



Office of the Governor of Guahan

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date SEPT 3, 2010
Time 4:17 PM
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SEP 02 2010

The Honorable Judith Won Pat
Speaker
I Mina' Trenta Na Liheslaturan Guahan
Thirtieth Guahan Legislature
155 Hessler Street
Hagåtña, GU 96910

2010 SEP -3 PM 4:17

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 439-30 (COR), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," which I signed into law on September 1, 2010 as Public Law 30-196.

First, I want to take this opportunity to commend I Liheslaturan Guahan and the Committee on Appropriations for passing a balanced budget ahead of the statutory deadline of August 31, 2010. The product is testament of months of collaborative constructive engagement between branches.

The formulation of a revised revenue projection, largely influenced by the global recession, the continued delays in the Guahan military buildup timelines, and the impact of the American Recovery and Reinvestment Act (ARRA) "Make Work Pay Credit" (MWPC) provisions, was achieved with the full participation of the Special Economic Service (SES) and Special Accounting (SAS) groups whose members comprise of the Directors and technical staff of the Bureau of Budget Management and Research (BBMR), Department of Administration (DOA), Guahan Economic Development Authority (GEDA), Department of Revenue and Taxation (DRT), Guahan Visitors Bureau (GVB), Bureau of Statistics and Plans (BSP), Office of Public Accountability (OPA), and the government's Chief Economist

The budget bill is sound, responsible legislation in the allocation of government resources for operations in FY 2011. It provides for a conservative and realistic revenue projection, a spending plan that mirrors current levels, and it prioritizes the government's financial

and human resources towards addressing its longstanding structural imbalance and deficit situation.

The General Fund began to turn the wide corner towards fiscal recovery when it recorded two consecutive years of surplus in Fiscal Years 2007 and 2008, followed by a \$150 million reduction in its accumulated deficit in Fiscal Year 2009. Numerous provisions in this budget bill support this deliberate path to recovery and it comes at a time when the U.S. Department of Defense will soon begin the implementation of the Guahan International Agreement as entered into between the United States and Japan in 2006. This action will have a direct impact on General Fund revenues going forward and this bill ensures that fiscal discipline runs parallel with this unprecedented growth.

Public Law 30-196 mandates that the Department of Revenue and Taxation develop a strategic plan to reduce one of the largest component of the Government of Guahan's deficit (tax refund liability). Policy enacted in the budget act now provides that past tax refund liabilities be systematically addressed with a goal to reduce and/or avoid interests accruing towards this liability. The FY 2009 audit indicates \$259 million is still owed in tax refunds to the people despite the FY 2009 deficit elimination bond paying down over \$112 million of this liability. This trend needs to be reversed and I am encouraged that this budget bill is taking the steps necessary to make this happen.

The budget bill provides for the tightening and strengthening of the processes affecting the payment of tax refunds that will result in reducing accrued tax refund interest and mandates the timely compilation and reconciliation of information for advances and/or reimbursements that Guahan is entitled through various ARRA-mandated tax incentives. It ensures timely payment of tax refunds owed and a swift recognition of revenues anticipated, both of which will enhance the government's ability in addressing its long-standing structural imbalance and chronic deficit status. It mandates that 75% of all future "Make Work Pay Credit" (MWPC) advance payments be deposited directly into the Income Tax Refund Efficient Payment Trust Fund and that any interest earned be used to pay for personnel needed for the processing of these returns. It further provides deadlines for certifying total MWPC of prior periods ensuring appropriate and timely recognition of such federal advances.

The Camacho-Cruz Administration is pleased with many other provisions contained in the bill geared towards deficit reduction to include the elimination of recurring "unbudgeted" credit card charges, the dedication of excess revenue collections towards specific deficit items, the de-appropriation of inactive carry-over appropriations and the reporting of such balances periodically, the mandate for a feasibility study to enhance the recognition of tax receivables and refunds owed, the penalties for non-compliance with all deficit elimination mandates, the statutory amendments affecting "interest only" payments to the Government of Guahan Retirement Fund, and the inclusion of reporting requirements crucial to the implementation of timely measures to staunch deficit growth.

I am also very pleased to see intact funding for the long-awaited implementation of the 2009-2010 Hay Classification, Compensation and Benefit Study for our hard working

government of Guahan employees. After making the decision nearly two years ago to proceed with this government-wide study, my Administration has been diligently working with appropriate expert consultants to make this possible for our government employees. Months of research and evaluation have finally been completed and it's placement as a funding priority is without a doubt long overdue. The patience of government of Guahan employees as they continued to deliver public service way below commensurate pay will finally be rewarded through the permanent adjustment of what they are truly worth.

Most, if not all, of the deficit elimination provisions in the budget bill were discussed at the SES and SAS group meetings over the past few months. They were emphasized as critical to deficit reduction and some were placed as priority agenda items on the heels of the FY 2009 audit which revealed a sizeable deficiency attributed primarily to systemic flaws which the budget bill now seeks to correct. The efficient, productive, and professional conduct of the SES and SAS group meetings are to the credit of the Office of Finance and Budget, an arm of the Committee on Appropriations, whose effective translation of those discussions are evident in the pages of this bill.

Again, I wish to commend *I Liheslaturan Guahan* for the bold, substantive, and far-reaching implications of fiscal policy contained in this measure. The Camacho-Cruz Administration looks forward to continued productive efforts towards fiscal recovery and other issues affecting the people of our great Territory.

Sinsëru yan Magåhet,

A handwritten signature in black ink, appearing to read 'F. Camacho', with a long horizontal flourish extending to the right.

FELIX P. CAMACHO

I Maga' Låhen Guahan
Governor of Guahan

Attachment: copy of Bill

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

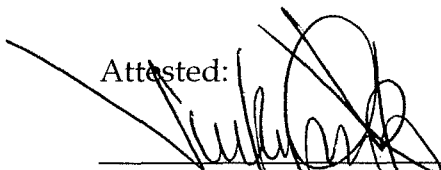
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Substitute Bill No. 439-30 (COR), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS", was on the 20th day of August, 2010, duly and regularly passed.



Judith T. Won Pat, Ed. D.
Speaker


Attested:



Tina Rose Muña Barnes
Legislative Secretary

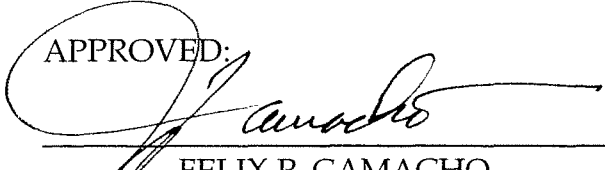
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This Act was received by *I Maga'lahaen Guåhan* this 21 day of Aug, 2010, at
1:20 o'clock p.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 1 SEPTEMBER 2010

Public Law No. P.L. 30-196

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

Bill No. 439-30 (COR)

As substituted by the Committee on Appropriations,
Taxation, Banking, Insurance, Retirement, and Land,
and amended in the Committee of the Whole.

Introduced by:

Committee on Appropriations, Taxation,
Banking, Insurance, Retirement, and Land
by request of *I Maga'lahaen Guåhan*,
the Governor of Guam, in accordance
with the Organic Act of Guam.

**AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS
OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL
BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL
YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER
APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS
AND ADMINISTRATIVE PROVISIONS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

CHAPTER I

GENERAL PROVISIONS

Section 1. Short Title. This Act *shall* be known as the “**General Appropriations Act of 2011.**” Except as otherwise provided by this Act, the appropriations made by this Act *shall* be available to pay for obligations incurred on or after October 1, 2010 but *no later than* September 30, 2011. *If* any appropriation in this Act is found contrary to federal law, all other portions of this Act *shall* remain valid.

Section 2. Estimated Revenues for Fiscal Year 2011. *I Liheslaturan Guåhan* adopts the following revenue estimates for Fiscal Year 2011 as the basis for the appropriations contained in this Act.

1	I. GENERAL FUND REVENUES	AMOUNT
2	TOTAL GENERAL FUND REVENUE	\$651,298,818
3	PROVISION FOR TAX REFUND PAYMENTS	(\$100,062,184)
4	TOTAL GENERAL FUND REVENUE AVAILABLE	
5	FOR OPERATIONS	\$551,236,634
6	A. TAXES	
7	Income Tax	
8	Corporate	\$95,238,868
9	Individual	\$107,455,121
10	Withholding Taxes, Interest and Penalties	\$188,714,052
11	Provision for Tax Refund Payments	(\$100,062,184)
12	TOTAL INCOME TAXES	\$291,345,857
13	Business Privilege Tax	\$202,375,945
14	Business Privilege Tax (GMHA Pharmaceuticals Fund)	(\$8,095,038)
15	Business Privilege Tax (Tax Credit: JKF Rent)	(\$3,000,000)
16	Other Taxes	\$3,362,792
17	TOTAL TAXES	\$485,989,556
18	B. FEDERAL SOURCES	
19	Federal Income Tax Collection - Section 30	\$52,139,349
20	Overpayment reconciliation of Section 30 (1 of 4)	(\$5,808,295)
21	Immigration Fees and Indirect Cost	\$1,647,349
22	TOTAL FEDERAL SOURCES	\$47,978,403
23	C. USE OF MONEY AND PROPERTY	\$3,529,513
24	D. LICENSES, FEES AND PERMITS	
25	Licenses, Fees and Permits	\$6,987,481
26	Licenses, Fees and Permits (Better Public Service Fund)	(\$590,591)
27	TOTAL LICENSES, FEES AND PERMITS	\$6,396,890
28	E. DEPARTMENT CHARGES	\$2,259,952
29	TOTAL GENERAL FUND NET REVENUE COLLECTIONS	\$546,154,314
30	2% GENERAL FUND RESERVE	(\$10,923,086)

1 (Appropriations Cap of 98% of General Fund Revenue; §22436, Chapter 22 of Title 5
2 GCA)

3 **TOTAL GENERAL FUND REVENUE**

4 **AVAILABLE FOR APPROPRIATION** **\$535,231,228**

1	II. SPECIAL FUND REVENUES	AMOUNT
2	A. Air Pollution Control Special Fund	\$280,795
3	B. Better Public Service Fund	\$1,585,109
4	C. <i>Chamorro</i> Land Trust Operations Fund	\$714,094
5	D. Corrections Revolving Fund	\$1,366,062
6	E. Customs, Agriculture and Quarantine Inspection Services Fund	\$8,770,722
7	F. DPW Building and Design Fund	\$562,012
8	G. Enhanced 911 Emergency Reporting System Fund	\$1,795,979
9	H. Environmental Health Fund	\$758,871
10	I. Fire, Life and Medical Emergency Fund	\$653,024
11	J. GMHA Pharmaceuticals Fund	\$8,095,038
12	K. Guam Board of Accountancy Fund	\$408,100
13	L. Guam Contractors License Board Fund	\$834,097
14	M. Guam Environmental Trust Fund	\$336,796
15	N. Guam Highway Fund	
16	Guam Highway Fund	\$20,966,074
17	Guam Highway Fund (Better Public Service Fund)	(\$1,012,540)
18	Guam Highway Fund (Public Transit Fund)	(\$416,427)
19	Total Guam Highway Fund	\$19,537,107
20	O. Guam Plant Inspection and Permit Fund	\$116,119
21	P. Healthy Futures Fund	\$20,297,556
22	Q. Indirect Cost Fund	\$1,556,608
23	R. Land Survey Revolving Fund	\$3,435,561

1	S. Manpower Development Fund	\$4,370,379
2	T. Police Services Fund	\$570,110
3	U. Professional Engineers, Architects and Land Surveyors Board Fund	\$244,309
4	V. Public Recreation Services Fund	\$212,694
5	W. Public School Library Resources Fund	\$805,876
6	X. Public Transit Fund	\$416,427
7	Y. Safe Streets Fund	\$241,000
8	Z. School Lunch/ Child Nutritional Meal Reimbursement Fund	
9	Federal Sources (100% Federal Grant)	\$7,300,000
10	Cash Collection (Department of Education)	\$875,000
11	Total School Lunch/ Child Nutritional Meal Reimbursement Fund	\$8,175,000
12	AA. Solid Waste Operations Fund	\$13,835,019
13	AB. Street Light Fund	\$3,563,145
14	AC. Tax Collection Enhancement Fund	\$818,249
15	AD. Territorial Education Facilities Fund	\$22,401,128
16	AE. Tourist Attraction Fund	\$22,400,181
17	AF. Water Protection Fund	\$85,851
18	AG. Water Research and Development Fund	\$91,729
19	TOTAL SPECIAL FUND REVENUE	\$149,334,747
20	III. FEDERAL MATCHING GRANTS-IN-AID	
21	Federal Grants-in-Aid Requiring Local Match:	
22	A. Agriculture	\$327,000
23	B. Guam Council on the Arts and Humanities Agency	\$288,700

1	C. Department of Integrated Services for Individuals with Disabilities	\$2,992,651
2	D. Department of Labor	\$41,400
3	E. Office of the Attorney General	\$4,645,844
4	F. Department of Military Affairs	\$1,547,700
5	G. Department of Public Health and Social Services	\$ 25,914,601
6	H. University of Guam	\$1,508,000
7	TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	\$37,265,896
8	IV. REVENUE AVAILABLE FOR OPERATIONS SUMMARY:	
9	V. TOTAL GENERAL FUND REVENUE	\$646,216,499
10	PROVISION FOR TAX REFUND PAYMENTS	(\$100,062,184)
11	VI. 2% GENERAL FUND RESERVE	(\$10,923,086)
12	VII. TOTAL GENERAL FUND REVENUE	\$535,231,229
13	TOTAL SPECIAL FUND REVENUE	\$149,334,747
14	VIII. TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	\$37,265,896
15	GRAND TOTAL	\$721,831,871

16 **Section 3. Authorization to Pay and Prioritize the Payment of Tax Refunds.**

17 (a) Prioritization of Additional Child Tax Credit (ACTC) Reimbursements.
18 The Provisional Set Aside for tax refunds includes the Additional Child Tax Credit
19 (ACTC), which is a refundable tax credit that is reimbursed to Guam by the Federal
20 Government after refund payments are made to Guam taxpayers that claim the ACTC.
21 Lack of prioritization of ACTC refund payments creates lost opportunity for Guam to
22 receive reimbursed ACTC funds that can then be used to pay more refunds or support the
23 operations of the government.

