



Republic of the Marshall Islands
Jepilpilin Ke Ejukaan

FISCAL YEAR 2016 SUPPLEMENTAL APPROPRIATION ACT 2016

Introduced by:

MINISTER BRENSON S. WASE

Approved:

PRINTED NAME

SIGNATURE

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**NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS
37TH CONSTITUTIONAL REGULAR SESSION, 2016**



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Republic of the Marshall Islands
Jepilpilin Ke Ejukaan

**FISCAL YEAR 2016 SUPPLEMENTAL APPROPRIATION
ACT 2016**

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1 NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS
2 37TH CONSTITUTIONAL REGULAR SESSION, 2016



3 Republic of the Marshall Islands
4 *Jepilpilin Ke Ejukaan*

5 **FISCAL YEAR 2016 SUPPLEMENTAL APPROPRIATION**
6 **ACT 2016**

7 **A BILL FOR AN ACT to provide:**

- 8 (a) in accordance with Article VIII, Section 8 of the Constitution
9 for a Supplemental Appropriation, from the Marshall Islands
10 General Fund, from donor grants and donor project support, a
11 total sum of **\$4,530,000** to meet certain special appropriations
12 and capital expenditures of the Government as set out in
13 Schedule 1, 2 and 3 of this Act.
- 14 (b) for delegation of approved expenditure under Section 5 of
15 Article VIII of the Constitution; and
- 16 (c) for control on reprogramming and transfer of funds within
17 program areas

18 **BE IT ENACTED BY THE NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS**

19 **§1. Short title.**

20 This Act may be cited as the Fiscal Year 2016 Supplemental Appropriation
21 Act, 2016.

22 **§2. Statement of National Objective.**

23 It is the intention of the Government of the Republic of the Marshall Islands
24 to hereby enact and implement a supplemental appropriation, to authorize
25 certain special appropriations and capital expenditures over and above that

1 which was authorized by P.L.2015-44, in the manner set out in Schedules
2 attached as Appendix A to this Act.

3 **§3. Interpretation.**

4 In this Act, unless the context otherwise requires:

- 5 (a) "program area" means the program areas set out in Schedule 1
6 below.

7 **§4. Appropriation and re-appropriation from the Marshall Islands**
8 **General Fund.**

9 A total sum of \$3,600,000 is hereby appropriated and re-appropriated, and
10 may be withdrawn from the Marshall Islands General Fund being:

- 11 (a) the revenue granted through MIMRA, a total sum of
12 \$2,500,000; and
13 (b) the revenue re-appropriated from P.L.2015-44 under the
14 unused funds from the Trust Account (Account A) a sum of
15 \$1,100,000, and shall be expended pursuant to Article VIII of
16 the Constitution for program areas as set out in Schedule 1.

17 **§5. Appropriation of Donor Project Support.**

18 A total sum of \$930,000 is hereby appropriated, being the total sum of donors
19 project support by the ROC (For Drought Relief), India (For Typhoon
20 Nangka), ESCAP (Grant Assistance from Kazakhstan) and US (Disaster
21 Assistance Emergency Fund) shall not be available for expenditure as
22 reprogrammed expenditure under Article VIII Section 7 of the Constitution,
23 except as authorized by or under the agreements with the donor nation
24 and/or institution, and schedule 2.

25 **§6. Funding of the Office of the Auditor General.**

26 The Secretary of Finance shall withhold and deposit in the special account in
27 the Marshall Islands General Fund, zero point eighth percent (0.8%) of all
28 amounts appropriated in Schedules 1 and 2, and the sum so withheld and
29 deposited may be withdrawn and expended by the Auditor-General in
30 accordance with the budget approved for his/her office by the Cabinet, for
31 the operations and activities of his/her office.

1 **§7. Unanticipated Income.**

2 Where, during the Financial Year, an amount of unanticipated income is
3 received by the Government for a specified program area, that amount is
4 appropriated for the corresponding program area in Schedules as the case
5 may be, and the amount of the appropriation for that program area is
6 increased accordingly.

7 **§8. Notification to the Cabinet by the Minister.**

8 When any money is received under Section 8 herein above, the Minister of
9 Finance shall notify the Cabinet of the receipt of such money, and such
10 money shall not be expended without the approval of the Cabinet.

11 **§9. Lapsing of Funds**

12 (1) The appropriations made under Schedule 1 of this Act shall lapse at
13 the end of the Financial year 2016.

14 (2) The appropriation made under Schedules 2 and 3 of this Act shall not
15 lapse at the end of the Financial year 2016 but shall remain until
16 either:

17 (a) the purpose of the appropriation are satisfied, or

18 (b) the funds are expended, whichever occurs first.

