

FY2010 SUPPLEMENTAL BUDGET

	TOTAL	TOTAL	ALL OTHER
PROGRAM ACTIVITY	BUDGET	BLOCK GRANTS	STATE REVENUES
<b>State's Programs &amp; Special Projects</b>		\$ 43,375.00	
Koror State Parks	\$ 43,375.00		
<b>Subtotal</b>	\$ 43,375.00		\$ 43,375.00

GOV COM. #9-11

**SCHEDULE D  
FY2010 SUPPLEMENTAL BUDGET**

No.	Source	Amount
1	National Appropriation FY2010 RPPL 8-15	\$ 43,375.00
	<b>GRAND TOTAL</b>	<b>\$ 43,375.00</b>

AN ACT

To amend Section "3.A." of KSPL No. K5-85-97, as amended by KSPL No. K7-166-05 and KSPL No. K8-203-2008, to provide for the withholding of monthly compensation for Legislators who miss sessions without excuse, to amend Section "3.B." of KSPL No. K5-85-97 to provide for the payment of compensation for excused absences from attending sessions, and for related purposes.

**THE PEOPLE OF KOROR REPRESENTED IN THE LEGISLATURE OF THE STATE OF KOROR DO ENACT AS FOLLOWS:**

1           **Section 1. Findings.** The Ninth Koror State Legislature hereby finds that Article VIII,  
2 Section 5 of the Constitution of the State of Koror provides that "Compensation of the  
3 members of the Legislature shall be determined by law." The monthly compensation payable  
4 to members of the Legislature has been established by law, however, the current law provides  
5 for fixed monthly compensation regardless of whether or not a member attends, or fails to  
6 attend, sessions of the Legislature. It is within the power of the Legislature to provide for the  
7 payment of compensation to members of the Legislature for performing official duties, and to  
8 provide for the withholding of compensation for members who fail to perform basic legislative  
9 functions. It is also part of the fiduciary obligation of each member of the Legislature to attend  
10 sessions to faithfully represent the interests of their constituents.

11           It is in the best interests of the people of the State of Koror to allow for the forfeiture  
12 of monthly compensation for members who miss legislative sessions without excuse, and to  
13 allow the Speaker discretion to make determinations as to the forfeiture of legislative  
14 compensation.

15           It is also in the best interests of the people of Koror to allow for the payment of "per  
16 session" compensation if a member is excused by the Speaker from attending session.

17           **Section 2. Amendment of Section "3.A." of KSPL No. K5-85-97, as amended by**  
18 **KSPL No. K7-166-05 and KSPL No. K8-203-2008, to provide for the forfeiture of**  
19 **monthly compensation of Legislators who fail to attend sessions.**

20  
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1 Section "3.A." of KSPL No. K5-85-97, as amended by KSPL No. K7-166-05 and  
2 KSPL No. K8-203-2008, is hereby amended to read as follows:

3 "A. The monthly compensation payable to members of the  
4 Legislature shall be \$750.00 payable in equal installments on the  
5 fifteenth (15<sup>th</sup>) and the thirtieth (30<sup>th</sup>) day of each month, beginning  
6 on January 15, 2010. Provided, however, that any member who is  
7 absent from three consecutive sessions, or who is absent from any  
8 three out of five consecutive sessions, all without excuse as  
9 determined by the Speaker, shall forfeit one-half of the monthly  
10 compensation payable to such member in any subsequent month. If  
11 a member fails to attend all sessions in any calendar month without  
12 excuse as determined by the Speaker, provided that there are at least  
13 three sessions held in such calendar month, then such member shall  
14 forfeit his or her monthly compensation, and may be denied payment  
15 of compensation during the following months to achieve such  
16 forfeiture."

17 **Section 3. Amendment of Section "3.B." of KSPL No. K5-85-97 to allow for the**  
18 **payment of "per session" compensation if a Legislator is excused by the Speaker from**  
19 **attending session.**

20 Section "3.B." of KSPL No. K5-85-97 is hereby amended to read as follows:

21 "B. In addition to the compensation mentioned above, each  
22 member of the Legislature shall be paid \$25.00 for each day while  
23 attending legislative session, provided that the compensation may be  
24 paid to members who do not attend session but are excused from  
25 attendance in advance of such session by the Speaker."

26 **Section 4. Severability.** In the event that a court of competent jurisdiction determines  
27 that any part or portion of this Act are invalid or otherwise unenforceable, then the offending


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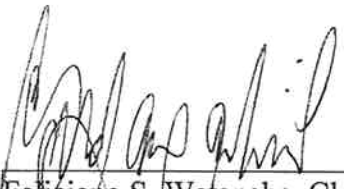
part or portions may be stricken, and the remaining portions shall continue in full force and effect.

**Section 5. Effective Date.** This Act shall become effective upon its becoming law by operation of the Koror State Constitution.

PASSED: September 29, 2010

AS CERTIFIED AND ATTESTED TO BY:

  
\_\_\_\_\_  
Legislator Eyo Rudimch, Speaker  
Ninth Koror State Legislature

  
\_\_\_\_\_  
Feliciano S. Watanabe, Clerk  
Ninth Koror State Legislature

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APPROVED ON THIS 24 DAY OF October, 2010.

  
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Yositaka Adachi, Governor  
Koror State