

AN ACT

To provide -

- (a) in accordance with the Constitution, Article VIII, and the Transitional Provisions (Conformity with Trusteeship Agreement) Act, Section 9, 10, 12, and 13, for the issue from the Marshall Islands General Fund and the United States Grant General Fund of a total sum of \$40,330,145 to meet expenditure of the Government for the financial year 1983, and to appropriate sums to program areas; and
  - (b) in accordance with the Constitution, Article VIII, Section 9, for a Contingencies Fund; and
  - (c) for contingent appropriations of amounts that may be received from overseas in the future; and
  - (d) for a contingent appropriation to meet the cost of any necessary plebiscite on the termination of the Trusteeship Agreement and on a Compact of Free Association with the United States; and
  - (e) for a delegation to approve expenditure under the Constitution, Article VIII, Section 5, within defined limits; and
  - (f) controls on reprogramming and transfers of funds within appropriation areas,
- and for related purposes.

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BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS:

1           Section 1. Short title.

2                   This Act may be cited as the Appropriation Act  
3 (Financial Year 1983).

4           Section 2. Interpretation.

5                   In this Act -

6                           "program area" means a program area set out  
7 in schedules 1, 2 or 3, as indicated by numbering  
8 in the first column of that Schedule;

9                           "unanticipated oversea income" means any money,  
10 not being loan money, that -

11                                   (a) becomes available for expenditure  
12   from a source outside the Marshall  
13   Islands at a time when the Nitijela  
14   is not meeting; and

15                                   (b) has not been specifically included  
16   in the budget estimates or  
17   supplementary budget estimates for  
18   the current financial year,

19                           which the Cabinet is satisfied should, in the  
20                           interests of the Marshall Islands, be expended,  
21                           in whole or in part, before the expenditure could  
22                           reasonably be authorized by an Appropriation Act  
23                           or Supplementary Appropriation Act.

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1 United States Grant General Fund and expended pursuant to Sections  
2 10, 12 and 13 of the Transitional Provisions (Conformity with  
3 Trusteeship Agreement) Act, and Article VIII of the Constitution,  
4 for program areas in accordance with Schedule 3, during the  
5 financial year ending 30 September 1983.

6 (3) The amounts set out in Schedules 2 and 3  
7 are not available for expenditure as reprogrammed expenditure  
8 under Section 13 of the Transitional Provisions (Conformity  
9 with Trusteeship Agreement) Act and Article VIII, Section 7  
10 of the Constitution except as authorized by or under the law  
11 of the United States.

12 Section 5. Appropriations from the Marshall Islands

13 General Fund.

14 The sum of \$19,833,585, made up of -

15 (a) \$8,533,585, being public money other than  
14 money required, by Section 9 of the  
15 Transitional Provisions (Conformity  
16 with Trusteeship Agreement) Act, to be  
17 paid into the United States Grant  
18 General Fund; and

19 (b) \$11,300,000, being the amount appropriated  
20 out of the United States Grant General  
21 Fund by Section 3,

22 is appropriated and may be withdrawn from the Marshall Islands  
23 General Fund and expended pursuant to Article VIII of the  
24 Constitution for program areas in accordance with Schedule 1

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1 during the financial year ending 30 September 1983.

2 Section 6. Contingencies Fund.

3 (1) In accordance with Article VIII, Section 9 of  
4 the Constitution, a Contingencies Fund is established.

5 (2) The amount of the Contingencies Fund prescribed  
6 for the purposes of Article VIII, Section 9(1) of the Constitution  
7 is \$500,000.

8 (3) In accordance with Article VIII, Section 9 of  
9 the Constitution, the Cabinet, on being satisfied that there  
10 has arisen an urgent and unforeseen need for expenditure for  
11 which no other provision exists, may authorize advances from  
12 the Marshall Islands General Fund to be charged against the  
13 Contingencies Fund.

14 (4) Where an amount of unanticipated overseas income  
15 is received by the Government for the purpose of meeting an  
16 urgent and unforeseen need, the amount prescribed by Subsection  
17 (2) for the Contingencies Fund is increased by the amount  
18 of that unanticipated overseas income, to meet the need.

19 Section 7. Unanticipated overseas income.

20 Where an amount of unanticipated overseas income  
21 is received by the Government for a specified program area  
22 (otherwise than as set out in Section 6(4)), the amount is  
23 appropriated for the corresponding program area set out in  
24 Schedules 1, 2 or 3, as the case may be, and the amount of the  
25 appropriation for that program area is increased accordingly.

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1           Section 8. Reports to the Nitijela.

2           When any money to which Section 6(4) or Section 7  
3 applies is received, the Minister of Finance shall immediately  
4 notify the Chairman of the Standing Committee on Appropriations,  
5 and the money shall not be expended without the approval of that  
6 Committee or a subcommittee of that Committee appointed by the  
7 Chairman for the purpose.

