

1 NITIJELA OF THE MARSHALL ISLANDS

2 21ST CONSTITUTIONAL REGULAR SESSION, 2000

BILL NO. 25, N.D.3

3
4 P.L. 2000-15

5
6 An Act

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8 To provide-

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10 (a) in accordance with Article VIII, Section 8 of the
11 Constitution for the issue as a Supplemental Appropriation, from
12 the Marshall Islands General Fund, including funds obtained as
13 Bank loans of a total sum of \$8,000,000 and funds provided as
14 grant by the Republic of China, of a total sum of \$19,979,783 to
15 meet the supplementary special appropriations and capital
16 expenditures of the Government for the Financial Year 2000, and
17 to appropriate sums to program areas, and for related purposes
18 as directed by Cabinet; and

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20 (b) for a Contingencies Fund in accordance with Section 9
21 of Article VIII of the Constitution; and

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23 (c) for delegation of approved expenditure under Section 5
24 of Article VIII of the Constitution; and

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26 (d) for controls on reprogramming and transfer of funds
27 within program areas.

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30 BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS:

31 Section 1. Short Title and Effective Date.

32 This Act may be cited as the Supplemental Appropriation
33 (Financial Year 2000) Act, 2000.

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Section 2. Statement of National Objective.

It is the intention of the Government of the Republic of the Marshall Islands to hereby enact and implement a supplementary budget to authorize necessary and desirable expenditure over and above that authorized by the Appropriations (Financial year 2000) Act, 2000, P.L. 2000-2, to meet the supplementary special appropriations and capital expenditures incurred in the program areas categorized and set out in Schedule 1, and as summarized in Schedule 3.

Section 3. Interpretation.

In this Act -

(1) "program area" means program areas set out in Schedule 1 as indicated by numbering in the first column of the Schedule, and summarized in Schedule 3.

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Section 4. Appropriation from the Marshall Islands
General Fund.

The total sum of \$27,979,783 (being the total of bank loans and grant from the Republic of China received by the Government of the Republic of the Marshall Islands, as set out in Schedules 2 and 4) is hereby appropriated and may be withdrawn from the Marshall Islands General Fund pursuant to Article VIII of the Constitution, for the program areas as set out in Schedule 1, Special Appropriations and Capital Expenditures, the Contingencies Fund and other expenditures contingent upon the determination of actual liabilities in various matters, including litigations, the health fund and other allied prospective liabilities, and for related purposes as directed by Cabinet during the Financial year.

Section 5. Lapsing of Funds

The appropriation made under Section 4 shall not lapse at the end of the Financial year but shall continue until either

(a) the purposes of the appropriation are satisfied, or (b) the funds are expended, whichever occurs first.

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Section 6. Delegation of Authority.

(1) For the purpose of Article VIII, Section 5(1) of the Constitution, the authority to approve expenditure in a program area in accordance with Schedule 1, is hereby delegated to:-

(a) the member of Cabinet primarily responsible for that program area; and

(b) if the responsible member of Cabinet so directs by instrument in writing, and subject to any limitations imposed by the instrument and to general control by the member, the appropriate person, authority, or agency, subject in either case to any limitations imposed by the Cabinet.

(2) Any expenditure otherwise than in accordance with Schedule 1 shall require the approval of the Cabinet in accordance with Article VIII, Section 5(1) of the Constitution.

Section 7. Budget Estimates.

Budget estimates for expenditure and revenue are set forth in Schedules 1 and 2, and summarized in Schedules 3 and 4 hereto, respectively, provided that:

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(a) any expenditure pursuant to an appropriation for the program area 4.2.a. of Schedule 1, namely, the Outer Islands Economic Development Projects, shall be made only in accordance with Regulations to be approved by the Cabinet, specifying the relevant economic development projects.

Section 8. Effective Date.

This Act shall come into effect on the date of certification in accordance with Article IV, Section 21 of the Constitution.

