

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

Bill No. *376-33(COR)*
Introduced by:

N.B. Underwood, Ph.D. *[Signature]*

2016 SEP 27 PM 12:04

AN ACT TO *AMEND* SECTION 10 OF CHAPTER 11 OF PUBLIC LAW 33-185, RELATIVE TO AUTHORIZING SENATORIAL OFFICES TO DE-APPROPRIATE THEIR LAPSED FUNDS AND TO RE-APPROPRIATE SAID FUNDS TO THE GUAM DEPARTMENT OF EDUCATION.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the the Guam Department of Education (GDOE) has had a history of fiscal
4 year budgets being lower than requested. GDOE requested Three Hundred and
5 Twenty-Five Million Nine Hundred and Fifty-Seven Thousand Eight Hundred and
6 Six Dollars (\$325,957,806) for its Fiscal Year 2017 budget, but was only
7 appropriated Two Hundred Forty Million Eight Hundred Sixty-Seven Thousand
8 Seven Hundred and Seventy-One Dollars (\$240,867,771), resulting in an
9 operations budget shortage of Eighty Five Million Ninety Thousand Thirty-Five
10 Dollars (\$85,090,035).

11 Therefore, it is the intent of *I Liheslaturan Guåhan* to amend Section 10 of
12 Chapter 11 of Public Law 33-185 to authorize all senatorial offices to de-
13 appropriate lapsed funds and re-appropriate said funds to the GDOE for
14 instructional supplies, materials and equipment in order to help alleviate the
15 aforementioned budget constraints.

1 **Section 2. Authorization.** Section 10 of Chapter 11 of Public Law 33-185

2 is hereby *amended* to read:

3 “Section 10. Authorization for the De-appropriation of ~~the Office of Senator~~
4 ~~Nerissa Underwood’s~~ Senatorial Offices’ Lapsed Funds for Re-appropriation to the
5 Guam Department of Education. ~~Senator Nerissa Underwood~~ Each Senatorial
6 Office of *I Liheslaturan Guåhan* is authorized to de-appropriate the lapsed funds
7 from ~~her~~ its office budget and re-appropriate ~~it~~ said funds to the Guam Department
8 of Education for instructional supplies, materials and equipment. The
9 administrative procedures for this process *shall* be developed by the Department of
10 Administration, in collaboration with the Chief Fiscal Officer of *I Liheslaturan*
11 *Guåhan* (the Guam Legislature). ~~Any~~The request for the de-appropriation under
12 this Section, of any prior fiscal year’s lapsed funds, must be made within sixty (60)
13 days after the end of Fiscal Year 2016, and the re-appropriation and deposit must
14 be completed within fourteen (14) days of the request.”

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