

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

Bill No. 295-93 (COK)

Introduced by:

B. J. F. Cruz 
N.B. Underwood, Ph.D. 

AN ACT TO ADD SECTION 18 TO PART I, CHAPTER II OF PUBLIC LAW 33-66, RELATIVE TO APPROPRIATING AND DEPOSITING FY 2016 TERRITORIAL EDUCATIONAL FACILITIES FUND REVENUES COLLECTED IN EXCESS OF TWENTY EIGHTY MILLION FIVE HUNDRED NINETY SIX THOUSAND EIGHT HUNDRED FIFTY THREE DOLLARS (\$28,596,853) TO THE GUAM DEPARTMENT OF EDUCATION OPERATIONS FUND BANK ACCOUNT FOR FY 2016 GDOE OPERATIONS.

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1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1.** Section 18 is hereby *added* to Part I, Chapter II of Public Law 33-
3 66 to read:

4 **“Section 18.** Notwithstanding any other provision of law, rule, or regulation,
5 funds collected, recorded, and/or recognized during FY 2016 in the Territorial
6 Educational Facilities (TEF) Fund in excess of Twenty Eight Million Five Hundred
7 Ninety Six Thousand Eight Hundred Fifty Three Dollars (**\$28,596,853**) is hereby
8 appropriated to the Guam Department of Education Operations Fund for Fiscal
9 Year 2016 for GDOE operations. The Director of the Department of
10 Administration *shall* deposit into the GDOE Operations Fund bank account, the
11 sum of the TEF Funds collected in excess of Twenty Eight Million Five Hundred
12 Ninety Six Thousand Eight Hundred Fifty Three Dollars (**\$28,596,853**) within five
13 (5) days of the collection of said cash funds. Such deposits *shall* be in addition to

1 the cash transferred/provided to the GDOE for the appropriations in Section 1 of
2 this Part, of this Chapter. The Director of the Department of Administration *shall*
3 submit a cash remittance report to the Speaker of *I Liheslaturan Guåhan* no later
4 than ten (10) days after the end of each month during Fiscal Year 2016 which *shall*
5 include the aggregate amount collected, recorded, and/or recognized in the TEF
6 Fund in excess of Twenty Eight Million Five Hundred Ninety Six Thousand Eight
7 Hundred Fifty Three Dollars (**\$28,596,853**) and the aggregate amount of such
8 excess deposited into the GDOE Operations Fund bank account. It *shall* be a
9 ministerial duty of the Director of the Department of Administration to make the
10 deposits to the GDOE Operations Fund bank account as required by this Section.
11 Notwithstanding any other provision of law, the appropriation in this Section *shall*
12 continue to be available until fully expended and is *not* subject to transfer or use
13 for any other purpose. Section 1303, Article 3, Chapter 1, Title 5 GCA *shall not*
14 apply to the appropriation in this Section.

15 **Section 2. Effective Date.** This Act *shall* become effective upon enactment.

16 **Section 3. Severability.** *If* any provision of this Act or its application to any
17 person or circumstance is held invalid, the invalidity *shall not* affect other
18 provisions or applications of this Act which can be given effect without the invalid
19 provision or application and to this end the provisions of this Act is severable.

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