24 (b) Prioritization of Earned Income Tax Credit Data. The Earned Income Tax
25 Credit (EITC) is another Federal initiative where taxpayers can claim a credit equal to a

1 percentage of their income, depending on employment and socioeconomic status. The
2 Internal Revenue Service describes the EITC as “a refundable federal income tax credit
3 for low to moderate income working individuals and families. Congress originally
4 approved the tax credit legislation in 1975, in part to offset the burden of increase in
5 social security taxes and to provide an incentive to work. When EITC exceeds the
6 amount of taxes, owed, it results in a tax refund to those who claim and qualify for the
7 credit.” The intent of the EITC is to encourage the move of welfare recipients from
8 welfare to workfare by incentivizing them to work by supplementing their wages with a
9 year-end tax refund “bonus”.

10 According to the Director of the Department of Revenue and Taxation, the current
11 annual liability for the EITC is approximately Forty Million Dollars (\$40,000,000) a
12 year. Understanding the trend of EITC is critical to long term and annual budget
13 planning for the government of Guam that necessitates timely and accurate reports about
14 the frequency and amount of individuals that claim this credit each tax year. The EITC
15 liability for 2010 and 2011 will likely remain at *or* exceed current levels. Most recipients
16 of the EITC pay little to no income tax into the Guam Treasury, which requires Guam to
17 use taxes and revenues from other sources to pay for the EITC program. A Guam
18 Supreme Court decision ruled that Guam taxpayers must be paid the EITC as a
19 requirement of the “mirror image jurisdiction” of the IRS code. The result is an
20 inadequate collection of taxes to support the programs and services required for all the
21 residents of Guam, including timely tax refund payments.

22 The Committee on Appropriations *does not* support raising taxes and fees in order
23 to pay EITC because then it becomes a redistribution of income between classes, which is
24 contrary to the intent of the EITC, which seeks to promote individual achievement and
25 self sufficiency. Raising taxes will only bring those eligible for EITC toward the poverty
26 line and potentially hamper economic growth by taking resources away from investment
27 activity.

28 For future planning purposes, by December 31, 2010, the Director of the
29 Department of Revenue and Taxation *shall* provide a report to *I Maga’lahen Guåhan* and
30 the Speaker of *I Liheslaturan Guåhan* certifying the total amount of EITC paid for each

1 tax year and fiscal year dating back to Fiscal Year 2003. The report *shall* include the
2 total number of EITC recipients categorized within the standard income brackets used by
3 the IRS for reporting purposes.

4 (c) Prioritization of Tax Refund Payments. In previous fiscal year budget
5 acts, deficit spending has occurred by the underpayment of tax refunds. Even in Fiscal
6 Year 2008 when a small surplus was realized, total tax refund liability for the period
7 exceeded the budgeted provisional set aside for refunds which increased the deficit.
8 Thus, in order to minimize interest accrual, *I Liheslaturan Guåhan* finds it necessary to
9 authorize and prioritize the payment of Tax Years 2007, 2008, 2009 and 2010 refunds in
10 the order of the following amounts and priority:

11 (1) The tax refund disbursement amounts authorized in this Section
12 *shall* be within the following classification of return status designations and
13 amounts:

14 **Refunds with ACTC and MWPC claims for Tax Years:**

15	2007	A Status Returns	\$5,000,000
16	2008	A Status Returns	\$10,000,000
17	2009	A Status Returns	\$65,000,000
18	2010	A Status Returns	\$15,000,000

19 **Emergency Refunds:**

20	2009	Emergency A Status Returns	\$2,000,000
21	2010	Emergency A Status Returns	\$3,062,184

22 (2) The tax refund disbursement procedure authorized in this Section
23 *shall* be the filer with the lowest taxable income, followed by the next lowest and
24 repeating this disbursement methodology until all the funds authorized are
25 exhausted in each group of return status designations at the end of each
26 processing week.

27 (3) Emergency refunds may be paid at anytime during the Fiscal Year
28 2011 and are subject to the prioritization of return status designation and amounts.

29 (4) The Director of the Department of Revenue and Taxation *shall*
30 submit a status report to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*

1 *Guåhan* by the 20th of each month that contains the number of tax refunds paid
2 and amounts by each return status designation group.

3 (5) *No less than* fifty percent (50%) of all ACTC reimbursements *shall*
4 be deposited directly into the Income Tax Refund Efficient Payment Trust Fund
5 (Fund), of Chapter 51, Title 11, Guam Code Annotated, and applied to 2008 and
6 prior A Status returns. Interest earned in the Fund may be used to hire seasonal
7 employees to assist with income tax processing.

8 (6) *No less than* ten percent (10%) of all ACTC reimbursements *shall*
9 be earmarked to fund vacancies and overtime for the Department of Revenue and
10 Taxation Income Tax Processing and Income Tax Enforcement Division, as
11 outlined in Chapter V, Section 2 (i)(3).

12 **Section 4. Make Work Pay Tax Credit Reconciliation.**

13 (a) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that
14 reconciliation of individual income tax returns be performed with utmost urgency. *I*
15 *Liheslaturan Guåhan* acknowledges that accounting standards provide the framework
16 whereby government revenues are recognized. Without timely reconciliation of
17 individual income tax returns, revenues realized by the government of Guam cannot be
18 recognized.

19 *I Liheslaturan Guåhan* recognizes that the reconciliation of individual income tax
20 returns is within the purview and authority of the Department of Revenue and Taxation,
21 and that any delays in reconciling individual income tax returns, especially as they relate
22 to Treasury warrants, have an adverse impact to the financial capacity of the government
23 of Guam.

24 It is further the intent of *I Liheslaturan Guåhan* that timely reconciliation of
25 individual income tax returns be performed pursuant to the timeline specified in Chapter
26 I, Section 4(b) of this Act as it relates to Make Work Pay Tax Credit, and recognizes the
27 inability of the Department of Revenue and Taxation to process them accordingly, which
28 hinders the ability of *I Liheslaturan Guåhan* to properly forecast revenues.

1 Therefore, *I Liheslaturan Guåhan* intends to mandate the Department of Revenue
2 and Taxation to provide a reconciliation of the Make Work Pay Tax Credit based on the
3 timelines specified in Chapter I, Section 4(b) of this Act.

4 **(b) The Department of Revenue and Taxation Reconciliation Timeline.**

5 The Department of Revenue and Taxation *shall* determine the method of the
6 reconciliation. The only criterion required by *I Liheslaturan Guåhan* is that the method
7 *shall* provide reasonable assurance to external auditors and that the portions of the Make
8 Work Pay Tax Credit be recognized as revenue.

9 The timeline whereby the reconciliation *shall* occur is as follows:

10 (1) By December 31, 2010, the Director of the Department of Revenue
11 and Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I*
12 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit
13 received in Tax Year 2009, as substantiated by the documented request to and the
14 remittance from the Department of Treasury. From this total amount received, the
15 breakdown as to the portions of the Make Work Pay Tax Credit *shall* be
16 recognized as revenue from Tax Year 2009.

17 (2) By May 31, 2011, the Director of the Department of Revenue and
18 Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I*
19 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit
20 received in Tax Year 2010, as substantiated by the documented request to and
21 remittance from the Department of Treasury. From this total amount received, the
22 breakdown as to the portions of the Make Work Pay Tax Credit *shall* be
23 recognized as revenue from Tax Year 2010.

24 (3) By July 31, 2011, the Director of the Department of Revenue and
25 Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I*
26 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit
27 received in Tax Year 2010 as substantiated by the documented request to and
28 remittance from the Department of Treasury. From this total amount received, the
29 breakdown as to the portions of the Make Work Pay Tax Credit *shall* be
30 recognized as revenue from Tax Year 2010.

1 **Section 5. Make Work Pay Tax Credit Extension.** It is the intent of *I Liheslaturan*
2 *Guåhan* that the government of Guam reserve seventy-five percent (75%) of all future advance
3 payments received from the Department of Treasury for the Make Work Pay Tax Credit. Should
4 the Make Work Pay Tax Credit be extended for Tax Year 2011, the Department of
5 Administration and the Department of Revenue and Taxation *shall* deposit seventy-five percent
6 (75%) of all Make Work Pay Treasury Warrants directly into the Income Tax Refund Efficient
7 Payment Trust Fund for the purpose of paying tax refunds.

8 **Section 6. Prioritization of Revenue Collections in Excess of Monthly**
9 **Collections.**

10 (a) **Legislative Intent.** *I Liheslaturan Guåhan* recognizes the strain of the
11 unfunded Federal mandates, such as the Earned Income Tax Credit (EITC), and also
12 acknowledges that upon enactment of this Act, the United States Congress and the
13 President of the United States may enact tax legislation into law that could enhance,
14 reduce *or* have no effect on the collection of income and withholding taxes. Therefore, *I*
15 *Liheslaturan Guåhan* intends to earmark specific funding sources to organize and
16 prioritize discretionary past due obligations within the structural deficit, as well as future
17 obligation proposals necessary to maintain a stable, competitive government work force
18 that will attract and retain the best employees to deliver programs and services to Guam
19 residents and visitors to Guam.

20 *I Liheslaturan Guåhan* also recognizes the burden placed on the community of
21 Guam due to past due tax refunds and prior year obligations, and wishes to address the
22 existing structural deficit prior to spending the anticipated increase in General Fund
23 revenues that may be realized as a result of the proposed military buildup on Guam. In
24 order to achieve this objective, *I Liheslaturan Guåhan* requires a long-term strategic plan
25 to systematically bring transparency and a sharp focus to improve the financial health of
26 the government of Guam. The strategic Plan *shall* recognize the debts owed by the
27 government to its citizens and *shall* receive the highest priority in accordance with the
28 funding sources earmarked for payment of these debts.

29 *I Liheslaturan Guåhan* also acknowledges the urgency to address prior year
30 obligations. Rather than confront these challenges on a yearly basis, *I Liheslaturan*

1 *Guåhan shall* require a vehicle to minimize all debts owed, both to internal and external
2 stakeholders. *I Liheslaturan Guåhan* seeks to reaffirm its position as the government’s
3 appropriating authority and to set forth the current and future operational spending plan
4 through the passage of this Act.

5 *I Liheslaturan Guåhan* recognizes that excess resources received by the
6 government of Guam are under the vested authority and guidance of *I Liheslaturan*
7 *Guåhan*, and that the separation of powers reserves the right of the Executive Branch,
8 through the Office of *I Maga’lahen Guåhan*, to allocate and release the resources as
9 appropriated by *I Liheslaturan Guåhan*.

10 (b) **Income Tax Refunds.**

11 (1) Within thirty (30) days upon enactment of this Act, the Department
12 of Revenue and Taxation *shall* provide a full accounting of the total income tax
13 liability of the government and *shall* be submitted to *I Maga’lahen Guåhan* and
14 the Speaker of *I Liheslaturan Guåhan*.

15 (2) The Director of the Bureau of Budget and Management Research
16 *shall* create a General Fund twelve (12) month revenue budget based on the
17 revenue estimates in Chapter I, Section 2, relative to a statistical weighting of
18 historical collections by month by collection category in the General Fund
19 Combined Comparative Statement of Revenues report. The report *shall* be
20 submitted to *I Maga’lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan*
21 within thirty (30) days upon enactment of this Act.

22 (3) Notwithstanding any other provision of law, monthly revenue
23 collections in excess of the monthly revenue budget in Chapter I, Section 6(b)(2)
24 of this Act from the categories defined in Chapter I, Section 6(b)(4) of this Act as
25 Income Tax revenues are hereby appropriated for the payment of tax liabilities
26 defined as: (A) Individual Income Tax Refund and Interest payment; and (B)
27 Corporate Income Tax Refund and Interest payment, and hereby prioritized
28 according to Chapter I, Section 3(c) of this Act.

