

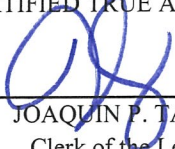
I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÁHAN

2024 (SECOND) Regular Session

VOTING RECORD

	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building January 26, 2024					
NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Chris Barnett	✓					
Senator Frank Blas, Jr.	✓					
Senator Joanne Brown	✓					
Senator Christopher M. Dueñas	✓					
Senator Thomas J. Fisher	✓					
Senator Jesse A. Lujan	✓					
Vice Speaker Tina Rose Muña Barnes	✓					
Senator William A. Parkinson	✓					
Senator Sabina Flores Perez	✓					
Senator Roy A. B. Quinata	✓					
Senator Joe S. San Agustin	✓					
Senator Dwayne T.D. San Nicolas	✓					
Senator Amanda L. Shelton	✓					
Senator Telo T. Taitague	✓					
Speaker Therese M. Terlaje	✓					
TOTAL	15	0			0	0
	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused

CERTIFIED TRUE AND CORRECT:



JOAQUIN P. TAITAGUE
Clerk of the Legislature

I = Pass

I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN
2023 (FIRST) Regular Session

Bill No. 182-37 (COR)

As amended by the Committee on Environment,
Revenue and Taxation, Labor, Procurement, and
Statistics, Research, and Planning; and
substituted on the Floor.

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Introduced by:

Sabina Flores Perez

**AN ACT TO *ADD* A NEW ARTICLE 10 TO CHAPTER 51A
OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE
TO ESTABLISHING THE *ORDOT* DUMP RESERVE
FUND.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. A new Article 10 is hereby *added* to Chapter 51A of Title 10,
Guam Code Annotated, to read:

“ARTICLE 10

***ORDOT* DUMP RESERVE FUND ACT**

§ 51A1001. Title and Purpose.

§ 51A1002. *Ordot* Dump Reserve Fund.

§ 51A1003. Eligible Expenditures.

§ 51A1004. Reporting Requirements.

§ 51A1001. Title and Purpose.

This Act shall be known as the “*Ordot Dump Reserve Fund Act*.” The
purpose of this Act is to create a reserve fund to pay for costs associated with
the closure and maintenance of the *Ordot* Dump, and the opening and current
expansion of the Layon landfill.

1 **§ 51A1002. *Ordot* Dump Reserve Fund.**

2 (a) There is hereby created the *Ordot* Dump Reserve Fund (Fund),
3 which shall be maintained separate and apart from any other funds of the
4 government of Guam, including the General Fund. The Fund shall be a
5 continuing fund, and amounts credited to the Fund shall not be subject to
6 further appropriation, and monies remaining in the Fund at the end of a fiscal
7 year shall not be transferred to the General Fund. The Fund shall not be subject
8 to the transfer authority of *I Maga'hågan Guåhan*.

9 (b) The Fund shall include all money, payments, or other things of
10 value in the nature of civil damages or other payments received by the
11 Treasurer of Guam relating to the Partial Consent Decree approved by the
12 U.S. District Court for the District of Columbia on September 25, 2023, in
13 *Government of Guam v. United States of America*, Case No. 1:17-cv-2487.
14 The Fund shall also include any interest earned on such amounts.

15 (c) The Treasurer of Guam shall promptly credit all money,
16 payments, or other things of value received pursuant to the Partial Consent
17 Decree identified in Subsection (b) to the Fund.

18 (d) Nothing herein impairs or impacts Guam's right to seek the
19 recovery of additional past or future costs associated with the closure or post-
20 closure maintenance of the *Ordot* Dump. Nothing herein is to be construed or
21 interpreted as the intent of *I Liheslaturan Guåhan* to diminish, abrogate,
22 forfeit, or reduce any commitments or promises of the United States of
23 America, prior to or after the partial settlement, in the case of *Government of*
24 *Guam v. United States of America*, Case No. 1:17-cv-2487.

25 (e) The Guam Solid Waste Authority shall administer the Fund.

26 **§ 51A1003. Eligible Expenditures.**

1 Monies in the Fund shall be expended to reimburse Guam Solid Waste
2 Authority for costs associated with the closure and maintenance of the *Ordot*
3 Dump and the opening and recent expansion of the Layon landfill. Eligible
4 expenditures shall include, but are not limited to, expenses for monitoring,
5 testing, ensuring compliance with applicable permits and laws, litigation fees
6 and costs, consultant fees, and fees and costs to ensure compliance with
7 applicable permits.

8 **§ 51A1004. Reporting Requirements.**

9 Annually, no later than October 31 each year, the Guam Solid Waste
10 Authority shall submit a report on the activity, revenue, and expenditures to
11 and from the Fund to *I Maga'hågan Guåhan* and the Speaker of *I Liheslaturan*
12 *Guåhan*. The report shall also be posted on the Guam Solid Waste Authority
13 website. The report shall include, but not be limited to:

14 (a) the revenue credited to the Fund;

15 (b) the expenditures attributable to costs of administering the
16 Fund, including administrative support to the Guam Solid Waste
17 Authority; and

18 (c) an itemized list of expenditures.”

19 **Section 2. Severability.** If any provision of this Act or its application to any
20 person or circumstance is found to be invalid or inorganic, such invalidity shall not
21 affect other provisions or applications of this Act that can be given effect without
22 the invalid provision or application, and to this end the provisions of this Act are
23 severable.