



GOVERNMENT OF KOSRAE

Office of the Governor

Post Office Box 158

Kosrae, Federated States of Micronesia 96944

Telephone: 691-370-3002/3003..Facsimile: 691-370-3162

April 26, 2017

The Honorable Tulensa W. Palik
Speaker
Eleventh Kosrae State Legislature
Tofol, Kosrae FM 96944

Dear Mr. Speaker:

Kulo nu sin God ke moule lasr. Paing kom a Honorable Members ke Sroasr Masap kewa.

Wangin pa pusra yok lasr nuka sripa lun L.B. 11-117. Oinge nga fulela bill se inge sun len ak 30 la, suc el inge putatyang nuke sie pusren Masap su orala Kosrae State Law No. 11-104.

"TO AMEND TITLE 10, CHAPTER 2, SECTION 10.205(1)(j), OF THE KOSRAE STATE CODE, TO REPEAL THE DEPARTMENT OF TRANSPORTATION AND INFRASTRUCTURE FUND AND CORRECT ALPHABETICAL ORDER OF THE SECTION; AND FOR OTHER PURPOSE."

Certified copy ke masap se inge pa attached nuke letter luk.

Kulo ma lulap.

Lyndon H. Jackson
Governor, State of Kosrae

RSL
Rec'd 04/27/2017
@ 12:15 pm
Wata



ELEVENTH KOSRAE STATE LEGISLATURE

P.O. BOX 187

TOFOL, KOSRAE STATE

FEDERATED STATES OF MICRONESIA 96944

TELEPHONE: (691) 370-3019/3177

Web Page: www.kosraelegislature.org

Tulensa W. Paiik
SPEAKER

March 23, 2017

Robert I. Taulung
VICE SPEAKER

Jarinson M. Charley
FLOOR LEADER

LELU:
Alber T. Welly
Gilton A. Esahu
Reedson P. Abraham
Salpesr E. Tilfas
Tulensa W. Palik

TAFUNSAK:
Alokoa Jb. Sigrah
Maker L. Palsis
Robert I. Taulung
Rolner L. Joe

MALEM
Jarinson M. Charley
Morgan S. Jonas
Sasaki L. George

UTWE
Josaiiah F. Waguk
Rinson H. Edmond

The Honorable Lyndon H. Jackson

Governor

State of Kosrae

Federated States of Micronesia 96944

Dear Governor Jackson,

I have the honor to transmit herewith for your consideration and action on **L.B. No. 11-117; TO AMEND TITLE 10, CHAPTER 2, SECTION 10.205(1)(j), OF THE KOSRAE STATE CODE, TO REPEAL THE DEPARTMENT OF TRANSPORTATION AND INFRASTRUCTURE FUND AND CORRECT ALPHABETICAL ORDER OF THE SECTION; AND FOR OTHER PURPOSES;** which passed the Legislature, Seventh Special Session, by two-thirds of the members of the Legislature, a quorum is present.

Respectfully yours,

Andy J. Andrew
Chief Clerk
Kosrae State Legislature

Enclosures:

LEGISLATIVE BILL No. 11-117

**ELEVENTH KOSRAE STATE LEGISLATURE
SEVENTH SPECIAL SESSION**

A BILL FOR AN ACT

TO AMEND TITLE 10, CHAPTER 2, SECTION 10.205(1)(j), OF THE KOSRAE STATE CODE, TO REPEAL THE DEPARTMENT OF TRANSPORTATION AND INFRASTRUCTURE FUND AND CORRECT ALPHABETICAL ORDER OF THE SECTION; AND FOR OTHER PURPOSES.

INTRODUCED BY: Senator

Rolner L. Joe

DATE: August 09, 2016

ACTION BY THE LEGISLATURE

PASSED FIRST READING: August 24, 2016

REFERRED TO: SCR No. 11-217

PASSED SECOND READING: August 29, 2016



Andy J. Andrew
Chief Clerk
Kosrae State Legislature



ELEVENTH KOSRAE STATE LEGISLATURE

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LEGISLATIVE BILL No. 11-117

We hereby certify that the foregoing Bill has passed Second and Final Readings in the Legislature, Seventh Special Session, 2016, by two-thirds of the members of the Legislature, a quorum is present.