8           Section 9. Lapsing of certain appropriations, etc.

9           Any increase in the amount prescribed for the  
10 Contingencies Fund provided for by Section 6(4) ceases, and  
11 any increase in the amount of an appropriation effected by Section  
12 7 lapses -

13                   (a) at the end of the period of 28 days  
14                   after the end of the next meeting of the  
15                   Nitijela after the date on which the money  
16                   referred to in those respective provisions  
17                   becomes available for expenditure; or

18                   (b) on the effective date of the next  
19                   Appropriation Act or Supplementary  
20                   Appropriation Act enacted after the date  
21                   referred to in Paragraph (a); or

22                   (c) on the passing of a resolution to that  
23                   effect by the Nitijela,

24 whichever first happens.

25           Section 10. Delegation of approval authority.

26           (1) For the purposes of Article VIII, Section 5(1)

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1 of the Constitution and of Section 10 of the Transitional  
2 Provisions (Conformity with Trusteeship Agreement) Act, the  
3 Authority to approve expenditure in a program area in accordance  
4 with Schedules 1, 2 or 3 is delegated to -

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

7 (b) if the responsible member of the Cabinet  
8 so directs by instrument in writing, and  
9 subject to any limitations imposed by the  
10 instrument and to general control by the  
11 member - the appropriate person referred  
12 to in Subsection (2),

13 subject in either case to any limitations imposed by the Cabinet.

14 (2) The persons referred to in Subsection (1)(b) are

15 (a) the Secretary of the Department concerned;  
16 and

17 (b) the Chief Secretary; and

18 (c) the Chairperson of the Public Service  
19 Commission; and

20 (d) the Attorney-General; and

21 (e) the Clerk of the Nitijela; and

22 (f) the Clerk of the Council of Iroi; and

23 (g) the Clerk of the Cabinet; and

24 (h) the Clerk of Courts; and

25 (i) the Public Defender.



SCHEDULE 1.

General Appropriations - Recurrent.

<u>Program Area No.</u>	<u>Description.</u>	<u>Appropriation.</u>
1	<u>Health Services</u>	
	(a) Hospital operations	2,530,500
	(b) Health Education	2,200
	(c) Environmental Health	34,600
	(d) Dental Services	<u>180,300</u>
	DEPARTMENT TOTAL	2,747,600
2	<u>Education</u>	
	(a) Administration	257,200
	(b) Elementary	1,714,600
	(c) Secondary	652,800
	(d) Ebeye Nursery	91,600
	(e) Adult Basic Education	8,000
	(f) Scholarships	202,000
	(g) Aid to Private Schools	<u>78,000</u>
	DEPARTMENT TOTAL	3,004,200
3	<u>Transportation and Communications</u>	
	(a) Office of the Secretary	255,900
	(b) Ship Operations	875,500
	(c) Administrative/ Maintenance Support	203,000
	(d) Communications	<u>180,600</u>
	DEPARTMENT TOTAL	1,515,000
4	<u>Internal Affairs</u>	
	(a) Administration	76,900
	(b) Broadcast and Public Information	59,900

	(c)	Political Affairs	22,400
	(d)	Electoral Commission	<u>73,700</u>
		DEPARTMENT TOTAL	232,900
5		<u>Resources and Development</u>	
	(a)	Administration	107,900
	(b)	Lands and Survey	49,600
	(c)	Agriculture	215,700
	(d)	Marine Resources	12,300
	(e)	Airports Development	44,000
	(f)	Outer Island	<u>512,600</u>
		DEPARTMENT TOTAL	942,100
6		<u>Internal Security</u>	
	(a)	Attorney General	211,400
	(b)	Public Safety	530,100
	(c)	Immigration	<u>44,400</u>
		DEPARTMENT TOTAL	785,900
7		<u>Administration</u>	
	(a)	Chief Secretary	128,100
	(b)	Chief Secretary's Representative/Ebeye	66,093
	(c)	Chief Secretary's Representative/Jaluit	31,564
	(d)	Planning Office	<u>51,500</u>
		DEPARTMENT TOTAL	277,257
8.		<u>Finance</u>	
	(a)	Office of the Secretary	253,050
	(b)	Finance and Accounting	127,800
	(c)	Procurement and Supply	110,700
	(d)	Revenue and Taxation	93,600

	(e)	Treasury	40,600
	(f)	Federal Program Coordination	<u>63,395</u>
		DEPARTMENT TOTAL	689,145
9		<u>Public Works</u>	
	(a)	Operations and Maintenance	910,500
	(b)	Utilities	377,526
	(c)	Utilities - POL	<u>1,503,000</u>
		DEPARTMENT TOTAL	2,791,026
10		<u>Social Services</u>	
	(a)	Social Welfare	75,700
	(b)	Grants-In-Aid	100,000
	(c)	Women's Affairs	21,700
	(d)	Housing Authority	34,900
	(e)	Youth Services	<u>35,500</u>
		DEPARTMENT TOTAL	267,800
11		<u>Foreign Affairs</u>	
	(a)	Office of the Secretary	170,900
	(b)	Honolulu Office	<u>125,700</u>
		DEPARTMENT TOTAL	296,600
12		<u>Cabinet</u>	
	(a)	President's Allowance	23,750
	(b)	President's and Ministers' Salaries	214,400
	(c)	Cabinet Operations	<u>106,250</u>
		DEPARTMENT TOTAL	344,400
13		<u>Nitijela</u>	
	(a)	Administration	115,900
	(b)	General Membership	452,200

