
  - a) Land Commission----- 27

B. LEGISLATIVE BRANCH:

- 1) Administrative Section----- 10
- 2) Legal Section----- 8
- 3) Budget Office----- 3
- 4) Senators & Staff----- 34

C. JUDICIARY BRANCH:

- 1) Justices----- 4
- 2) Administration----- 10

Total Positions Authorized -----1,501

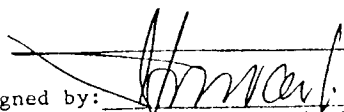
Subsection (2). The number of positions authorized applies individually to each of the Departments and Offices of the Executive, Legislative, and Judicial Branches, Special Programs, Boards and Commissions as provided in Subsection (1) of this Section, regardless of the source of funding. The number of positions shall be held to those indicated, no funds, from whatever source, may be expended for unbudgeted positions. This authorization of positions covers all permanent employees, all contract personnel whose employment extends for one year or more, and all positions funded from United States Federal Programs.

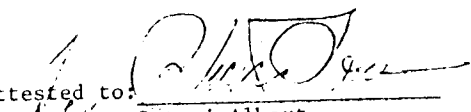
Subsection (3). Section 4 of this Act, shall not expire with the end of fiscal year 1985 on September 30, 1985, but shall continue in full force and effect until amended or repealed.

Section 5. Allotment and Management of Funds and Lapsing Date. All funds appropriated by this act shall be allotted, managed, administered, accounted for in accordance with applicable laws, including the State Financial Management Act. Each allottee shall be responsible for ensuring that these funds are used only for the purposes specified in this act, and that no obligations are incurred in excess of the sum appropriated. The authority of the allottees to obligate funds appropriated by this act shall lapse as of September 30, 1985. Section 4 of this Act, Employment Ceilings, shall continue in full force and effect until amended or repealed.

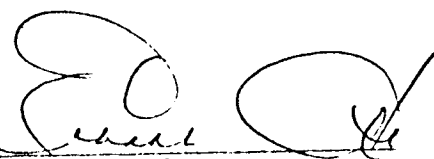
Section 6. Severability. If any provisions of this act, or its application to any person or circumstances is held invalid, the remainder of the act, or the application of the provisions to other persons or circumstances is not affected.

Section 7. Effective Date. This Act shall take effect upon approval by the Governor, or upon its becoming law without such approval.

Signed by:   
Simeon Innocenti, Speaker  
Truk State Legislature

Attested to:   
Datasi Albert  
Legislative Chief Clerk  
Truk State Legislature

Date: 12/24/84

Dis Approved by:   
Erhart Aten, Governor  
Truk State Government

Date: December 24, 1984

REPASSED ON AN OVERRIDDEN  
VOTES OF: 20-YES, 0-NO AND  
8-ABSENT, 12/27/84,