

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

Bill No. 388-33 (COR)

Introduced by:

Brant T. McCreadie

AN ACT TO AUTHORIZE THE OFFICE OF VETERANS AFFAIRS TO ENTER INTO A CONTRACT WITH A LICENSED HEALTH CARE PROVIDER FOR THE PURPOSE OF PROVIDING NON-EMERGENT HEALTH CARE SERVICES TO VETERANS, TO ESTABLISH THE VETERANS NON-EMERGENT CARE FUND BY ADDING A NEW § 67109.1 TO CHAPTER 67, TITLE 10 GCA, AND TO AUTHORIZE NO MORE THAN SIX MILLION TWO HUNDRED FIFTY THOUSAND DOLLARS (\$6,250,000) IN REVENUES PROJECTED TO BE OR ACTUALLY COLLECTED IN EXCESS OF THE ADOPTED REVENUES FROM THE GENERAL FUND FOR FISCAL YEAR 2017 TO BE USED FOR THE SAME PURPOSE.

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

2 **Section 1.** This Act shall be cited as the “Expansion of Health Care Access  
3 for Veterans Act of 2016.”

4 **Section 2.** Notwithstanding any other provision of law, the Office of Veterans  
5 Affairs is hereby authorized to accept proposals and shall enter into an independent  
6 service provider agreement or contract with a health care facility or licensed health  
7 care provider for the purpose of providing non-emergent health care services to  
8 veterans registered in the Guam Veterans Registry after the normal operating hours of  
9 the Guam Community-Based Outpatient Clinic and on weekends. The same non-

1 emergent care criteria and requirements applicable to the operation of the Guam  
2 Community-Based Outpatient Clinic shall be applicable to the health care facility or  
3 licensed health care provider. The term of the independent service provider agreement  
4 or contract shall expire twelve (12) months after the date of commencement or until  
5 the U.S. Department of Veterans Affairs establishes a solution for providing non-  
6 emergent health care services after the normal operating hours of the Guam  
7 Community-Based Outpatient Clinic, whichever is sooner. The Office of Public  
8 Accountability shall conduct a program evaluation after the expiration of the  
9 independent service provider agreement or contract to determine the effectiveness of  
10 health care services and the possible need for additional health care centers and  
11 provide it to *I Liheslaturan Guåhan* to determine if new legislation should be passed  
12 authorizing its continuation until the U.S. Department of Veterans Affairs establishes  
13 a solution for providing non-emergent health care services after the normal operating  
14 hours of the Guam Community-Based Outpatient Clinic.

15       **Section 3.** A new § 67109.1 is hereby added to Chapter 67 of Title 10 Guam  
16 Code Annotated, to read as follows:

17 “§ 67109.1 Veterans Non-Emergent Care Fund.

18       There is hereby created, separate and apart from other funds of the government  
19 of Guam, a fund known as the Veterans Non-Emergent Care Fund (hereinafter the  
20 Fund). The Fund shall not be commingled with the General Fund and shall be kept in  
21 a separate bank account. No more than six million two hundred fifty thousand dollars  
22 (\$6,250,000) in revenues projected to be or actually collected in Fiscal Year 2017 in  
23 excess of the adopted revenues from the General Fund for Fiscal Year 2017, pursuant  
24 to Section 2, Chapter I of Public Law 33-185, are hereby authorized exclusively for  
25 deposit into the Fund. The Fund shall be utilized exclusively to pay the health care  
26 facility or licensed health care provider in the independent provider agreement or

1 contract made pursuant to the Expansion of Health Care Access for Veterans Act of  
2 2016 for the share or rate that each eligible veteran qualifies for to cover the costs of  
3 treatments, laboratory tests, medications, and related services.”

4 **Section 4.** *If* any provision of this Law or its application to any person or  
5 circumstance is found to be invalid or contrary to law, such invalidity shall *not* affect  
6 other provisions or applications of this Law which can be given effect without the  
7 invalid provisions or application, and to this end the provisions of this Law are  
8 severable.