ELEVENTH LEGISLATURE BILL NO. 11-138, D2

STATE OF YAP YAP STATE LAW NO. 11-130

THIRD REGULAR SESSION, 2025

AN ACT

To appropriate the sum of $11,577,988 from the Yap State Fiscal Year 2026 financial estimates in the General Fund for the purpose of funding government operations, programs and projects in the State of Yap during Fiscal Year 2026, and for other purposes.

Be it enacted by the Legislature of the State of Yap.

Section 1. Operations, Programs and Projects. The sum of $11,577,988, or so much thereof as may be necessary, is hereby appropriated from the the General Fund for the purpose of funding government operations, programs and projects during Fiscal Year 2026. The sum appropriated shall be from Local Revenues for $9,938,576, from Program Income for $810,247, from Airport and Airway Operation and Maintenance Account for $129,165, and from the General Fund Tobacco Tax account for $700,000; and shall be apportioned in accordance with the following schedule:

(1) Office of the Governor:

(a) Local Revenues ..... $ 240,559;

(2) Office of Administrative Services:

(a) Local Revenues ..... $ 599,784;

(3) Office of Planning and Budget:

(a) Local Revenues ..... $ 198,447;

(4) Office of Attorney General:

(a) Local Revenues ..... $ 1,102,199;
(5) Department of Resources and Development:
(a) Local Revenues ..... $ 941,747;
(6) Department of Youth and Civic Affairs:
(a) Local Revenues ..... $ 479,182;
(7) Department of Health Services:
(a) General Fund - $ 1,142,984:
(i) Local Revenues ..... $ 317,984;
(ii) Program Income ..... $ 325,000;
(iii) Tobacco Tax ..... $ 500,000;
(8) Department of Education:
(a) Local Revenues ..... $ 502,320;
(9) Department of Public Works and Transportation:
(a) General Fund - $3,482,859:
(i) Local Revenues..... $ 2,876,647;

(ii) Program Income ..... $ 477,047;

(iii) Airport and Airway Operation and Maintenance Account ..... $ 129,165;

(10) Yap State Legislature:

(a) Local Revenues ..... $ 708,843;

(11) Yap State Court:

(a) Local Revenues ..... $ 316,767;

(12) Council of Pilung:

(a) Local Revenues ..... $ 260,760;

(13) Council of Tamol:

(a) Local Revenues ..... $ 204,670;

(14) Office of Public Auditor:

(a) Local Revenues ..... $ 234,617;

(15) Environmental Protection Agency:

(a) Local Revenues ..... $ 135,134;

(16) Yap Visitors Bureau:

(a) Local Revenues ..... $ 171,737;

(17) Historical Preservation Office

(a) Local Revenues ..... $ 89,624;

(18) Yap Investment Trust:

(a) Local Revenues ..... $ 28,889;
(19) Yap Community Action Program:
(a) Local Revenues ..... $ 104,497;
(20) Election Commission:
(a) Local Revenues ..... $ 130,772;
(21) Yap State Scholarship Program (R&D):
(a) Tobacco Tax ..... $ 200,000;
(22) Small Business Development Center
(a) General Fund - $79,288:
(i) Local Revenues ..... $ 71,088;
(ii) Program Income ..... $ 8,200;
(23) Yap Public Library:
(a) Local Revenues..... $ 5,000;
(24) Micronesian Legal Services Corp.:
(a) Local Revenues ..... $ 80,000;
(25) Yap Day Celebration:
(a) Local Revenue ..... $ 35,000; and
(26) Yap-US Military Operation Taskforce:
(a) Local Revenue ..... $ 102,309.

Section 2. Conditions and Restrictions.

(1) Funds herein appropriated under the Amended Compact shall not be available for obligation for their planned uses by the respective agencies until the respective grants have been awarded and the respective cash amounts have been drawn down by the State and are deposited in their respective State accounts and available for disbursement.

(2) Lump-sum budget amounts shall not be advanced to any agency at the beginning of the fiscal year, with exception to this provision as herein specified. Memorandum of agreement (MOA) or other forms of agreement the purpose of which is to obligate and disburse to a respective agency its annual budget as approved herein, including reimbursements to such agencies for payments for expenditures under their respective budget, is prohibited. All funds appropriated by this Act shall be maintained under the authority of the Director of the Office of Administrative Services; PROVIDED the Director may advance to such agencies specified and established by statute with financial authority to administer and manage funds in accordance

with applicable laws, and are further required to report to the Director on status of funds:

(a) Yap Visitors' Bureau.

(3) Funds herein appropriated shall be allotted only on a quarterly basis, except where it is essential for the effective and efficient performance of the duties and responsibilities of an agency to allot certain lump-sum amounts at the beginning of the fiscal year such as for the purchase of fixed assets and for contractual services. The funds appropriated herein for Yap Day Celebration shall not be allotted until January 31, 2026 and only upon a showing to the Governor that the plans, specific budget and program are complete.

(4) Funds appropriated herein for personnel shall not be reprogrammed for other uses. Funding for fixed asset may only be reprogrammed after July 31, 2026.

Section 3. Allotment and Management of Funds, and Lapse Date.

(1) The sums appropriated and apportioned to Subsections (1) through (9), (15) through (19) and (21) through (26) of Section 1 of this Act shall be allotted to the Governor, or his designee(s).

(2) The sum appropriated and apportioned to Subsection (10) of Section 1 of this Act shall be allotted to the Speaker of the Legislature of the State of Yap.

(3) The sum appropriated and apportioned to Subsection (11) of Section 1 of this Act shall be allotted to the Chief Justice of the State Court of Yap.

(4) The sum appropriated and apportioned to Subsection (12) of Section 1 of this Act shall be allotted to the Chairman of the Council of Pilung.

(5) The sum appropriated and apportioned to Subsection (13) of Section 1 of this Act shall be allotted to the Chairman of the Council of Tamol.

(6) The sum appropriated and apportioned to Subsection (14) of Section 1 of this Act shall be allotted to the State Public Auditor.

(7) The sum appropriated and apportioned to Subsection (20) of Section 1 of this Act shall be allotted to the State Election Commissioner.

(8) All allottees shall be responsible for ensuring these funds are used only for the purposes specified in their respective budgets approved by the

Legislature, and that no obligations are incurred in excess of the respective sums appropriated and apportioned under the pertinent Subsections of Section 1 of this Act. The sum appropriated by this Act shall be administered in accordance with the provisions of applicable law, including, but not limited to, the State Financial Management Act of 1983, the State Contracts Act, unless otherwise provided by this Act. The authority to obligate the funds appropriated by this Act shall lapse as of September 30, 2026. Any part of this appropriation not obligated as of September 30, 2026, shall revert to the respective Fund of the State of Yap.

Section 4. Reports. Each allottee shall submit to the Legislature their respective performance and financial reports biannually in Fiscal Year 2026, with the first report due April 30, 2026 on the first two quarters of the fiscal year and the last report on the fiscal year due no later than November 30, 2026. Each report shall include, but not limited to, complete descriptions of the obligations incurred against the respective apportioned sums appropriated by this Act, and the status of the respective funds as of the end of the

reporting period specified herein.

Section 5. Effective date. This Act shall become effective on October 01, 2025 upon the approval by the Governor, or upon its becoming law without such approval.

Final Passage: August 21, 2025

Certified by:
Dee N. N. Libian
Chief Clerk

Nicholas Figirlaarwon
Speaker

9/22/25
Date

Approved by:
Francis Itimai
Acting Governor

9/19/2025
Date