Tulensa W. Palik
Speaker
Eleventh Kosrae State Legislature

Andy J. Andrew
Chief Clerk
Kosrae State Legislature

A BILL FOR AN ACT

To amend Title 10, Chapter 2, Section 10.205(1)(j), of the Kosrae State Code, to repeal the Department of Transportation and Infrastructure Fund and correct alphabetical order of the section; and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1 Section 1. Purpose. The purpose of this act is to revoke the revolving fund
2 account for the Department of Transportation and Infrastructure of the Kosrae State
3 Treasury.

4 Section 2. Amendment. Title 10, Chapter 2, at Section 10.205(1)(j) is hereby
5 amended to read as follows:

6 “Section 10.205. The Revenue Fund

7 (1) The Revenue Fund contains all monies received by the
8 Government pursuant to a law imposing a tax, duty or tariff, and
9 all other revenues and reimbursements from a fine, fee, license,
10 interest, rent, or Government service, and other Government
11 collection by a government for the Government’s benefit except
12 as otherwise required by law. A person who receives monies
13 pursuant to this section transmits the monies within seven days of
14 receipt to the Division of Finance and Budget for deposit in the
15 Revenue Fund except that:

16 (a) The Department of Resources and Economic Affairs shall
17 maintain a revolving fund known as the Production
18 Development Fund.

- 1 (i) The Fund shall be used:
- 2 (1) to make low interest loans to individuals to assist with
- 3 the production of goods for export or sale or
- 4 consumption in Kosrae; or
- 5 (2) to make bulk purchase of agriculture supplies for
- 6 re-sale to farmers at a price no greater than 10% of the
- 7 net purchase price; or
- 8 (3) to purchase fishing supplies for re-sale in Kosrae; or
- 9 (4) to assist with the marketing of Kosraean agriculture
- 10 produce.
- 11 (ii) The fund shall receive monies from these sources:
- 12 (1) the sale of supplies and equipment for gardening,
- 13 livestock and poultry production, and from the
- 14 marketing of all agriculture produce; and
- 15 (2) the sale of agriculture supplies; and
- 16 (3) the sale of fishing supplies; and
- 17 (4) the re-payment of principal or interest of loans.
- 18 (iii) The Production Development Fund shall be administered by
- 19 Director of the Department of Resources and Economic
- 20 Affairs but all funds shall be received, held disbursed and
- 21 accounted for by the Director of the Department of
- 22 Administration and Finance or his designee.

1 (1) The Director of the Department of Administration
2 and Finance shall prepare a monthly report
3 detailing all loans made and listing any other
4 transaction;

5 (2) A copy of this report shall be transmitted to the
6 Director of Resources and Economic Affairs and to the
7 Speaker of the Kosrae State Legislature within 5
8 business days of the end of each month.

9 (b) the Sports Council may retain funds collected pursuant to
10 Section 7.902(3), funds obtained through contributions
11 and donations, and any interest thereon for funding
12 operations, acquisition of equipment and the purchase of
13 prizes;

14 (c) The Division of Finance and Budget retains in a Recycling
15 Fund all monies collected pursuant to Title 9, Chapter 22,
16 and follows the Recycling Program Regulations for the
17 disbursement of Recycling Fund monies for the refund of
18 of Recycling Deposit fees, and the maintenance of a
19 recycling program;

20 (d) The Kosrae Visitors' Bureau may retain monies received
21 from the sale of books, postcards, handicrafts, and other
22 tourist material for the purpose of acquiring additional

- 1 inventory of such classes of items; and
- 2 (e) The Division of Finance and Budget retains in a
- 3 Publication Fund and proceeds received from the sale of
- 4 copies of the Kosrae State Code and the Selected Laws
- 5 of the State of Kosrae, which proceeds are available for
- 6 use by the Code Revision and Publication Commission to
- 7 defray the costs of preparation and publication of the
- 8 Selected Laws of the State of Kosrae;
- 9 (f) The Division of Finance and Budget retains in a Health
- 10 Care Fund all monies collected from or on behalf of
- 11 patients or clients or the Kosrae Department of the Health
- 12 Services, including, but not limited to, reimbursements
- 13 from any program of medical insurance and payments
- 14 received by the State in connection with off-island
- 15 referrals. Monies in the Health Care Fund are continually
- 16 appropriated for expenditure by the Department of Health
- 17 Services primarily for the purchase of medical supplies and
- 18 pharmaceutical supplies for its clinics, dispensaries,
- 19 programs and patients. The fund may also be used to
- 20 support the off-island medical referral services of the State
- 21 and to advance payment of employees' salaries and benefits
- 22 provided in the latter situation, when those salaries and

1 benefits have been authorized for reimbursement by the
2 FSM National Government or Kosrae State Government or
3 the relevant government or its department, agency, or
4 entity; provided, however, that the funds received as
5 reimbursement shall also be deposited in the Health Care
6 Fund.