29 (4) The funding source for tax liabilities *shall* be income tax revenues
30 reported by the Department of Administration on cash basis for the individual

1 income tax, the withholding tax, and the corporate income tax. Revenues for the
2 purpose of this Act represent cash *or* cash instruments with a maturity term of *less*
3 *than* ninety (90) days that are available and earned by the government of Guam
4 within the current fiscal year.

5 (5) Available excess income tax revenues are available for expenditure
6 when *no* third party claims, pledges, encumbrances, appropriations, or liens exist
7 against such excess income tax revenues. *If* any outside party asserts claims over
8 such resources, the matter *shall* be resolved at the appropriate legal jurisdiction.

9 (6) The identification and recordation of available excess revenues
10 *shall* be performed by the Department of Administration, in coordination with the
11 Bureau of Budget and Management Research and the Department of Revenue and
12 Taxation.

13 (7) It is important to coordinate the financial resources of the
14 government of Guam to ensure synchronous deployment of resources. The
15 Department Administration *shall* submit the following reports to *I Maga'lahaen*
16 *Guåhan* and the Speaker of *I Liheslaturan Guåhan* on the 25th of each month:

17 (A) quarterly statement of revenues, expenditures and changes
18 in fund balance for the major funds;

19 (B) monthly bank statements for all major funds;

20 (C) monthly bank reconciliation for all major funds; and

21 (D) an explanation of any material variances resulting between
22 revenues reported on the quarterly statement of revenues, expenditures,
23 and fund balance and the cash reported in the bank statements. The
24 explanation *shall* provide detailed disclosures in the statement of revenues,
25 expenditures, and changes in fund balance.

26 (8) Available excess revenues identified in Chapter I, Section 6(b)(6)
27 of this Act *shall* be deposited by the Department of Administration into the
28 Income Tax Refund Efficient Payment Trust Fund for payment of past due tax
29 refunds as outlined Chapter I, Section 3(c) of this Act.

1 (9) Thirty (30) days after the close of the current fiscal year, the
2 Department of Administration *shall* provide a detailed reconciliation of the
3 payment of income tax refunds through available excess revenues for the current
4 fiscal year to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

5 (10) The Department of Revenue and Taxation *shall* develop a strategic
6 plan to be submitted to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*
7 *Guåhan* within six (6) months after the enactment of this Act. The Plan *shall*
8 include computations and recommendations as to the best use of government
9 resources for payment of past due refunds to minimize the interest expense.

10 **Section 7. Prior Year Obligations and Future Obligation Proposals.**

11 (a) **Legislative Intent.** *I Liheslaturan Guåhan* recognizes the importance of
12 providing a mechanism to address prior year obligations incurred through operational
13 deficits, unbudgeted expenditures, *or* authorized legislative statutes.

14 (b) **Prior Year Obligation Report.** Within thirty (30) days upon enactment
15 of this Act, the Department of Administration *shall* provide a report of a full accounting
16 of the prior year obligations of the government, and *shall* be submitted to *I Maga'lahaen*
17 *Guåhan*, the Speaker of *I Liheslaturan Guåhan*, and the Office of Finance and Budget.

18 (c) **Excess Available Business Privilege Tax Revenue.** Notwithstanding
19 any other provision of law, monthly revenue collections in excess of the monthly revenue
20 budget in Chapter I, Section 6(b)(2) of this Act from the categories defined in Chapter I,
21 Section 7(d) of this Act as Business Privilege Tax revenues *shall* be appropriated for the
22 payment of Prior Year Obligations and Future Obligation Proposals as defined and
23 prioritized below:

24 (1) Fifty percent (50%) of all excess collections identified in Chapter
25 I, Section 7(e) of this Act *shall* be appropriated for payment of principal and
26 interest obligations pursuant to *Rios v. Camacho*, Superior Court No. SP0206-93.

27 (2) Forty percent (40%) of all excess collections identified in Chapter
28 I, Section 7(e) of this Act *shall* be appropriated for payment of principal and
29 interest obligations pursuant to *Guam Federation of Teachers v. Government of*
30 *Guam, et. al.*, Superior Court Case No. SP 0009-07.

1 (3) Five percent (5%) of all excess collections identified in Chapter I,
2 Section 7(e) of this Act *shall* be appropriated for payment of principal interest of
3 prior year obligations to any employees identified in the report outlines in Chapter
4 I, Section 7(b) of this Act.

5 (4) Five percent (5%) of all excess collections identified in Chapter I,
6 Section 7(e) of this Act *shall* be appropriated for payment of principal and interest
7 of prior year obligations to all other claimants identified in the report outlined in
8 Chapter I, Section 7(b) of this Act

9 (d) Business Privilege Tax (BPT) revenues are defined as revenues reported
10 by the Department of Administration on cash basis for the business privilege tax and use
11 tax. Available revenues for the purpose of this Act represent cash or cash instruments
12 with a maturity term of *less than* ninety (90) days that are available and earned by the
13 government of Guam within the current fiscal year.

14 (e) Excess business privilege tax revenues are available for expenditure when
15 *no* third party claims, pledges, encumbrances, appropriations, *or* liens exist against such
16 excess business privilege tax revenues. *If* any outside party asserts claims over such
17 resources, the matter *shall* be resolved at the appropriate legal jurisdiction.

18 (f) The identification and recordation of excess revenues *shall* be performed
19 by the Department of Administration and *shall* provide any additional reports requested
20 by the Office of Finance and Budget should the reporting requirements outlined in
21 Chapter I, Section 6(b)(6) of this Act *not* provide adequate information to ascertain
22 excess BPT and use tax revenue. Excess revenues identified in Chapter I, Section 7(e) of
23 this Act *shall* be disbursed the Department of Administration in accordance with the
24 priorities outlined in Chapter I, Section 7(c) of this Act for payment of the prior year
25 obligations.

26 (g) Thirty (30) days after the close of the current fiscal year, the Department
27 of Administration *shall* provide a detailed reconciliation of the payment of the prior year
28 obligations through excess BPT revenues for the current fiscal year to *I Maga'lahen*
29 *Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

1 (h) The Department of Administration and the Bureau of Budget and
2 Management Research *shall* develop a strategic Plan to be submitted to *I Maga'lahaen*
3 *Guåhan* and the Speaker of *I Liheslaturan Guåhan* within six (6) months upon enactment
4 of this Annual Appropriations Act. The Plan *shall* include computations and
5 recommendations as to the best use of government resources for payment of prior year
6 obligations to minimize the interest expense.

7 **Section 8. Income Tax Refund Compensation Plan.**

8 (a) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
9 processing and disbursement of tax refunds are made a priority of the government of
10 Guam, and recognizes that the government of Guam serves as a fiduciary agent in its
11 custody over these funds on behalf of the taxpayers of the island. It is, further, the intent
12 of *I Liheslaturan Guåhan* to promote the timely processing and payment of these refunds
13 to ensure that the funds are returned to the taxpayers, and that the interest incurred by the
14 government of Guam is minimized. As such, *I Liheslaturan Guåhan* recognizes that the
15 timely processing and disbursement of refunds *shall* occur to disburse any excess
16 revenues that become available.

17 *I Liheslaturan Guåhan* realizes that the processing and payment of refunds are
18 constrained by the availability of funds and the productivity of the Department of
19 Revenue and Taxation. Although the availability of funds is the responsibility of
20 policymakers, *I Liheslaturan Guåhan* recognizes the hard working public servants at the
21 Department of Revenue and Taxation for the work they perform for the timely processing
22 and disbursement of refunds.

23 (b) *I Liheslaturan Guåhan* wishes to emphasize the urgency of processing
24 refunds by incentivizing the employees at the Department of Revenue and Taxation. The
25 Income Tax Refund Compensation Plan (Plan) based on Merit Bonus, as delineated in
26 §6203, Chapter 6, Title 4, Guam Code Annotated, *shall* be developed by the Director of
27 the Department of Revenue and Taxation.

28 The Plan *shall* be submitted by the Director of Revenue and Taxation to *I*
29 *Maga'lahaen Guåhan* within sixty (60) days upon enactment of this Act. *I Maga'lahaen*
30 *Guåhan shall* submit the proposed Plan within thirty (30) days upon receipt of the Plan to

1 the Speaker of *I Liheslaturan Guåhan*. Pursuant to Chapter 9, Title 5, Guam Code
2 Annotated, *I Liheslaturan Guåhan* may approve, disapprove *or* amend accordingly.

3 **Section 9. Debt Service Continuing Appropriation.** The following are continuing
4 appropriations for debt service requirements:

5 **A. GENERAL OBLIGATION BONDS, SERIES 1993 A** **\$2,894,049 1/**

6 (For education capital projects; Real Property Taxes pledged; due FY 2018 as final
7 year; P.L. 29-19 and P.L. 29-21, net of UOG Bond Payment Obligation \$2,028,008)

8 **1/ Territorial Education Facilities Fund**

9 **B. LIMITED OBLIGATION HIGHWAY REFUNDING**

10 **BOND 2001 SERIES A** **\$6,030,775 2/**

11 (P.L. No. 24-70; due FY 2012 as the final year; source of payment from Liquid Fuel
12 Taxes).

13 **2/ Guam Highway Fund**

14 **C. LIMITED OBLIGATION (SECTION 30) BONDS**

15 **SERIES A, 2001 (SECTION 30 FUNDS)** **\$9,822,288 3/**

16 (Water System Revenue Bond; P.L. 26-58, amended by P.L. 26-59; Section 30
17 fund pledged; due FY 2012 as final year)

18 **3/ Section 30 Funds (General Fund)**

19 **D. 2002 SHORT TERM FINANCING (SECTION 30 FUNDS)** **\$1,281,818 4/**

20 (Line of Credit; P.L. 26-84 amended by P.L. 26-122 and P.L. 26-130; due FY 2012 as
21 the final year; source of payment Section 30 Funds)

22 **4/ Section 30 Funds (General Fund)**

23 **E. LIMITED OBLIGATION INFRASTRUCTURE**

24 **IMPROVEMENT BONDS, 1997 SERIES A (TAF)** **\$6,657,176 5/**

1	(Tumon Redevelopment; payment from the Tourist Attraction Fund, pursuant to P.L.	
2	24-111)	
3	5/ Tourist Attraction Fund	
4	F. 2008 SHORT TERM FINANCING	\$4,202,213 6/
5	(Line of Credit; P.L. 29-69 amended by P.L. 29-82 & P.L. 29-87; due FY 2012 as the	
6	final year; source of payment General Fund, secondary Section 30 Funds)	
7	6/ General Fund	
8	G. GENERAL OBLIGATION BONDS, SERIES 2007 A	\$7,874,700 7/
9	(Partial refunding of GOB, 1993 Series A, funding capital projects and certain	
10	obligations of the Government of Guam; due FY 2037 as final year; P.L. 29-19, and	
11	P.L. 29-21)	
12	7/ Territorial Education Facilities Fund	
13	H. LIMITED OBLIGATION (SECTION 30) BONDS, SERIES 2009A	\$7,135,019 8/
14	(To finance cost for the new landfill and the closure of Ordot Dump; P.L. 30-1	
15	amended by P.L. 30-7; Due FY 2035 as final year).	
16	8/ Solid Waste Operations Fund	
17	I. GENERAL OBLIGATION BONDS, 2009 SERIES A	\$23,278,492 9/
18	(To finance certain expenses affecting General Fund Deficit; P.L. 29-113 amended by	
19	P.L. 30-7; Due FY 2040 as final year)	
20	GRAND TOTAL DEBT SERVICE	\$67,298,019

1 appropriation, and funds are to be allocated for the maintenance of effort to keep teaching
2 personnel in the classrooms by avoiding layoffs and furloughs, and to recall *or* rehire former
3 employees. Funds may also be used to hire new teachers to provide early childhood, elementary,
4 *or* secondary educational and related services. The primary outlay of such funds however, *shall*
5 be for the salaries and benefits expenses of the GDOE.

6 The government of Guam lacks the financial capacity to maintain its current *or* prior
7 operating level, which is critical to keeping all GDOE teachers employed. The GDOE is
8 encountering insurmountable challenges in meeting the policy requirements and standards of the
9 GEPB, *I Liheslaturan Guåhan*, and the people of Guam due to the current state of financial
10 hardship plaguing Guam, the region and most municipalities in the mainland.

11 The United States Congress has appropriated financial relief for the States, territories, and
12 other municipalities of the United States through H.R. 1586, whereby an extension of the ARRA
13 will allow teaching jobs to be maintained, and additional hiring of teachers for elementary,
14 secondary, early childhood, and post-secondary positions is authorized.

15 *I Liheslaturan Guåhan* wishes to fully participate in the application of H.R. 1586 in order
16 to avoid any disruption in the delivery of educational services to the people of Guam, and to
17 preserve and retain the invaluable human resources of the GDOE.

18 With the local appropriations contained in this Act, when added to federal formula
19 consolidated grants, ARRA stimulus grants and the Education Jobs Funds allocations, the GDOE
20 will receive close to Three Hundred Million Dollars (\$300,000,000) for its operations in FY
21 2011; which is more than adequate to meet the needs of the students for the upcoming school
22 year.

