NITIJELA OF THE MARSHALL ISLANDS

23rd CONSTITUTIONAL REGULAR SESSION, 2002 **BILL NO: 111 ND1**

P.L. 2002-63

AN ACT

to amend the Transportation Services Fund Act of 2001 (the Act), by inserting additional languages to provide for authority to establish a Ministry of Communications and Transportation Imprest Fund Account, and to amend section 5 (1) (vi) to allow the Fund to replenish such imprest account.

BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS

Section 1. **Short Title**

This Act may be cited as the Transportation Services Fund (Amendment) Act, 2002

Section 2. **Amendments**

(1) The Transportation Services Fund Act of 2001 section 5 (1) (iv) is hereby amended by inserting additional language in the following manner;

"(vi) such other required purposes for the improvement of the overall services as may be approved by Cabinet, including funding for the purpose of replenishing any imprest fund account established to address the emergency needs of the Ministry of Communications and Transportation's shipping services.

(2). The Act is hereby further amended by inserting immediately following section 5 (3) (b) the following provisions;

" Section 5A. **Ministry of Communications and Transportation Imprest Fund Account**

(1) Pursuant section (5) (1) (vi) above, Cabinet may authorize the

Secretary of the Ministry of Communications and Transportation to establish at any of the local banks, an Imprest Fund Account, to allow the Ministry to address emergency shipping services needs without delay.

(2). The authority to administer any such Imprest fund account is hereby vested in the Secretary of the Ministry of Communications and Transportation, and in his absence, in the officer authorized by the Minister, in writing. The authority to administer any such account includes the authority to;

(a) open and maintain such account at any of the local banks

(b) deposit funds into the account;

(c) withdraw funds from the account for the purposes of addressing the emergency needs of the Ministry's shipping services;

(d) draw checks against the account, for the purposes of addressing the emergency needs of the Ministry's shipping services . All checks drawn against the account by the Secretary of the Ministry of Communications and Transportation must be counter -signed by the Ministry's budget officer.

(3). Such imprest fund account may be replenished by the Ministry of Communications and Transportation portion of funds under the Transportation Services Fund, in an amount not exceeding thirty thousand dollars (US$30,000.00).

(4). The Secretary of the Ministry of Communications and

Transportation shall maintain in accordance with sound accounting procedures or procedures similar to those prescribed under the Financial Management Act, proper records of all transactions of such account. Such records shall be subject to audit by the Auditor General as provided for under Article VIII section 15 of the Constitution.

Section 3 **Effective Date**

This Act shall take effect on the date of certification in accordance with the Rules of Procedures of the Nitijela and the relevant provisions of the Constitution.

CERTIFICATE

I hereby certify;

(1). that the above Nitijela Bill No. 100 N.D.1 was passed by the Nitijela of the Marshall Islands on the 11th day of October, 2002; and

(2). that I am satisfied that Nitijela Bill No.100 N.D.1 was passed in accordance with the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela.

I hereby place my signature before the Clerk of the Nitijela on this 11th day of November 2002.

P.L. 2002-63

Attest:

Litokwa Tomeing
Speaker
Nitijela of the Marshall Islands

Joe E. Riklon
Clerk,
Nitijela of the Marshall Islands