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Certificate

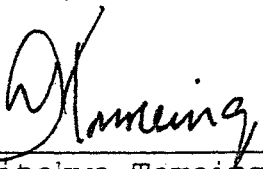
I hereby certify -

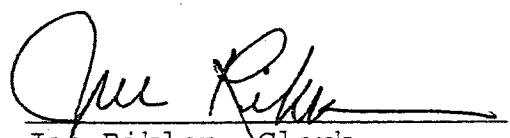
(1) that the above Nitijela Bill No. 25^{N.D.3} has been passed by the Nitijela of the Marshall Islands on the 23rd day of June, 2000, and

(2) that I am satisfied that Nitijela Bill No. 25^{N.D.3} has been passed in accordance with the Constitution of the Marshall Islands and the Rules of the Nitijela.

I hereby place my signature before the Clerk of the Nitijela this 27th day of June, 2000.

Attest:


Litokwa Tomeing, Speaker
Nitijela of the Marshall Islands


Joe Riklon, Clerk
Nitijela of the Marshall Islands

SCHEDULES

REPUBLIC OF THE MARSHALL ISLANDS
FY 2000 SUPPLEMENTARY BUDGET
FUNDED BY BANK LOANS AND GRANT
FROM THE REPUBLIC OF CHINA

APPROPRIATION OUT OF M.I. GENERAL FUND
FOR SPECIAL APPROPRIATION AND CAPITAL EXPENDITURES

Schedule 1

<u>Program Area</u>	<u>Estimated Expenditure</u>
1.1 SPECIAL APPROPRIATIONS FROM ADB LOANS	
(a) Reform program	\$ 1,000,000.00
(b) Trust Fund	\$ 2,000,000.00
TOTAL FOR ADB LOAN	<u>\$ 3,000,000.00</u>
2.1 SPECIAL APPROPRIATIONS FROM BANK LOANS	
(a) Litigation and other liabilities	\$ 2,000,000.00
(b) Health Fund	\$ 2,500,000.00
(c) Legal fees	\$ 500,000.00
TOTAL FOR BANK LOAN	<u>\$ 5,000,000.00</u>
3.1 SPECIAL APPROPRIATIONS FROM ROC GRANT FOR RECURRENT EXPENDITURES	
(a) Government electricity bills	\$ 250,000.00
(b) Kajur subsidy for Ebeye	\$ 325,000.00
(c) Payment of land leases	\$ 910,000.00
(d) Kalgov grant	\$ 450,000.00
(e) Health care fund subsidy	\$ 500,000.00
(f) Marshall Islands Visitors Authority	\$ 250,000.00
(g) Dry docking of Government ships	\$ 315,000.00
Department Total	<u>\$ 3,000,000.00</u>

Schedule 2

Sources of Funds

Amount

1.1 ADB Loan	\$ 3,000,000.00
2.1 Commercial Loan	\$ 5,000,000.00
3.1 ROC Grant for Recurrent Expenditure	\$ 3,000,000.00
4.1-4.8 ROC Grant for Development projects	\$ 16,979,783.00

TOTAL REVENUES

\$ 27,979,783.00

SUMMARY OF APPROPRIATIONS OUT OF THE M.I. GENERAL FUND
FOR SPECIAL APPROPRIATIONS AND CAPITAL EXPENDITURES

Schedule 3

<u>Program Area</u>	<u>Amount</u>
1.1 Special Appropriations from ADB Loan	\$ 3,000,000.00
2.1 Special Appropriations from Bank Loan	\$ 5,000,000.00
3.1 Special Appropriations from ROC (Rec. Exp.)	\$ 3,000,000.00
Departmental Appropriations from ROC Grant	
4.1 Ministry of Public Works	\$ 5,757,000.00
4.2 Ministry of Internal Affairs	\$ 2,556,383.00
4.3 Ministry of Education	\$ 2,600,000.00
4.4 Ministry of Resources & Development	\$ 721,400.00
4.5 Ministry of Justice	\$ 1,585,000.00
4.6 Ministry of Transportation & Communications	\$ 2,810,000.00
4.7 Cabinet	\$ 200,000.00
4.8 Ministry of Health & Environment	\$ 750,000.00
Department Total	<u>\$ 16,979,783.00</u>
 TOTAL SPECIAL APPROPRIATIONS AND CAPITAL EXPENDITURES	 <u>\$ 27,979,783.00</u>