23 It is the intent of *I Liheslaturan Guahan* that external funds available to agencies and
24 departments *shall* be taken into consideration to determine the current appropriation level
25 needed. As to maximize the use of these funds, *I Liheslaturan Guahan* intends that material
26 external funds received *shall* be used to maximize services and programs of the agencies through
27 pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding
28 where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial
29 reporting of these funds to the citizens of Guam. For FY 2011 the Guam Department of
30 Education will be the recipient of the following federal funds below:

1 **SUMMARY OF FEDERAL FUNDS-GUAM DEPARTMENT OF EDUCATION**

2

FUNDING SOURCE	AMOUNT
AVAILABLE BALANCE FROM FY 2010 AND PRIOR	46,138,167
STATE FISCAL STABILIZATION FUND	83,197,665
FY 2011 GRANTS AWARDED	41,900,206
EDUCATION JOBS FUND PROGRAM	20,000,000
GR. TOTAL	191,236,038

6

7 **Source: Guam Department of Education FY 2011 Grant Listing**

8 **Section 2. Appropriation.** Pursuant to §§52101 and 52102 of Chapter 52, Division
9 2 of Title 11, Guam Code Annotated, the amounts specified in the Summary of Base Operational
10 Appropriation in this Section, are appropriated out of the General Fund, Special Funds, and
11 Federal Matching Grants-in-Aid as specified in the Summary of Base Operational Appropriation
12 Funding Source to the GDOE Operations Fund for Fiscal Year 2011. This appropriation *shall* be
13 expended in accordance with the cash disbursement schedules required by §52101(b), and in
14 accordance with the program, department *or* divisional object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$103,192,413	\$697,712	\$103,890,125
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$34,986,135	\$331,449	\$35,317,584
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$1,771,803	\$14,228,213	\$16,000,016
OFF. RENTAL	233	\$0	\$0	\$0
SUP. & MAT.	240	\$1,434,000	\$1,634,250	\$3,068,250
EQUIPMENT	250	\$0	\$1,025,419	\$1,025,419
WRK. COMP.	270	\$150,000	\$0	\$150,000
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$2,440,118	\$0	\$2,440,118
POWER	361	\$10,012,545	\$0	\$10,012,545
WATER/SEWER	362	\$2,009,669	\$0	\$2,009,669
PHONE/TOLL	363	\$449,632	\$0	\$449,632
CAP. OTLY.	450	\$0	\$295,000	\$295,000
GR. TOTAL		\$156,446,314	\$18,212,043	\$174,658,357

School Lunch Program-Federal Sources \$7,300,000 (230)

School Lunch Program Cash Collection \$875,000(240)

Public Library Resources Fund \$805,876 (250)

Territorial Educational Facilities Fund \$9,231,167 (111-\$697,712; 113-\$331,449; 230-\$6,928,213; 240-\$759,250; 250-\$219,543; 450-\$295,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$156,446,314
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$18,212,043
5	TOTAL		\$174,658,357

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the GDOE and *shall* be used to
8 fund all increments and reclassifications in Fiscal Year 2011 for eligible classified employees
9 funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
10 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$979,895
12	RECLASSIFICATIONS	111 Total	\$1,000,000

13 **Section 4. GDOE Miscellaneous Funding.** The following amounts reflect non-base
14 operational funding appropriated to the GDOE:

15 (a) **Interscholastic Sports Fund.** (1) The sum of Six Hundred Twelve
16 Thousand Dollars (**\$612,000**) is appropriated from the Healthy Futures Fund to the
17 Interscholastic Sports Fund administered by the GDOE to be expended pursuant to
18 §7108, Title 17, Guam Code Annotated. Appropriations made herein *shall* be available
19 to fund the outrigger canoe, rugby, and other sports programs, to include the payment of
20 head coaches, assistant coaches, league fees, and other expenses normally associated with
21 interscholastic sports programs.

22 (2) The sum of Ninety-two Thousand Dollars (**\$92,000**) *shall* be allocated
23 from the appropriation in Chapter II Part I Section 4 (a)(i) specifically for busing services
24 for interscholastic sports programs.

25 (b) **Health and Physical Education Activities.** The sum of Two Hundred
26 Seventy-nine Thousand Seven Hundred Fifty-four Dollars (**\$279,754**) is appropriated
27 from the Healthy Futures Fund to the GDOE for Health and Physical Education
28 programs, intramural sports, and similar activities.

1 **Section 5. JROTC Funds.** The GDOE is hereby authorized to expend funds from
2 the JROTC Fund for the *sole* purpose of expenditures related to the operations for the JROTC
3 program.

4 **Section 6. Support to Eliminate “High-Risk” Status.** The sum of Two Hundred
5 Fifty Thousand Dollars (**\$250,000**) is appropriated from the Indirect Cost Fund (ICF) to the
6 GDOE for the *sole* purpose of removing the GDOE from “high risk” grant status. The funds
7 *shall* be expended in accordance to a statement of *pro forma* expenditures submitted, in writing,
8 by the Deputy Superintendent of Administration and Finance of GDOE to the Speaker of *I*
9 *Liheslaturan Guåhan*. The statement of *pro forma* expenditures *shall* only include expenditures
10 related to this Section.

11 **Section 7. Guam Department of Education Promissory Note Appropriation.** The
12 sum of Two Million Four Hundred Thousand Dollars (\$2,400,000) is appropriated from the
13 Territorial Educational Facilities Fund to the Utility Cost Account, to pay to the Guam Power
14 Authority for the Guam Department of Education Promissory Note (the agreement between the
15 GDOE and the Guam Power Authority signed on July 20, 2004, and referred to as the
16 “installment payment agreement for past due electrical service”) in Fiscal Year 2011.

17 **Section 8. Summer School.** From the Summer School Fund established pursuant to
18 §6119 of Article 1 of Chapter 6 of Division 2 of Title 17, Guam Code Annotated, such sums as
19 are necessary to fund the operations of the 2011 Summer School Program are appropriated to the
20 GDOE. The Superintendent of GDOE *shall* submit a detailed report to *I Maga’lahen Guåhan*
21 and the Speaker of *I Liheslaturan Guåhan* regarding the receipt and expenditure of said funds *no*
22 *later than* thirty (30) days after the close of summer school and post the same on the GDOE
23 website. Such report *shall* include the following:

- 24 (a) total revenues received, including identification of each revenue source;
- 25 (b) total expenditures and encumbrance by object classification and by school; and
- 26 (c) the fund balance.

27 **Section 9. Textbooks and Collateral Materials.** The following are appropriations
28 to the GDOE for the purchase of textbooks, e-book readers and collateral materials, to include,
29 software, sheet music and music books, in accordance with the following terms and conditions:

1 (a) The sum of Two Million Dollars (**\$2,000,000**) is appropriated from the
2 General Fund from Fiscal Year 2011 revenues to the GDOE for the purchase of
3 textbooks, e-book readers and related classroom instructional materials, to include
4 software, sheet music and music books. The Superintendent of GDOE may, *if necessary*,
5 through agreements with textbook vendors, defer payment for said materials until after
6 October 1, 2011, but *no later than* December 31, 2011, with the full faith and credit of
7 the government of Guam.

8 (b) The Superintendent of GDOE *shall* order materials funded by this Section
9 for Fiscal Year 2012 *no later than* March 1, 2011. The Bureau of Budget and
10 Management Research *shall* release such allotments as are necessary to ensure that said
11 materials are ordered by March 1, 2011. The Superintendent of GDOE *shall* receive said
12 materials and distribute them to schools *no later than* thirty (30) days before the start of
13 the school calendar established pursuant to Title 17, Guam Code Annotated, §4111. All
14 funds appropriated for said materials *shall not* be used for any other purpose.

15 (c) On the first (1st) day of each fiscal quarter of FY 2011, the Superintendent
16 of GDOE *shall* provide to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*
17 *Guåhan*, and post on the GDOE website, a detailed report regarding all receipts and
18 expenditures for textbooks, e-book readers and collateral classroom instructional
19 materials, to include software, sheet music and music books. Said report *shall* be
20 accompanied by the certified list of textbooks approved by the GEPB and all purchase
21 orders issued. The report *shall* summarize:

22 (1) purchases by allotment account number, unit cost and the total cost
23 of books charged against an appropriation account, the vendor, quantity, title,
24 copyright date and ISBN number of books ordered, the allocation of such books
25 by school and grade, whether books are for teachers or students, and whether
26 books are textbooks or e-books; and

27 (2) other information that may be useful *or* that is requested by *I*
28 *Liheslaturan Guåhan* regarding the funds appropriated and authorized herein.

29 Non-compliance with these reporting requirements by the Superintendent of GDOE *shall*
30 result in the sanctions and penalties imposed by this Act.

1 **Section 10. Website Posting.** The Superintendent of GDOE *shall* post and maintain
2 on the GDOE website:

3 (a) All payments for prior year obligations to be paid by current
4 appropriations when authorized, including the funding source to be used.

5 (b) Salary adjustments by position, effective date of adjustment and the
6 funding source for each, by month.

7 (c) Mandated Cash Disbursement Schedules.

8 (d) Number of filled FTEs, costs and funding sources by school and division
9 by month.

10 (e) Number of funded vacant FTEs, costs, lapses generated and the funding
11 source for each vacancy by school and division by month.

12 **Section 11. Reports.** The Superintendent of GDOE *shall* electronically report the
13 following to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan*:

14 (a) Within fifteen (15) days after the start of Fiscal Year 2011, the
15 Superintendent of GDOE *shall* provide a copy of the GG-1 *or* Contract of employees
16 hired for School Year 2010-2011.

17 (b) Thirty (30) days after the start of Fiscal Year 2011 and monthly thereafter,
18 the Superintendent of GDOE *shall* provide a copy of the GG-1 *or* Contract of each
19 employee hired to fill any vacancy or new position.

20 **Section 12. Utilities Reduction Incentive.** Each School Principal of the GDOE is
21 encouraged to practice energy conservation within their respective schools. Any school whose
22 Principal and staff is able to reduce their annual utility consumption by *at least* fifteen percent
23 (15%) of their prior annual billing, measured each quarter for each utility type, *shall* have that
24 dollar value of savings transferred from the utility pool to their respective school to supplement
25 the needs of that school, and *shall* be available to be spent to support school activities for
26 students and staff. The savings *shall* be available to the school within thirty (30) days of the
27 close of each quarter.

28 **Section 13. Budgetary Transfer Authority for Guam Department of Education**
29 **(GDOE).** The Superintendent of the GDOE may transfer funds from the appropriations made to
30 GDOE within object classes, *except* that *no* funds *shall* be transferred into the Personnel Services

1 category. The Superintendent of the GDOE *shall not* transfer any appropriation for Increments
2 and Promotions and Reclassifications as provided within Section 3 of Part I of Chapter II of this
3 Act to supplement or support salaries. *If* a surplus in funding exists within the appropriation for
4 Increments and Promotions and Reclassifications, such amount *may* be used to support payment
5 for prior year obligations

6 **Section 14. Cost Saving Incentive.** The Superintendent of the GDOE is encouraged
7 to implement a Cost Savings Plan to include, but *not limited to*, consolidation of programs and
8 entities, maximizing on student-teacher ratios, and practicing energy conservation. *If* the
9 Superintendent is able to implement any cost savings within the GDOE less than its authorized
10 appropriated level, the Superintendent *shall* have that dollar value of savings available to be
11 spent to support payment for prior year obligations and the purchase of supplies and materials. *If*
12 the Superintendent is able to reduce the annual utility consumption by at least fifteen percent
13 (15%) of their prior annual billing, measured each quarter, for each utility type, the
14 Superintendent is authorized to have that dollar value of savings transferred from the utility pool
15 to supplement and support payment for prior year obligations and the purchase of supplies and
16 materials

17 **Section 15. Re-appropriation of Unexpended and Unencumbered Appropriations**
18 **to the Guam Department of Education.** The sum of One Million Two Hundred Ten Thousand
19 Four Hundred Eleven Dollars (\$1,210,411) of the unexpended and unencumbered appropriation
20 remaining as of August 1, 2010, from the appropriations contained in Section 4 of Public Law
21 30-37 is hereby re-appropriated to the Guam Department of Education to object category 230.

22 **Section 16.** The sum of Three Hundred Ninety-nine Thousand Seven Hundred Eighty-
23 five Dollars (**\$399,785**) is appropriated from the General Fund to the *Chamoru* Studies Division
24 administered by the GDOE to be expended for personnel salaries and benefits, contractual
25 services, supplies and materials, and equipment the support and the implementation of the
26 Content Standards and Performance Indicators of the course syllabi for the emphasis of fluency
27 and for the promotion of the proficiency skills in the areas of listening, speaking, reading, and
28 writing in the *Chamoru* language.

1 **CHAPTER II**

2 **PART II – OFFICE OF THE EDUCATION *SURUHĀNU***

3 **Section 1. Appropriation.** The amounts below are appropriated from the General
4 Fund to the Office of the Education *Suruhānu* for its operations in Fiscal Year 2011. This
5 appropriation *shall* be expended in accordance with object class allocations outlined below.