19 **§10. Delegation of Authority**

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

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

25 (b) If the responsible member of the Cabinet so directs by
26 instrument in writing, and subject to any limitations imposed
27 by the instrument and to general control by the member, an
28 appropriate person, authority, or agency; or subject in either
29 case to any limitations imposed by the Cabinet.

30 (2) Any expenditure otherwise than in accordance with Schedules 1, 2
31 and 3 shall require the approval of the Cabinet in accordance with
32 Article VIII, Section 5(1) of the Constitution.

- 1 (3) Any expenditure for prior year liabilities made under schedule 1 shall
2 not be available for expenditure as reprogrammed expenditure but
3 shall be withheld and paid directly by the Secretary of Finance to the
4 vendor or service provider.

5 **§11. Budget Estimates and Statement.**

- 6 (1) The Budget Estimates for expenditures for the relevant program areas
7 are set out in Schedules 1, 2 and 3 of this Act.
8 (2) The Budget Statement from the Minister of Finance is attached as
9 Appendix B to this Act.

10 **§12. Reprogramming and Transfers**

- 11 No funds may be reprogrammed or transferred to any other program areas
12 or disbursed in any other manner except as set out in Schedule 1 of this Act.

13 **§13. Effective Date.**

- 14 This Act shall come into effect on the date of certification in accordance with
15 Article IV Section 21 of the Constitution and Rules of Procedures of the
16 Nitijela.

17

**NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS
37TH CONSTITUTIONAL REGULAR SESSION, 2016**

**FISCAL YEAR 2016 SUPPLEMENTAL APPROPRIATION
ACT 2016**

SIGNATURES

DATE: _____ **INTRODUCED BY** _____
Print Name *Signature*

DATE: _____ **INTRODUCED BY** _____
Print Name *Signature*

SCHEDULE

SCHEDULE SUBHEADING

REPUBLIC OF THE MARSHALL ISLANDS	
FISCAL YEAR 2016 SUPPLEMENTAL BUDGET	
<u>SUPPLEMENTAL GENERAL FUND APPROPRIATION</u>	<u>SCHEDULE 1</u>
AMENDED APPENDIX "A"	
LINE MINISTRIES	\$ 1,487,040.00
President & Cabinet	\$ 186,000.00
Nitijela	\$ 193,560.00
Ministry of Foreign Affairs	\$ 163,000.00
Office of the Attorney General	\$ 15,000.00
Ministry of Internal Affairs	\$ 160,000.00
Postal Services	\$ 106,100.00
Ministry of Finance	\$ 170,000.00
Banking Commission	\$ 106,000.00
Ministry of Public Works	\$ 180,000.00
Ministry of Justice	\$ 63,380.00
Ministry of Education	\$ 14,000.00
Office of the Chief Secretary	\$ 52,000.00
Ministry of Transportation and Communication	\$ 28,000.00
Marshall Islands Visitors Authority	\$ 50,000.00

SPECIAL APPROPRIATIONS	\$ 2,112,960.00
Copra Price Stabilization Subsidy (Tobolar)	\$ 650,000.00
Constitutional Convention (CONCON)	\$ 572,960.00
NTA	\$ 450,000.00
Court Judgement	\$ 200,000.00
Solar project (Honda)	\$ 200,000.00
WUTMI	\$ 40,000.00
TOTAL GENERAL FUND EXPENDITURES	\$ 3,600,000.00
PROJECT SUPPORT EXPENDITURES	SCHEDULE 2
ROC	\$ 30,000.00
Drought Relief	\$ 30,000.00
India	\$ 100,000.00
Typhoon Nangka	\$ 100,000.00
REPUBLIC OF THE MARSHALL ISLANDS	
FISCAL YEAR 2016 SUPPLEMENTAL BUDGET	
ESCAP (Grant Assistance from Kazakhstan)	\$ 50,000.00
Support Participation in International and Regional Meetings in Climate Change and Renewable Energy as well as preparation for Resource Mobilization.	\$ 50,000.00

US	\$ 750,000.00
Disaster Assistance Emergency Fund	\$ 750,000.00
TOTAL PROJECT SUPPORT EXPENDITURES	\$ 930,000.00
TOTAL ALL EXPENDITURES	<u>\$ 4,530,000.00</u>
SOURCE OF FUNDS	
GENERAL FUND REVENUES	\$ 2,500,000.00
MIMRA	\$ 2,500,000.00
OTHER REVENUES	\$ 1,100,000.00
Trust Fund	\$ 1,100,000.00
DONORS PROJECT SUPPORT	\$ 930,000.00
ROC	\$ 30,000.00
India	\$ 100,000.00
ESCAP (Grant from Kazakhstan)	\$ 50,000.00
US Disaster Assistance Emergency Fund	\$ 750,000.00
TOTAL ALL REVENUES	<u>\$ 4,530,000.00</u>