7 (g) The Division of Finance and Budget retains in a State
8 Scholarship Grant and Loan Fund, all monies received
9 from Kosrae State Government appropriations for
10 Scholarship purposes and from loan collected from
11 student loans. Monies in the Scholarship Fund must be
12 made available solely for Kosrae State Scholarship Board
13 and continually loaned out to qualified recipients.

14 (h) The Division of Finance and Budget retains in a Broadcast
15 Authority Fund, all monies from payments received from
16 advertisements and other broadcasting programs requiring
17 payments to the State Broadcast Authority. Monies in the
18 Broadcast Authority Fund are available solely for the
19 purpose of funding operations of the State Broadcast
20 Authority.

21 (i) The Department of Education retains in a Yearbook
22 Revolving Fund, all monies contributed, received and

- 1 collected from yearbook sales by depositing that revenue
2 into the fund using it strictly for the Kosrae High School
3 yearbook; and
- 4 (j) The Court may retain monies received as payment for
5 published decisions, opinion, rules or probation fees or
6 other documents issued by the Court.
- 7 (k) Monies received as probation fees may only be used to
8 fund client services and programs that are under the
9 supervision of the Probation Officer.
- 10 (l) The Department of Administration and Finance shall
11 maintain a Land Administration Revolving Fund.
- 12 (i) The Fund shall be used solely for the salary of the
13 personnel of Division of Land, Survey and
14 Mapping;
- 15 (ii) The fund shall receive monies, fees and charges
16 from the following sources and services:
- 17 1. Homestead Lease; and
18 2. FSM National Government Land Lease.
- 19 (iii) Deposit. All future appropriations for the funds as
20 well as the payments received pursuant to
21 subsection (ii) and any other payments received to
22 defray cost of salary for the personnel under the

1 Division of Survey and Mapping and Division of
2 Land Management under the Department of
3 Resources and Economic Affairs. The total
4 aggregate amount of this Fund shall be \$80,000.00.
5 Any unexpected monies in this Fund shall revert
6 back to the General Fund.

7 (iv) The Department of Resources and Economic
8 Affairs shall establish by regulation the fees and
9 charges for land registration, mapping, surveying
10 and other land management services;

11 (v) The Fund shall be under the control, custody,
12 management and administration of the Director of
13 the Department of Administration and Finance. The
14 Director shall prepare a monthly report detailing the
15 use of and expenditures of this fund. A copy of the
16 report shall be transmitted to the Governor and the
17 Speaker of the Kosrae State Legislature within five
18 (5) business days at the end of each month or as
19 needed.

20 Reversion of funds to the Production Development Fund. All funds currently
21 held, either on deposit or in cash, in the Kosrae Farmer's Exchange Fund; the Production
22 Development Fund; the Fisheries Revolving Fund; or the Marketing Support Fund; shall

ELEVENTH KOSRAE STATE LEGISLATURE

SEVENTH SPECIAL SESSION, MAY 2016

L.B. No. 11-117

1 be paid into the Production Development Fund.

2 (1) Any receivables currently owed to the above referenced funds shall
3 receivables of the State of Kosrae and shall be paid to the Production Development Fund
4 as they are received.

5 Section 3. Effective Date. This act shall takes effect upon the approval of the
6 Governor or upon its becoming law without such approval.

7

8 PASSED BY THE ELEVENTH KOSRAE STATE LEGISLATURE ON THE 29th DAY
9 OF AUGUST, 2016.

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12 Tulensa W. Palik
13 Speaker, Eleventh Kosrae State Legislature

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Attested by:



Chief Clerk

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18 Lyndon H. Jackson
19 Governor, State of Kosrae

20

Date: _____