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

7

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
8 REG SALARIES	111	\$107,248	\$0	\$107,248
9 OT/SP	112	\$0	\$0	\$0
10 BENEFITS	113	\$35,437	\$0	\$35,437
11 TRAVEL/MILE	220	\$0	\$0	\$0
12 CONT. SERV.	230	\$4,500	\$0	\$4,500
13 OFF. RENTAL	233	\$24,000	\$0	\$24,000
14 SUP. & MAT.	240	\$6,329	\$0	\$6,329
15 EQUIPMENT	250	\$0	\$0	\$0
16 WRK. COMP.	270	\$0	\$0	\$0
17 DRUG TEST	271	\$0	\$0	\$0
18 SUBGRANT	280	\$0	\$0	\$0
19 MISC	290	\$0	\$0	\$0
20 POWER	361	\$0	\$0	\$0
21 WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$2,000	\$0	\$2,000
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$179,514	\$0	\$179,514

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$179,514
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$179,514

6 **Section 2. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Office of the Education
8 *Suruhånu*, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance pursuant
10 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$598
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12 **Section 3. Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are appropriated
14 from the General Fund to the Cost Account identified in this Subsection, and *shall* be used to
15 fund power, water/sewer, medical and dental insurance and vacancies in Fiscal Year 2011 for the
16 Office of the Education *Suruhånu* .

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$0
WATER/SEWER	Utility Cost Account	\$0
MED/DENTAL INSURANCE	Health Benefit Account	\$3,953
VACANCIES	Vacancy Pool Account	\$0
TOTAL		\$3,953

1 **CHAPTER II**

2 **PART III –GUAM CERTIFICATION OFFICE**

3 **Section 1. Guam Certification Office.** The amount below in this Subsection is
4 appropriated from the General Fund to the Guam Certification Office for its operations in Fiscal
5 Year 2011 in providing administrative support to the Guam Certification Office in accordance
6 with Chapter 27 of 17GCA, the Guam Academy Charter School Council in accordance with
7 §1211(e) of 17GCA, and the Council on Post-Secondary Institutions Certification in accordance
8 with §44104(e) of 17GCA. This appropriation *shall* be expended in accordance with object class
9 allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$140,248	\$0	\$140,248
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$46,965	\$0	\$46,965
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$13,816	\$0	\$13,816
8	OFF. RENTAL	233	\$7,200	\$0	\$7,200
9	SUP. & MAT.	240	\$1,865	\$0	\$1,865
10	EQUIPMENT	250	\$0	\$0	\$0
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$6,300	\$0	\$6,300
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
	PHONE/TOLL	363	\$4,800	\$0	\$4,800
	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$221,194	\$0	\$221,194

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$221,194
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$221,194

6 (a) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Guam Certification
8 Office, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance
10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$2,419
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12 (b) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund power, water/sewer, medical and dental insurance and
16 vacancies in Fiscal Year 2011 for the Guam Certification Office.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$0
WATER/SEWER	Utility Cost Account	\$0
MED/DENTAL INSURANCE	Health Benefit Account	\$4,984
VACANCIES	Vacancy Pool Account	\$0
TOTAL		\$4,984

1 **CHAPTER II**

2 **PART IV – UNIVERSITY OF GUAM**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
4 lump sum appropriation to the University of Guam. The funds *shall* be expended in accordance
5 to the budget request submitted and the priorities stipulated by the University of Guam’s Board
6 of Regents.

7 It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and
8 departments *shall* be taken into consideration to determine the current appropriation level
9 needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material
10 external funds received *shall* be used to maximize services and programs of the agencies through
11 pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding
12 where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial
13 reporting of these funds to the citizens of Guam. For FY 2011 the University of Guam will be the
14 recipient of the following federal funds below:

15 **SUMMARY OF FEDERAL FUNDS-UNIVERSITY OF GUAM**

FUNDING SOURCE	AMOUNT
STATE FISCAL STABILIZATION FUND-CAPITAL IMPROVEMENTS	17,000,000
STATE ENERGY PROGRAM (GRANT NO: EE00219)	1,500,000
GR. TOTAL	18,500,000

19
20 **Source: State Fiscal Stabilization Fund Application-University of Guam**

21 **Section 2. Appropriations to the University of Guam.** The amounts in the
22 Subsections below are appropriated from the respective Funds, and for the following purposes, to
23 the University of Guam for Fiscal Year 2011:

24 (a) **General Fund Appropriation for Operations.** The sum of Twenty
25 Seven Million Two Hundred Eight Thousand Six Hundred Twenty Dollars (**\$27,208,620**)
26 is appropriated from the General Fund to the University of Guam for its operations in
27 Fiscal Year 2011.

1 (b) **Federal Matching Grants-in-Aid.** The sum of One Million Five
2 Hundred Eight Thousand Dollars (**\$1,508,000**) is authorized from Federal Matching
3 Grants-in-Aid to the University of Guam for its operations in Fiscal Year 2011.

4 **Section 3. University of Guam for Scholarships and Training Programs.** The
5 following appropriations are made to the University of Guam:

6 (a) **Student Scholarships, Financial Assistance Programs and Program**
7 **Administration.** The sum of Two Million Five Hundred Fifty Thousand Six Hundred
8 Seventy Dollars (**\$2,550,670**) is appropriated from the General Fund to the University of
9 Guam for Fiscal Year 2011 for: Merit Awards, Student Loans, Nursing Training
10 Program, Professional and Technical Awards, Reserve Officer Training Corps (ROTC),
11 Regent Scholarships, Marine Lab Graduate Assistance Programs, Early High School
12 Admission Program, Pedro ‘Doc’ Sanchez Scholarship Program, John F. Quan Memorial
13 Scholarship Program and the administration of all student financial assistance programs.
14 The President of the University of Guam *shall* allocate this appropriation in order to fund
15 said student scholarships, financial assistance programs and program administration
16 subject to §15113 of Chapter 15, Title 17, Guam Code Annotated. *Not more than* ten
17 percent (10%) of the total appropriation herein *shall* be used for the administration of all
18 student financial assistance programs. The Nursing Training Program *shall* receive *no*
19 *less than* Five Hundred Thousand Dollars (**\$500,000**) and the Pedro ‘Doc’ Sanchez
20 Scholarship Program *shall* receive *no less than* Three Hundred Thousand Dollars
21 (**\$300,000**) of the appropriation contained herein, except that *if* a surplus exists, such
22 remaining funds *shall* be distributed to fund other scholarship programs contained in this
23 Subsection.

24 For new recipients of the student financial assistance programs contained in this
25 Subsection awarded beginning Academic Year 2010-2011, the stipends awarded in the
26 respective programs *shall* be awarded as follows:

27 (1) **Merit Awards.** Award recipients are entitled to a monthly stipend
28 to be disbursed in nine (9) monthly installments during the academic year, as
29 follows: First- and Second-year Students: Two Hundred Dollars (**\$200.00**) per

1 month; Third- and Fourth-year Students: Four Hundred Dollars (**\$400.00**) per
2 month; and graduate students: Five Hundred Dollars (**\$500.00**) per month.”

3 (2) **Nursing Training Program.** Award recipients are entitled to a
4 monthly stipend to be disbursed in nine (9) monthly installments during the
5 academic year, as follows: First- and Second-year Students: Two Hundred Dollars
6 (**\$200.00**) per month; Third- and Fourth-year Students: Four Hundred Dollars
7 (**\$400.00**) per month.

8 (b) **Dr. Antonio C. Yamashita Educator Corps.** The sum of One Million
9 Two Hundred Thirty-eight Thousand One Hundred Twenty-seven Dollars (**\$1,238,127**) is
10 appropriated from the General Fund to the University of Guam for Fiscal Year 2011. The
11 President of the University of Guam *shall* disburse, pursuant to the directives and policies
12 of the Educator Corps Council, stipends for the Dr. Antonio C. Yamashita Educator
13 Corps, and funds for the administration of said program pursuant to Chapter 18, Title 17,
14 Guam Code Annotated, and §15107 of Title 17 of the Guam Code Annotated, as
15 amended. *Not more than* ten percent (10%) of the total appropriation herein *shall* be used
16 for the administration of this program.

17 For new recipients of the Dr. Antonio C. Yamashita Educator Corps awarded
18 beginning Academic Year 2010-2011, stipends *shall* be awarded as follows:

19 (1) **Teacher Corps.** Award recipients are entitled to a monthly
20 stipend to be disbursed in nine (9) monthly installments during the academic year,
21 as follows: First- and Second-year Students: Two Hundred Dollars (**\$200.00**) per
22 month; Third- and Fourth-year Students: Four Hundred Dollars (**\$400.00**) per
23 month.

24 The President of the University of Guam *shall* post on the University of Guam’s website
25 all reports mandated by this Act regarding the Dr. Antonio C. Yamashita Educator Corps.

26 **Section 4. Appropriation for Aquaculture Development and Training Center.**

27 The sum of One Hundred Thirty-one Thousand Eight Hundred Forty-six Dollars (**\$131,846**) is
28 appropriated from the General Fund to the University of Guam for Fiscal Year 2011 for the *sole*
29 purpose of funding the continued operations of the Aquaculture Development and Training
30 Center. Said funds *shall not* be transferred *or* used for any other purpose.

1 **Section 5. Appropriation for WERI's Guam Hydrologic Survey.** The sum of One
2 Hundred Ninety-two Thousand Three Hundred Nine Dollars (**\$192,309**) is appropriated from the
3 General Fund to the University of Guam for Fiscal Year 2011 for the *sole* purpose of funding the
4 Guam Hydrologic Survey (GHS) administered by the Water and Environmental Research
5 Institute of the Western Pacific (WERI). WERI *shall* continue to administer the GHS for those
6 purposes previously established by Guam law. Such funds *shall not* be transferred *or* used for
7 any other purpose.

8 **Section 6. Appropriation for WERI's Comprehensive Water Resource**
9 **Monitoring Program.** The sum of One Hundred Sixty-three Thousand Eight Hundred
10 Seventeen Dollars (**\$163,817**) is appropriated from the General Fund to the University of Guam
11 for Fiscal Year 2011 to fund the Water and Environmental Research Institute of the Western
12 Pacific (WERI). Such funds *shall* be used for the sole purpose of matching the Federal funding
13 for the Comprehensive Water Resource Monitoring Program. WERI *shall* continue to
14 administer the Comprehensive Water Resource Monitoring Program for those purposes
15 previously established by Guam law. Such funds *shall not* be transferred *or* used for any other
16 purpose.

17 **Section 7. University of Guam for the Northern and Southern Soil and Water**
18 **Conservation District (SWCD) Program.** The sum of One Hundred Fifty-seven Thousand
19 Seven Hundred Twenty Dollars (**\$157,720**) is appropriated from the General Fund to the
20 University of Guam for the operations and activities of the Northern and Southern Soil and
21 Water Conservation Districts (SWCD) Program for FY 2011, and *shall* be equally divided
22 between the Northern and Southern Soil Conservation Districts. Expenditures from this
23 appropriation *shall* be made upon the approval of the District Directors, with the consent of the
24 SWCD Board and *shall not* require further approval by the University of Guam *or* any other
25 government entity. This Appropriation is *not* subject to transfer *or* use for any other purpose.

26 **Section 8. University of Guam for KPRG (Public Radio).** The sum of Ninety-four
27 Thousand One Hundred Seventy-six Dollars (**\$94,176**) is appropriated from the General Fund to
28 the University of Guam for the KPRG (Public Radio) Fiscal Year 2011 operations. The
29 President of the University of Guam *shall* disburse the funds to KPRG. *No later than* thirty (30)
30 days after the close of each fiscal quarter of FY 2011, the General Manager of KPRG *shall*

1 submit to the President of the University of Guam, and post on KPRG’s website, all reports
2 mandated by this Act.

3 **Section 9. Appropriation to the University of Guam.** The sum of Three Hundred
4 Sixty-five Thousand Three Hundred Sixty-five Dollars (**\$365,365**) is hereby appropriated from
5 the Tourist Attraction Fund to the University of Guam for the FY 2011 operations of the
6 Rhinoceros Beetle Program. Notwithstanding the general provisions of Title 11 GCA §30107.1
7 and this Act, this Appropriation *shall* continue to be available until expended and is *not* subject
8 to transfer *or* use for any other purpose.

9 **Section 10. Appropriation to the Guampedia Foundation.** The sum of One
10 Hundred Forty Thousand Dollars (**\$140,000**) is appropriated from the Tourist Attraction Fund to
11 the University of Guam for the operations of the Guampedia Foundation. Notwithstanding the
12 general provisions of §30107.1 of Title 11, Guam Code Annotated, and this Act, this
13 appropriation *shall* continue to be available until expended.

14 **Section 11. University of Guam Capital Improvements Fund Continuing**
15 **Appropriation.** The sum of Five Hundred Thousand Dollars (**\$500,000**) is appropriated from
16 the Guam Highway Fund to the University of Guam Capital Improvements Fund for the purpose
17 of paying for the debt service pursuant to §16132, Chapter 16 of Title 17, Guam Code
18 Annotated.