	(c)	Legislative Counsel	122,000
	(d)	Speaker's Contingency	<u>25,000</u>
		DEPARTMENT TOTAL	715,100
14		<u>Council of Iroij</u>	
		Membership and Administration	134,917
15		<u>Auditor General</u>	
		Staff Operations	46,200
16		<u>Public Service Commission</u>	
		Commission and Staff	264,300
17		<u>Public Defender</u>	
		Staff Operations	83,100
18		<u>Judiciary</u>	
	(a)	Supreme Court/High Court Administration	150,000
	(b)	Traditional Rights Court	<u>56,000</u>
		DEPARTMENT TOTAL	206,000
19		<u>Special Appropriations</u>	
	(a)	Plebescite/Political Education Campaign	250,000
	(b)	Aircraft Start-up Fund	217,400
	(c)	FEMA Fire Disaster	398,000
	(d)	FAA Technical Assistance	87,000
	(e)	Prior Year Liabilities	950,000
	(f)	FY-82 Contingencies Fund Obligations	316,200
	(g)	Prior Year Deficits	2,256,100
	(h)	Workmen's compensation	<u>19,000</u>
		DEPARTMENT TOTAL	4,493,700

Total appropriations out of the M. I. General Fund	19,833,585
Special U.S. Agency Grants (as per Schedule 2)	5,519,900
Capital Improvement Projects (as per Schedule 3)	14,973,000
 GRAND TOTAL OF APPROPRIATIONS	 40,330,145

Charges on the M.I. General Fund	
Debt Services	3,536,355
Compensation	150,500
 GRAND TOTAL OF EXPENDITURES	 44,017,000

SCHEDULE 2.

Special U.S. Agency Grants.

<u>Program Area No.</u>	<u>Description.</u>	<u>U.S. Grant General Fund.</u>
1	<u>Health Services</u>	
	(a) Family Planning	17,900
	(b) Mental Health	10,000
	(c) Preventive Health	17,950
	(d) Continuing Education for Nurses	25,000
	(e) Maternal and Child Health	137,000
	(f) Vocational Rehabilitation	60,000
	(g) HSA	19,800
	(h) EPA	44,000
	(i) Venereal Disease	5,500
	(j) Immunizations	<u>12,550</u>
	DEPARTMENT TOTAL	349,700
2	<u>Education</u>	
	(a) ESEA Title I	407,300
	(b) ESEA Title VI	100,100
	(c) ECIA Chapter I	2,073,200
	(d) Special Education	180,000
	(e) Adult Education	36,000
	(f) Teacher Training	133,600
	(g) ESEA VII	6,000
	(h) SCSEP	<u>17,700</u>
	DEPARTMENT TOTAL	2,953,900

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Social Services

(a)	Aging Program	290,000
(b)	School Lunch Program	988,500
(c)	Nutrition Education	8,700
(d)	Need Family Program	105,000
(e)	CDBG (Carryover)	60,000
(f)	Housing Recovery Adm.	<u>20,800</u>

DEPARTMENT TOTAL 1,473,000

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Internal Affairs

Historic Preservation 16,900

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Administration

(a)	Housing Recovery (RRCC Carryover)	545,000
(b)	Energy Extension (Rollover)	60,000
(c)	Low Income Assistance	68,400
(d)	Energy Conservation (Rollover)	<u>53,000</u>

DEPARTMENT TOTAL 726,400

TOTAL 5,519,900

SCHEDULE 3.

CAPITAL IMPROVEMENT PROJECTS.

<u>Program Area No.</u>	<u>Program</u>	<u>U.S. Grant General Fund.</u>
1	Majuro Hospital/Dispensaries	2,854,000
2	M.E.H.S. Cafetorium	1,781,000
3	Ebeye Container Yard/Warehouse	2,488,000
4	DUD-Laura Electric Line	2,700,000
5	Majuro Sewer	5,000,000
6	Majuro Dock Fender System	<u>150,000</u>
TOTAL C.I.P. - U.S. GRANT GENERAL FUND		14,973,000

CERTIFICATE

I hereby certify:

(1) that the above Nitijela Bill No. 42 N.D.- 1 has been passed by the Nitijela of the Marshall Islands on the 30th day of December 1982; and

(2) that I am satisfied that Bill No. 42 N.D.-1 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 6th day of January, 1983.

/s/ Atlan Anien  
 Atlan Anien, Speaker  
 Nitijela of the Marshall Islands

Attest:

/s/ Donald F. Capelle  
 Donald F. Capelle, Clerk  
 Nitijela of the Marshall Islands

Concurred by High Commissioner Hon. Janet McCoy 1/30/83