



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

July 31, 2017

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

Dear Mr. Speaker,

Kulo nu sin God ke mou l lasr. Paing kom a members ke Sroasr Masap kewa.

Wangin pusra yok nuke sripa yok lun L.B. No. 11-107, L.D.3. Oinge, nga fulela Iusen len 30 la in eis comments nuka, wangin pa, panang oru el putatyang nuke pusren masap su orala Kosrae State Law No. 11-117, su sifwa u fwak mu:

TO AMEND TITLE 10 OF THE KOSRAE STATE CODE, BY AMENDING SECTION 10.205 THEREOF, TO ESTABLISH A PROTECTED AREAS FUND FOR THE PURPOSE OF FINANCING THE CONSERVATION AND MANAGEMENT OF PROTECTED AREAS IN THE STATE OF KOSRAE; AND FOR OTHER PURPOSES.

Certified copy ke masap se inge pa attached nuke letter luk

Kulo ma lulap.

Lyndon H. Jackson
Governor
State of Kosrae

KSL Rec'd
08/03/17
@ 2:05pm
VKKL



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. Palik
SPEAKER

June 21, 2017

Robert I. Taulung
VICE SPEAKER

Jarinson M. Charley
FLOOR LEADER

The Honorable Lyndon H. Jackson
Governor

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

State of Kosrae
Federated States of Micronesia 96944

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

Dear Governor Jackson,

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

I have the honor to transmit herewith for your consideration and action **L.B. No. 11-107, L.D.3; TO AMEND TITLE 10 OF THE KOSRAE STATE CODE, BY AMENDING SECTION 10.205 THEREOF, TO ESTABLISH A PROTECTED AREAS FUND FOR THE PURPOSE OF FINANCING THE CONSERVATION AND MANAGEMENT OF PROTECTED AREAS IN THE STATE OF KOSRAE; AND FOR OTHER PURPOSES**, which passed the Legislature, Fourteenth Special Session, by two-thirds of the members of the Legislature, a quorum is present.

UTWE
Josaiiah F. Waguk
Rinson H. Edmond

Respectfully yours,

Andy J. Andrew
Chief Clerk
Kosrae State Legislature

Enclosures:



LEGISLATIVE BILL No. 11-107, L.D.3

**ELEVENTH KOSRAE STATE LEGISLATURE
FOURTEENTH SPECIAL SESSION
JUNE 05, 2017**

A BILL FOR AN ACT

TO AMEND TITLE 10 OF THE KOSRAE STATE CODE, BY AMENDING SECTION 10.205 THEREOF, TO ESTABLISH A PROTECTED AREAS FUND FOR THE PURPOSE OF FINANCING THE CONSERVATION AND MANAGEMENT OF PROTECTED AREAS IN THE STATE OF KOSRAE; AND FOR OTHER PURPOSES.

INTRODUCED BY: Senator

Salpasr E. Tilfas

DATE: March 3, 2016

ACTION BY THE LEGISLATURE

PASSED FIRST READING: July 1, 2016

REFERRED TO: SCR No. 11-210

PASSED SECOND READING: June 16, 2017



Andy J. Andrew
Chief Clerk
Kosrae State Legislature



ELEVENTH KOSRAE STATE LEGISLATURE

P.O. BOX 187

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FEDERATED STATES OF MICRONESIA 96944

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LEGISLATIVE BILL No. 11-107, L.D.3

We hereby certify that the foregoing Bill has passed Second and Final Readings in the Legislature, Fourteenth Special Session, 2017, 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 of the Kosrae State Code, by amending Section 10.205 thereof, to establish a Protected Areas Fund for the purpose of financing the conservation and management of protected areas in the State of Kosrae; and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1 Section 1. Purpose. The purpose of this act is to amend Section 10.205 of Title
2 10 of the Kosrae State Code to establish a Protected Areas Fund with regulation and a
3 board to oversee the fund.

4 Section 2. Amendment. Section 10.205 of Title 10 of the Kosrae State Code as
5 amended by State Law Nos. 8-46, 8-234, 8-17, 9-15, 9-63, 9-81, 9-140, 10-109, 10-113
6 and 10-143, is hereby amended to read as follows:

7 Section 10.205. The Revenue Fund.

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

17 (1) Monies received as probation fees may only be used to fund
18 client services and programs that are under the supervision of the

- 1 Probation Officer.
- 2 (o) The Division of Finance and Budget retains in a Protected
- 3 Areas Fund:
- 4 (i) all monies awarded directly into the fund or
- 5 awarded to KIRMA and/or other non-governmental
- 6 organizations, for the purpose of protected areas,
- 7 shall be used for the purpose of conserving and
- 8 managing protected areas in the Kosrae State
- 9 Protected Areas System and/or proposed areas to be
- 10 included in the System.
- 11 (ii) In order to ensure long-term sustainable financing
- 12 into the Fund, monies donated, contributed, and
- 13 financed thru external sources of fund assistance,
- 14 including national, regional, international bilateral
- 15 and multilateral environmental support programs,
- 16 for the purposes of protected areas, shall be
- 17 dedicated into the fund in the same manner as
- 18 monies appropriated through the state and the
- 19 national government.
- 20 (iii) Monies deposited into the Fund may be used for:
- 21 (1) Developing and implementing management
- 22 plans for protected areas in the Protected Areas

- 1 System.
- 2 (2) Developing institutional capacities of existing and
3 new community-declared protected areas to qualify
4 for inclusion in the Protected Areas System; and
- 5 (3) Implementing community-based project activities
6 support the Kosrae State Protected Areas System
7 including projects involving the management and
8 protection of identified areas of biodiversity
9 significance (ABS) in the State of Kosrae.
- 10 (iv) The Administrator of KIRMA shall:
- 11 (1) work with the Protected Areas Fund Board to
12 administer the Protected Areas Fund, but all funds
13 shall be received, held, disbursed and accounted for
14 by the Director of the Department of Administration
15 and Finance or his designee.
- 16 (2) work with the Protected Areas Fund Board to
17 determine on an annual basis prior to end of fiscal
18 year how much, if any, funds will be made available
19 for disbursement.
- 20 (3) issue the request to the Director of the Department
21 of Administration and Finance to disburse monies
22 for selected projects.

1 (v) The Director of the Department of Administration
2 and Finance shall prepare a quarterly report
3 detailing all monies received and expended out of
4 fund. A copy of the report shall be transmitted to
5 the Administrator and to the Speaker of the
6 Kosrae State Legislature within (5) business days
7 of the end of each quarter.

8 (vi) KIRMA shall work with the Attorney General's
9 Office to establish regulations prescribing
10 procedures for review of proposals, disbursement of
11 funds from the special revenue fund, and criteria by
12 which proposals should be considered. KIRMA
13 and the Attorney General's office shall also
14 establish regulations specifying roles and
15 compositions of the Protected Areas Fund Board.
16 The regulation shall be consistent with Title 10 of
17 the Kosrae State Code and Financial Management
18 Regulations.

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

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22 PASSED BY THE ELEVENTH KOSRAE STATE LEGISLATURE ON THE 16th DAY

ELEVENTH KOSRAE STATE LEGISLATURE

FOURTEENTH SPECIAL SESSION, JUNE 2017

L.B. No. 11-107, L.D.3

1 OF JUNE, 2017.

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Tulensa W. Palik

Speaker, Eleventh Kosrae State Legislature

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Attested by:



Chief Clerk

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Lyndon H. Jackson

Governor, State of Kosrae

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Date: _____