19 **Section 12. Program Revenue and Expenditure Reports.** *No later than thirty (30)*
20 *days after the end of each fiscal quarter, the President of the University of Guam shall post on*
21 *the University of Guam’s website and submit to I Maga’lahen Guåhan and the Speaker of I*
22 *Liheslaturan Guåhan quarterly program revenue and expenditure reports for the Aquaculture*
23 *Development and Training Center, WERI Guam Hydrologic Survey, WERI Comprehensive*
24 *Water Resource Monitoring Program, Northern and Southern Soil and Water Conservation*
25 *District Programs, and KPRG. Said reports shall be in the format of basic financial statements*
26 *or such format as may be prescribed by I Liheslaturan Guåhan.*

27 **Section 13. Program Annual Reports.** The President of the University of Guam
28 *shall* post on the University of Guam’s website and *shall* submit to *I Maga’lahen Guåhan* and
29 the Speaker of *I Liheslaturan Guåhan* annual reports for: the Aquaculture Development and
30 Training Center, the WERI Guam Hydrologic Survey, the WERI Comprehensive Water

1 Resource Monitoring Program, the Northern and Southern Soil and Water Conservation District
2 Programs and KPRG. At a minimum, said reports *shall* include: program mission statements,
3 objectives, sources of revenue, expenditures by budget classification, number of employees,
4 contracts, and *shall* describe program accomplishments in the fiscal year reported.

5 **Section 14. Scholarships, Financial Assistance and Other Reports.** Beginning in
6 Fiscal Year 2011, sixty (60) days after the end of Fiscal Year 2010, the President of the
7 University of Guam *shall* submit to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*
8 *Guåhan*, and post on the University of Guam's website, a report of expenditures from
9 appropriations made in this Act for student scholarships, student financial assistance, the Dr.
10 Antonio C. Yamashita Educator Corps, and the Educator Corps Council. Said report *shall*
11 include each program's name, the number of scholarships *or* loans issued by each program, the
12 date the scholarship *or* loan was awarded, the anticipated date of cohort graduation, the total
13 amount of awards *or* loans, the total amount of loans repaid to date, the balance of the
14 outstanding awards *or* loans, the amount of collections to date for outstanding loans and
15 repayments due, the number of awards for each field of study, and the number of recipients
16 working to complete their academic and financial obligations.

17 **Section 15. Appropriation to the Guam Cancer Trust Fund.** The sum of Five
18 Hundred Forty-four Thousand Six Hundred Thirty-three Dollars (**\$544,633**) is appropriated from
19 the Healthy Futures Fund to the University of Guam for the administration of the Guam Cancer
20 Trust Fund, pursuant to §26603 (d)(2) of Article 6, Chapter 26, Title 11, GCA. This
21 appropriation *shall* be used to fund cancer screening, treatment and support services for Fiscal
22 Year 2011.

23 **Section 16. Transfer Authority for the University Of Guam.** Appropriations for
24 the operations of the University of Guam, contained in Section 2 of Part IV of Chapter II of this
25 Act *or* for the prior years, may be transferred by the President of UOG out of operations and into
26 the appropriation for statutorily mandated scholarship programs contained in Section 3, Part IV,
27 Chapter II of this Act.

28 **Section 17. Continuing Appropriation.** The appropriations made to the Student
29 Financial Assistance Program, the Dr. Antonio C. Yamashita Educator Corps and the University

- 1 of Guam for Fiscal Year 2010 *shall not* lapse and *shall* continue until fully expended, to include
- 2 payment of prior year obligations.

1 **CHAPTER II**

2 **PART V – GUAM COMMUNITY COLLEGE**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
4 lump sum appropriation to the Guam Community College. The funds *shall* be expended in
5 accordance to the budget request submitted and the priorities stipulated by the Guam Community
6 College’s Board of Trustees.

7 It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and
8 departments *shall* be taken into consideration to determine the current appropriation level
9 needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material
10 external funds received *shall* be used to maximize services and programs of the agencies through
11 pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding
12 where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial
13 reporting of these funds to the citizens of Guam. For FY 2011 the Guam Community College
14 will be the recipient of the following federal funds below:

15 **SUMMARY OF FEDERAL FUNDS-GUAM COMMUNITY COLLEGE**

FUNDING SOURCE	AMOUNT
STATE FISCAL STABILIZATION FUND	8,167,463
STATE ENERGY PROGRAM (GRANT NO: EE00219)	1,286,000
GR. TOTAL	9,453,463

20 **Source: State Fiscal Stabilization Fund Application-Guam Community College**

21 **Section 2. Appropriations to the Guam Community College.** The amounts in the
22 Subsections below are appropriated from the following Funds, and for the following purposes, to
23 the Guam Community College for Fiscal Year 2011:

24 (a) **General Fund Appropriation for Operations.** The sum of Twelve
25 Million Eight Hundred Forty-one Thousand Two Hundred Fifty-seven Dollars
26 (\$12,841,257) is appropriated from the General Fund to the Guam Community College
27 for its operations in Fiscal Year 2011.

28 (b) **Guam Community College LPN and Vocational Guidance Programs.**
29 The sum of Seven Hundred Forty-two Thousand One Hundred Sixty-six Dollars
30 (\$742,166) is appropriated from the General Fund to the Guam Community College for

1 Fiscal Year 2011 to support the operations of the Licensed Practical Nursing Program
2 and the Vocational Guidance Program.

3 (c) **Appropriation to the Guam Community College Lodging**
4 **Management Program/ProStart Program.** The sum of Twenty-four Thousand One
5 Hundred Fifty-four Dollars (**\$24,154**) is appropriated from the Tourist Attraction Fund to
6 the Guam Community College for Fiscal Year 2011 for the Lodging Management
7 Program/ProStart Program. Unexpended funds appropriated for the Guam Community
8 College Lodging Management Program/ProStart Program *shall not* lapse and *shall*
9 remain available for use in succeeding fiscal years until all said sums are expended.

10 (d) **Appropriation to the Guam Community College Apprenticeship**
11 **Program.** The sum of Three Million Fifty-nine Thousand Two Hundred Sixty-five
12 Dollars (**\$3,059,265**) is appropriated from the Manpower Development Fund to the Guam
13 Community College for the Guam Community College Apprenticeship Program for
14 Fiscal Year 2011. In addition to the authorization continued in §71720 of Chapter 7,
15 Title 22, Guam Code Annotated, this appropriation herein *shall* be available and
16 authorized to be used by the Guam Community College to fund the operations of other
17 programs at the College, as approved by the Board and Administration of the College,
18 after all program requirements and obligations have been fully funded.

19 **Section 3. Reports.** The President of the Guam Community College *shall* submit
20 quarterly reports to *I Maga'lahren Guåhan* and the Speaker of *I Liheslaturan Guåhan* thirty (30)
21 days after the end of each fiscal quarter and post said report on the Guam Community College's
22 website. Said reports *shall* include, but are *not limited to*, the number of participants in each
23 GCC program, the amounts expended from appropriations in this Act by object classification, a
24 description of each program, the academic courses offered, and the requirements for participation
25 in each program.

1 **CHAPTER II**

2 **Part VI – MISCELLANEOUS EDUCATIONAL PROVISIONS**

3 **Section 1. Purchasing in Economies of Scale.** All agencies receiving
4 appropriations pursuant to this Chapter *shall* take all measures necessary to reduce costs by
5 purchasing services, supplies and materials to realize economies of scale.

6 **Section 2. Local Funds Reimbursement.** Funds appropriated to the Guam
7 Department of Education (GDOE) by *I Liheslaturan Guåhan shall not* be used to pay for
8 federally-funded program activities and expenditures *unless* such payment is specifically
9 authorized by Guam statute *or unless* such payment is made pursuant to grants that require that
10 local expenditures be made prior to receiving federal reimbursement. The Superintendent of
11 GDOE *shall* submit a report to *I Liheslaturan Guåhan, I Maga’lahen Guåhan* and the Office of
12 Public Accountability of all local funds expended in Fiscal Year 2011 for federally-funded
13 programs, the details of such expenditures by object class, the number of FTEs working in said
14 programs, the amounts reimbursed by federal funds and the amounts that have *not or will not* be
15 reimbursed by federal funds. Said report *shall* cite the authority to expend local funds for federal
16 programs, *shall* name the certifying office, and *shall* give the date of every expenditure.

1 **CHAPTER III**

2 **HEALTH**

3 **PART I - GUAM MEMORIAL HOSPITAL AUTHORITY**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
5 lump sum appropriation to the Guam Memorial Hospital Authority (GMHA). The funds *shall* be
6 expended in accordance to the budget request submitted and the priorities stipulated by the
7 GMHA Board of Trustees (Board) and the GMHA’s management.

8 *I Liheslaturan Guåhan* is resolved to continue to support and establish policies which are
9 in the best interest of the GMHA and its mission. The Board’s request to reduce the credits
10 applied against the appropriations to the Guam Memorial Hospital Authority Pharmaceuticals
11 Fund towards the payment of bills for services incurred by qualified Medically Indigent Program
12 (MIP) recipients will help increase GMHA revenues. The removal of credit towards the MIP
13 patient billing may result in over Seven Million Dollars (\$7,000,000) of additional cash
14 payments to the GMHA above the previous year.

15 Furthermore, *I Liheslaturan Guåhan* has increased its support to the GMHA from the
16 Healthy Futures Funds with additional direct support for operations of Two Million Four
17 Hundred Thirty-five Thousand Seven Hundred Seven Dollars (\$2,435,707), and One Million
18 Dollars (\$1,000,000) per year, allowing GMHA the immediate ability to draw upon its
19 authorized Twelve Million Dollars (\$12,000,000) line of credit to meet cash requirements for
20 critical resources for patient care.

21 **Section 2.** §26208 of Chapter 26 of Title 11, Guam Code Annotated, is hereby
22 *amended* to read:

23 **“§26208.** Creation of the Guam Memorial Hospital Authority
24 Pharmaceuticals Fund. There is hereby created, separate and apart from other funds of
25 the government of Guam, a fund known as the “Guam Memorial Hospital Authority
26 Pharmaceuticals Fund.” This Fund *shall not* be commingled with the General Fund and
27 *shall* be kept in a separate bank account of which GMHA will be authorized to withdraw
28 from the funds. Four percent (4%) of all Business Privilege Taxes collected in Guam
29 *shall* be deposited in the Guam Memorial Hospital Authority Pharmaceuticals Fund and
30 *shall* be appropriated by *I Liheslaturan Guåhan* to fund all pharmaceutical, drug, medical

1 supplies, medical equipment, blood and blood products, and medicine requirements for
2 Guam Memorial Hospital. The Department of Administration *shall* deposit, on the last
3 day of each month, a sum equal to four percent (4%) of all Business Privilege Taxes
4 collected for that month in the Guam Memorial Hospital Authority Pharmaceuticals
5 Fund. The Department of Administration *shall* be required to first and foremost fund the
6 Guam Memorial Hospital Authority Pharmaceuticals Fund *prior to* distribution to any
7 other source in accordance with the provisions of this requirement. The Guam Memorial
8 Hospital Authority Pharmaceutical Fund will *not* be subject to *I Maga'lahaen Guåhan's*
9 transfer authority or any method of withholding of appropriations that may be imposed
10 by the Bureau of Budget and Management Research (BBMR).”

11 **Section 3.** §26208.2 of Chapter 26 of Title 11, Guam Code Annotated, is hereby
12 *amended* to read:

13 “**§26208.2.** Application of Guam Memorial Hospital Authority
14 Pharmaceuticals Fund. For the purpose of recognizing appropriated Pharmaceutical
15 funds as operating revenue by the Guam Memorial Hospital Authority, retroactively and
16 prospectively, the Hospital *shall* apply Seventy Five (75%) of the funds received towards
17 the payment of bills for services incurred by qualified Medicaid recipients involved in the
18 program at the Hospital and to billings for services provided to patients classified as
19 “charity care” pursuant to criteria adopted by resolution by the Board of Trustees. The
20 Hospital will be responsible to fully demonstrate the manner in which the payments were
21 applied via the Hospital’s annual audited financial report. Such distinction *shall* in no
22 way result in the recognition of additional revenue by the Hospital other than what was
23 appropriated by *I Liheslaturan Guåhan.*”

24 **Section 4.** Guam Memorial Hospital Authority Pharmaceuticals Fund credit toward
25 Medicaid payments *shall not exceed* the sum of Six Million Seventy-one Thousand Two
26 Hundred Seventy-nine Dollars (**\$6,071,279.00**) in Fiscal Year 2011. Billings in excess of the
27 Seventy Five (75%) credit *shall* be paid by other appropriated funds. The Department of Public
28 Health and Social Services *shall* remit all adjudicated claims for processing for MIP payments.

1 **Section 5. Guam Memorial Hospital Authority Pharmaceuticals Fund**
2 **Appropriation.** Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11, Guam
3 Code Annotated, the sum of Eight Million Ninety-five Thousand Thirty-eight Dollars
4 **(\$8,095,038)** is appropriated from the Guam Memorial Hospital Authority Pharmaceuticals Fund
5 to the GMHA for Fiscal Year 2011.