Schedule 4

<u>Sources of Funds</u>	<u>Amount</u>
1.1 ADB Loan	\$ 3,000,000.00
2.1 Commercial Loan	\$ 5,000,000.00
3.1 ROC Grant for Recurrent Expenditure	\$ 3,000,000.00
4.1-4.8 ROC Grant for development projects	\$ 16,979,783.00
TOTAL REVENUES	<u>\$ 27,979,783.00</u>

DEPARTMENTAL APPROPRIATION FROM ROC GRANT

4.1 Ministry of Public Works

(a) YFU-82-LCM/Heavy Duty Equipments	\$	2,000,000.00
(b) Outer Islands Airports	\$	500,000.00
(c) Road pavement	\$	932,000.00
(d) Garbage bins	\$	120,000.00
(e) Honolulu Government House repairs	\$	100,000.00
(f) Ebeye causeway	\$	1,000,000.00
(g) Rongelap Airport	\$	280,000.00
(h) YFU dry docking	\$	100,000.00
(i) Ebeye drainage	\$	375,000.00
(j) Nitijela repairs	\$	350,000.00
Department Total	\$	<u>5,757,000.00</u>

4.2 Ministry of Internal Affairs

(a) Outer Islands Economic Development projects	\$	2,500,000.00
(b) Sound system	\$	56,383.00
Department Total	\$	<u>2,556,383.00</u>

4.3 Ministry of Education

(a) Elementary Roofing & repairs	\$	2,000,000.00
(b) CMI Capital improvement project	\$	250,000.00
(c) Kili Elementary School construction	\$	100,000.00
(d) Jaluit High School capital Improvement project	\$	100,000.00
(e) Wotje High School capital Improvement project	\$	100,000.00
(f) RMI/USP	\$	50,000.00
Department Total	\$	<u>2,600,000.00</u>

4.4 Ministry of Resources & Development

(a) Agricultural Training Center	\$	50,000.00
(b) Equipment, Supplies, tools, parts	\$	543,400.00
(c) Dry dock repairs	\$	128,000.00
Department Total	\$	<u>721,400.00</u>

4.5 Ministry of Justice

(a) New prison facility	\$	250,000.00
(b) Fire building	\$	250,000.00
(c) Laura substation	\$	200,000.00
(d) Ebeye fire station & engine	\$	435,000.00
(e) Micronesian Legal Services building	\$	150,000.00
(f) Public Defender building	\$	150,000.00
(g) Jaluit Police Station	\$	150,000.00
Department Total	\$	<u>1,585,000.00</u>

4.6 Ministry of Transportation & Communications

(a) Airport Hangar	\$	1,200,000.00
(b) Amata Kabua Airport Terminal improvement pr	\$	110,000.00
(c) Outer Islands Shipping Services	\$	1,500,000.00
Department Total	\$	<u>2,810,000.00</u>

4.7 Cabinet

(a) New Convention Center	\$	150,000.00
(b) Library	\$	50,000.00
Department Total	\$	<u>200,000.00</u>

4.8 Ministry of Health & Environment

(a) Repairs	\$	600,000.00
(b) Ebeye morgue	\$	50,000.00
(c) EPA	\$	100,000.00
Department Total	\$	<u>750,000.00</u>

TOTAL FOR ROC GRANT	\$	<u>19,979,783.00</u>
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TOTAL SPECIAL APPROPRIATIONS AND CAPITAL EXPENDITURES	\$	<u>27,979,783.00</u>
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