6 **Section 6. Guam Memorial Hospital Authority Healthy Futures Fund**
7 **Appropriations.**

8 (a) Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11,
9 Guam Code Annotated, the sum of Two Million Four Hundred Thirty-five Thousand
10 Seven Hundred Seven Dollars **(\$2,435,707)** is appropriated from the Healthy Futures
11 Fund to the GMHA for Fiscal Year 2011 Operational Expenses.

12 (b) Pursuant to §26603(d) of Article 6, Chapter 26, Title 11, Guam Code
13 Annotated, the sum of One Million Dollars **(\$1,000,000)** is appropriated from the Healthy
14 Futures Fund to the GMHA for Fiscal Year 2011, for the line of credit pursuant to
15 §80104 (t), Chapter 80 Division 4, Title 10, Guam Code Annotated.

1 **CHAPTER III**

2 **HEALTH**

3 **PART II - DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the
5 Department of Public Health & Social Services (DPHSS) to expend their funds in accordance
6 with the object class appropriations.

7 It is further the intent of *I Liheslaturan Guåhan* to increase the funding level of the
8 DPHSS Community Health Centers. The increase *shall* be appropriated from the Healthy
9 Futures Fund and *shall* be expended in accordance with the following priorities, primarily
10 physicians and other health professionals previously funded through the American Recovery and
11 Reinvestment Act (ARRA), and utilities for the DPHSS Community Health Centers. Any
12 appropriations unexpended after paying for the aforementioned expenditures *shall* be used to
13 fund expenditures related to operations of the DPHSS Community Health Centers.

14 *I Liheslatura Guåhan* recognizes the efforts of the DPHSS Community Health Centers in
15 the expansion of facilities and services. It is the intent of *I Liheslaturan Guåhan* for the DPHSS
16 Community Health Center Council and the Management of the DPHSS Community Health
17 Centers to conduct a full review of their fee schedule to examine alternative ways to increase
18 funding.

19 **Section 2. Appropriation.** Funds provided in this Section are hereby appropriated
20 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
21 the Department of Public Health and Social Services for its operations in Fiscal Year 2011. This
22 appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$2,635,689	\$3,973,319	\$6,609,008
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$923,244	\$1,304,368	\$2,227,612
6	TRAVEL/MILE	220	\$42,156	\$12,750	\$54,906
7	CONT. SERV.	230	\$9,233,747	\$766,696	\$10,000,443
8	OFF. RENTAL	233	\$471,605	\$162,600	\$634,205
9	SUP. & MAT.	240	\$71,790	\$331,042	\$402,832
10	EQUIPMENT	250	\$10,049	\$0	\$10,049
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$150	\$0	\$150
14	MISC	290	\$19,245,650	\$200,000	\$19,445,650
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$428,951	\$20,412	\$449,363
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$33,063,031	\$6,771,187	\$39,834,218

17 **Healthy Futures Fund - \$6,044,365 (111-\$3,614,831; 113-\$1,173,741; 230-\$544,189; 233-**
 18 **\$162,600; 240-\$328,592; 290-\$200,000; 363-\$20,412)**

19 **Environmental Health Fund - \$726,822 (111-\$358,488; 113-\$130,627; 220-\$12,750; 230-**
 20 **\$222,507; 240-\$2,450)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$33,063,031
3	FEDERAL MATCHING GRANTS-IN-AID	\$25,914,601
4	SPECIAL FUNDS	\$6,771,187
5	TOTAL	\$65,748,819

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund, the Healthy Futures Fund, and the Environmental Health
8 Fund to Object Category 111 for the Department of Public Health and Social Services, and *shall*
9 be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
10 employees funded within this Subsection for satisfactory performance pursuant to §6202,
11 Chapter 6 of Title 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$71,213
13	General Fund-\$20,575; Healthy Futures Fund-\$40,794; Environmental Health Fund-\$ 9,844		

14 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
15 **Administered by the Department of Administration.** The amounts below are appropriated
16 from the General Fund, the Healthy Futures Fund, and the Environmental Health Fund to the
17 Cost Account identified in this Subsection and *shall* be used to fund power, water/sewer, medical
18 and dental insurance and vacancies in Fiscal Year 2011 for the Department of Public Health and
19 Social Services.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
0		
POWER	Utility Cost Account	\$644,411
WATER/SEWER	Utility Cost Account	\$30,542
MED/DENTAL INSURANCE	Health Benefit Cost Account	\$203,838
VACANCIES	Vacancy Pool Cost Account	\$0
TOTAL		\$878,791

Health Benefits: General Fund-\$65,403; Healthy Futures Fund-\$116,231; Environmental Health Fund-\$22,204

Section 5. Public Assistance Program Payments. The sum of Three Million Four Hundred Thirty-two Thousand Six Hundred Fifty-three Dollars (**\$3,432,653**) from the Base Operational Appropriation is authorized as the Local Match for Federal Matching Grants-In-Aid to the DPHSS for Public Assistance Program payments and administration for Fiscal Year 2011. Nine Million Six Hundred Nineteen Thousand Two Hundred Twenty-three Dollars (**\$9,619,223**) is authorized from Federal Matching Grants-In-Aid.

Section 6. Medically Indigent Program (MIP) Appropriations.

(a) The sum of Thirteen Million Three Hundred Twenty-two Thousand Nine Hundred Seven Dollars (**\$13,322,907**) is appropriated from the General Fund to the Medically Indigent Program Payment Revolving Fund (MIPPR) for the MIP for Fiscal Year 2011.

(b) The sum of Two Million Five Hundred Thousand Dollars (**\$2,500,000**) is appropriated from Guam Cancer Trust Fund to the MIPPR for the MIP to fund cancer screening, treatment and support services for Fiscal Year 2011.

Section 7. Medicaid Program. The sum of Fifteen Million Four Hundred Fifty-four Thousand Six Hundred Forty-five Dollars (**\$15,454,645**) from the Base Operational Appropriation is authorized as the local match requirement of the Medicaid Program and Fifteen Million Four Hundred Seventy Thousand Two Hundred Seventy-one Dollars (**\$15,470,271**) is authorized from Federal Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2011.

1 **Section 8. Medicines and Vacant Positions for the DPHSS Community Health**
2 **Centers.** The sum of Seven Hundred Sixty Thousand Seven Hundred Thirty-one Dollars
3 **(\$760,731)** is appropriated from the Healthy Futures Fund to the DPHSS Community Health
4 Centers for Fiscal Year 2011. Four Hundred Thirty-one Thousand Seven Hundred Thirty-one
5 Dollars **(\$431,731)** is for the purchase of medicines, and the sum of Three Hundred Twenty-nine
6 Thousand Dollars **(\$329,000)** is for the continued employment of providers hired to work in the
7 DPHSS Community Health Centers (Increased Services to Health Centers - ARRA Grant) in
8 Fiscal Year 2010.

9 **Section 9. Enhanced Allotment Plan.** The sum of Four Hundred Seventeen
10 Thousand Dollars **(\$417,000)** from the Base Operational Appropriation is authorized as the local
11 match requirement of the Enhanced Allotment Plan (Medicaid Part D) Program and Eight
12 Hundred Twenty-five Thousand One Hundred Seven Dollars **(\$825,107)** is authorized from
13 Federal Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2011.

14 **Section 10. Department of Public Health and Social Services Carry-Over**
15 **Authorization.** The unexpended balance of appropriations from the General Fund and Special
16 Funds to the DPHSS for Fiscal Year 2010 *shall not* revert to the General Fund and *shall* be
17 available until fully expended for the original purposes of said appropriations. The Director of
18 DPHSS *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* regarding the allocation,
19 demographics and expenditures of the appropriations contained herein *no later than* thirty (30)
20 days after the end of each quarter and post the same on DPHSS's website. The Director of
21 Administration *shall* pay MIP and Medicaid vendors on a first-in first-out basis.

22 **Section 11. Appropriation to the Guam Cancer Registry.** Pursuant to §26603(d)(4)
23 of Title 11 of the Guam Code Annotated, the sum of Two Hundred Two Thousand Nine
24 Hundred Seventy Dollars (\$202,970) is appropriated from the Healthy Futures Fund to the
25 Department of Public Health and Social Services to maintain the Guam Cancer Registry pursuant
26 to §3201.1 of Title 10 of the Guam Code Annotated. The Department of Public Health and
27 Social Services *shall* provide funding to the University of Guam for services, supplies and/or
28 materials in executing the Memorandum of Agreement between the University of Guam and the
29 Department of Public Health and Social Services regarding the collection of data and the

1 maintenance of the Guam Cancer Registry. Any funds pursuant to this Section *not* expended in
2 Fiscal Year 2010 *shall* revert to the Guam Cancer Trust Fund.

3 **Section 12.** The sum of One Hundred Thousand Dollars (**\$100,000**) is appropriated
4 from the General Fund to the Department of Public Health and Social Services and *shall* be used
5 to fund the operations of the Guam Animals in Need (GAIN) animal shelter in *Yigo*, Guam for
6 Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code
7 Annotated, and this Act, this appropriation *shall* continue to be available until expended.

1 **CHAPTER III**

2 **PART III - DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
4 Department of Mental Health and Substance Abuse (DMHSA) *shall* expend the funds
5 appropriated in accordance with the object class appropriation levels. The DMHSA *shall not*
6 have the authority to transfer any funds between object classes. Funds *shall* only be transferred
7 to the travel object class in so much as the funds transferred represent the local match to
8 authorized federal travel.

9 It is further the intent of *I Liheslaturan Guåhan* that the DMHSA *shall* expend *no less*
10 *than* One Million Four Hundred Thousand Dollars (\$1,400,000) for the operation of the Child
11 Adolescent Services Division and the *I Famagu'on-ta* Program.

12 It is further the intent of *I Liheslaturan Guåhan* that the DMHSA access the lump sum
13 amount of Two Million Dollars (\$2,000,000) for costs related to the consent decree on the
14 DMHSA. The funds *shall* be exclusively for the implementation of the Court-Ordered Amended
15 Comprehensive Implementation Plan (Permanent Injunction) as approved by the District Court.
16 *If* the funds are *not* expended within the fiscal year, the funds *shall not* lapse and *shall* remain
17 available for expenditure for its authorized purpose. Prior to use of the funds, the Director of the
18 DMHSA *shall* notify and submit a report to the Speaker of the *I Liheslaturan Guåhan*. The
19 report *shall* indicate the intent to use the funds to meet requirements set forth by the federal
20 monitors. The Director of the DMHSA *shall* submit a breakdown of the expenditures to be
21 incurred and reference the specific portions of the Permanent Injunction to be addressed.

22 **Section 2. Appropriation.** Funds provided in this Section are hereby appropriated
23 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
24 the DMHSA for its operations in Fiscal Year 2011. This appropriation *shall* be expended in
25 accordance with the object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$2,816,522	\$2,187,851	\$5,004,373
4	OT/SP	112	\$54,851	\$30,200	\$85,051
5	BENEFITS	113	\$984,962	\$670,304	\$1,655,266
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$2,704,756	\$254,075	\$2,958,831
8	OFF. RENTAL	233	\$98,000	\$0	\$98,000
9	SUP. & MAT.	240	\$0	\$1,041,169	\$1,041,169
10	EQUIPMENT	250	\$19,100	\$143,339	\$162,439
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$54,260	\$509,000	\$563,260
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$120,000	\$0	\$120,000
18	CAP. OTLY.	450	\$0	\$165,000	\$165,000
19	GR. TOTAL		\$6,852,452	\$5,000,938	\$11,853,390

20 **Healthy Futures Fund \$ 5,000,938**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$6,852,452
3	FEDERAL MATCHING GRANTS –IN-AID		\$0
4	SPECIAL FUNDS		\$5,000,938
5	TOTAL		\$11,853,390

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the DMHSA and *shall* be used to
8 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
10 Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$61,802
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12 **Healthy Futures Fund-\$7,309; General Fund-\$54,493**

13 **Section 4. Special Pay.** The amount below in this Subsection is appropriated from
14 the General Fund Object Category 111 and *shall* be used to fund all Special Pay, to include Night
15 Differential Pay and ten percent (10%) Hazardous Pay in Fiscal Year 2011 for eligible classified
16 employees funded within this Subsection.

17	SPECIAL PAY	111 Total	\$238,668
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18 **Section 5. Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are appropriated
20 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
21 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DMHSA.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$514,607
WATER/SEWER	Utility Cost Account	\$17,566
MED/DENTAL INSURANCE	Health Benefit Account	\$213,406
TOTAL		\$745,579

Health Benefits: \$30,400-Healthy Futures Fund; \$183,006-General Fund

Section 6. Department of Mental Health and Substance Abuse (DMHSA) – Detoxification & Rehabilitation Services. The sum of Eight Hundred Eighty-three Thousand Two Hundred Dollars (**\$883,200**) is appropriated from the General Fund to the DMHSA for Fiscal Year 2011 for outsourcing of drug and alcohol detoxification, rehabilitation, and prevention services, *provided* that the expenditure of such funds *shall* comply with Title 48 USC §1421b(p).

Section 7. Re-appropriation of Unexpended and Unencumbered Appropriations to the Department of Mental Health and Substance Abuse (DMHSA) for the Amended Comprehensive Implementation Plan (ACIP). The unexpended and unencumbered appropriation remaining as of August 1, 2010, the sum of Two Million Dollars (**\$2,000,000**), from the appropriation contained in Chapter 4, Section 3(b) of Public Law 29-02 is hereby re-appropriated to DMHSA in order to comply with the Court-Ordered Amended Comprehensive Implementation Plan (Permanent Injunction) approved by the District Court for Fiscal Year 2011. This re-appropriation *shall not* be subject to the transfer authority of *I Maga’lahen Guâhan*.

1 **CHAPTER III**

2 **PART IV - DEPARTMENT OF INTEGRATED SERVICES FOR INDIVIDUALS WITH**
3 **DISABILITIES**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
5 Department of Integrated Services for Individuals with Disabilities (DISID) *shall* retain its
6 funding levels according to the maintenance of effort and according to its expenditure levels in
7 Fiscal Year 2010.

8 **Section 2. Appropriation.** Funds provided in this Section are hereby appropriated
9 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
10 the DISID for its operations in Fiscal Year 2011.

11 This appropriation *shall* be expended in accordance with object class allocations outlined
12 below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$282,188	\$0	\$282,188
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$98,100	\$0	\$98,100
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$68,040	\$513,881	\$581,921
8	OFF. RENTAL	233	\$118,128	\$0	\$118,128
9	SUP. & MAT.	240	\$4,000	\$0	\$4,000
10	EQUIPMENT	250	\$0	\$0	\$0
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$609,955	\$0	\$609,955
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$15,500	\$0	\$15,500
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$1,195,911	\$513,881	\$1,709,792

17 **Healthy Futures Fund \$513,881**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,195,911
3	FEDERAL MATCHING GRANTS-IN-AID	\$2,992,651
4	SPECIAL FUNDS	\$513,881
5	TOTAL	\$4,702,443

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the DISID and *shall* be used to
 8 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
 10 Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$4,464
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12 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are appropriated
 14 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
 15 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DISID.

16	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
17	POWER	Utility Cost Account	\$0
18	WATER/SEWER	Utility Cost Account	\$0
19	MED/DENTAL INSURANCE	Health Benefit Account	\$14,127
20	TOTAL		\$14,127

CHAPTER IV
UNIFIED JUDICIARY

Section 1. Appropriation. The amounts specified in this Section are appropriated and authorized from the General Fund and Federal Matching Grants-in-Aid to the Unified Judiciary for its operations in Fiscal Year 2011.

It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and departments *shall* be taken into consideration to determine the current appropriation level needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material external funds received *shall* be used to maximize services and programs of the agencies through pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial reporting of these funds to the citizens of Guam. For FY 2011 the Unified Judiciary will be the recipient of the following federal funds below:

SUMMARY OF FEDERAL FUNDS-UNIFIED JUDICIARY

FUNDING SOURCE	AMOUNT
JABG: JUVENILE DRUG COURT	25,700
MENTAL HEALTH COURT	250,000
EDWARD BYRNE	454,999
STOP VAW	26,836
CHILD SUPPORT	250,264
EDUCATION SUBGRANTS	52,000
USDA RURAL DEVELOPMENT	100,000
PROJECT SAFE NEIGHBORHOODS	47,527
SEX OFFENDER MGT PLANNING	50,000
ARRA	6,697,932
GR. TOTAL	7,955,457

Source: Unified Judiciary Budget Hearing Presentation for FY 2011

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$23,121,379
3	FEDERAL MATCHING GRANTS-IN-AID	\$1,016,312
4	SPECIAL FUNDS	\$145,000
5	TOTAL	\$24,282,691

6 **Section 2. Court-Appointed Attorney Fees.** The sum of Eight Hundred Thousand
7 Dollars (**\$800,000**) is appropriated from the General Fund for Fiscal Year 2011 to the Unified
8 Judiciary for the sole purpose of paying court-appointed attorney fees arising from the defense of
9 indigent clients. Said funds *shall* be deposited into the Judicial Client Services Fund account, as
10 created by Title 7, Guam Code Annotated, Division 1, Chapter 9.6, and *shall not* be subject to
11 any transfer authority. Any unexpended funds appropriated herein *shall* be reverted to the
12 General Fund at the end of FY 2011.

13 **Section 3. Adult and Juvenile Drug Courts.** The sum of Six Hundred Ninety-eight
14 Thousand Nine Hundred Fifty-two Dollars (**\$698,952**) is appropriated from the General Fund to
15 the Unified Judiciary for the operations of the Adult and Juvenile Drug Courts for Fiscal Year
16 2011.

17 **Section 4. Family Visitation Center.** The sum of One Hundred Forty-five
18 Thousand Dollars (**\$145,000**) is appropriated from the Safe Streets Fund, for Fiscal Year 2011,
19 to the Unified Judiciary to pay for contractual services for the operation of the Family Visitation
20 Center, *provided*, that the Judiciary must comply with §18125 (c) and (d) of Title 16, Guam
21 Code Annotated, and §9211 (b) of Title 7, Guam Code Annotated.

22 **Section 5. Transfer Authority of the Judiciary of Guam.** The Unified Judiciary in
23 FY 2011 is authorized to transfer funds from the appropriation made in Section 1 into the
24 appropriations made in Sections 2, 3 and 4, but *shall not* transfer appropriations out from the
25 appropriations made in these Sections into Section 1.

26 **Section 6. Continuing Appropriation to the Judiciary.** The unexpended balance
27 of the funds appropriated to the Unified Judiciary for Fiscal Year 2010 *shall not* lapse and is
28 available to the Unified Judiciary for expenditures in Fiscal Year 2011.

CHAPTER V
EXECUTIVE BRANCH

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the Fiscal Year 2011 Budget submitted by the Administration on January 29, 2010 contains information and assumptions requiring adjustments based upon the most recent financial reports compiled by various executive branch agencies and the Office of Finance and Budget. The financial team representing the Administration in a public hearing on the revenue projections contained in the Fiscal Year 2011 budget submittal revised downward the estimated revenues, factoring in most current financial reports. The Office of Finance and Budget, along with the Special Economic Services and the Special Accounting Services work groups, independently reviewed the additional information and concur that a reduction in revenue estimates is necessary.

To manage the gap between the adopted revenue estimates and the actual revenues collected during Fiscal Year 2010, the Administration has determined its priorities for the various departments and agencies by the implementation of a reserve allotment schedule for the expenditures of the appropriations approved in the Fiscal Year 2010 Budget.

The revised revenue estimates correspondingly require an adjustment in the budget allocations for all departments and agencies receiving support from the General Fund from the levels presented in the Administration’s Fiscal Year 2011 budget submittal. While challenged with this task, *I Liheslaturan Guåhan*, in arriving at the funding levels contained herein, is guided by the priorities of the Administration as reflected in its reserve of the allotment released of the authorized appropriations for Fiscal Year 2010.

Section 2. Appropriation. The amounts specified in the Summary of Base Operational Appropriation in Subsections (a) through (dd) are hereby appropriated and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid, specified in the respective Summary of Base Operational Appropriation Funding Source, to the agencies, departments and offices in each Subsection for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with object class allocations outlined below.

1 (a) **OFFICE OF I MAGA'LAHI**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$3,268,039	\$239,673	\$3,507,712	
OT/SP	112	\$223,494	\$0	\$223,494	
BENEFITS	113	\$906,242	\$79,930	\$986,172	
TRAVEL/MILE	220	\$0	\$42,500	\$42,500	
CONT. SERV.	230	\$920,000	\$7,500	\$927,500	
OFF. RENTAL	233	\$35,000	\$0	\$35,000	
SUP. & MAT.	240	\$70,633	\$3,500	\$74,133	
EQUIPMENT	250	\$55,855	\$0	\$55,855	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$71,993	\$7,500	\$79,493	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$91,000	\$7,500	\$98,500	
CAP. OTLY.	450	\$75,000	\$0	\$75,000	
GR. TOTAL		\$5,717,256	\$388,103	\$6,105,359	

22 **Indirect Cost Fund \$388,103**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$5,717,256
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$388,103
5	TOTAL	\$6,105,359

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the sum
7 of Four Million Two Hundred Four Thousand Eight Hundred Eighty-seven Dollars
8 (**\$4,204,887**) be appropriated from the General Fund to the Executive Direction within
9 the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent
10 of *I Liheslaturan Guåhan* that the sum of Six Hundred Fifty-eight Thousand Nine
11 Hundred Twenty-two Dollars (**\$658,922**) be appropriated from the General Fund to the
12 Government House within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal
13 Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of One Hundred
14 Eighty-one Thousand Nine Hundred Thirty-five Dollars (**\$181,935**) be appropriated from
15 the General Fund, and the sum of Two Thousand Five Hundred Dollars (**\$2,500**) be
16 appropriated from the Indirect Cost Fund to the Bureau of Information Technology
17 within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the
18 intent of *I Liheslaturan Guåhan* that the sum of Six Hundred Sixty-three Thousand Four
19 Hundred Fifty-eight Dollars (**\$663,458**) be appropriated from the General Fund to the
20 Medical Referral Office within the Office of *I Maga'låhen Guåhan* for its operations in
21 Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of Three
22 Hundred Thirty-three Thousand Four Hundred Six Dollars (**\$333,406**) be appropriated
23 from the General Fund to the Guam Liaison Office, Washington D.C. within the Office
24 of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I*
25 *Liheslaturan Guåhan* that the sum One Million Twenty-one Thousand Fifty-four Dollars
26 (**\$1,021,054**) be appropriated from the General Fund, and Thirty-five Thousand Dollars
27 (**\$35,000**) from the Indirect Cost Fund to the Lt. Governor's Office within the Office of *I*
28 *Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I*
29 *Liheslaturan Guåhan* that the sum of Three Hundred Fifty Thousand Six Hundred Three

1 Dollars (**\$350,603**) be appropriated from the Indirect Cost to the Guam State
 2 Clearinghouse, and Training and Continuing Education within the Office of *I*
 3 *Maga'låhen Guåhan* for its operations in Fiscal Year 2011.

4 It is further the intent of *I Liheslaturan Guåhan* that the sum of Seventy-three
 5 Thousand Three Hundred Seventeen Dollars (**\$73,317**) be allocated from Office of the
 6 Governor to the Department of *Chamorro* Affairs as follows:

7 Object Class 111: Fifty-four Thousand Nine Hundred Eighty-eight Dollars
 8 (**\$54,988**); and,

9 Object Class 113: Eighteen Thousand Three Hundred Twenty-nine Dollars
 10 (**\$18,329**).

11 (2) **Increments and Promotions.** The amount below in this Subsection is
 12 appropriated from the General Fund to Object Category 111 to the Office of *I Maga'lahi*
 13 and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
 14 classified employees funded within this Subsection for satisfactory performance pursuant
 15 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

16 INCREMENTS AND PROMOTIONS 111 Total \$0

17 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 18 **Administered by the Department of Administration.** The amounts below are
 19 appropriated from the General Fund to the Cost Account identified in this Subsection and
 20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 21 in Fiscal Year 2011 for the Office of *I Maga'lahi*.

22	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
24	POWER	Utility Bank Fund	\$4,000
25	WATER/SEWER	Utility Bank Fund	\$4,000
26	MED/DENTAL INSURANCE	Health Benefit Fund	\$0
27	VACANCIES	Vacancy Pool Fund	\$0
28	TOTAL		\$8,000

29 (4) **Indirect Cost Fund.** The sum of Thirty Thousand Dollars (**\$30,000**) is
 30 appropriated from the Indirect Cost Fund to the Guam State Clearinghouse for costs such

1 as training, supplies and equipment associated with negotiating and administering the
2 Government of Guam's indirect cost rate in Fiscal Year 2011.

1 (b) ANCESTRAL LANDS COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$128,399	\$0	\$128,399
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$43,136	\$0	\$43,136
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$0	\$0
9	OFF. RENTAL	233	\$31,334	\$0	\$31,334
10	SUP. & MAT.	240	\$500	\$0	\$500
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$3,000	\$0	\$3,000
19	CAP. OTLY.	450	\$0	\$0	\$0
20	GR. TOTAL		\$206,369	\$0	\$206,369
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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$206,369
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$206,369

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Ancestral Lands
8 Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111	Total	\$981
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Ancestral Lands Commission.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$5,538
VACANCIES	Vacancy Pool Fund	\$0
TOTAL	`	\$5,538

1 (c) **BUREAU OF BUDGET AND MANAGEMENT RESEARCH**
 2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$188,888	\$324,754	\$513,642
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$30,268	\$114,116	\$144,384
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$13,170	\$0	\$13,170
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$2,000	\$0	\$2,000
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$14,333	\$0	\$14,333
19	CAP. OTLY.	450	\$0	\$0	\$0
20	GR. TOTAL		\$248,659	\$438,870	\$687,529

18 **Indirect Cost Fund \$438,870**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$248,659
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$438,870
5	TOTAL	\$687,529

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Bureau of Budget and
8 Management Research and *shall* be used to fund all increments and promotions in Fiscal
9 Year 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$18,585
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Bureau of Budget and Management Research.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$4,501
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$4,501

(3) **Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year 2011.** The sum of Thirty Thousand Dollars (**\$30,000**) is appropriated from the Indirect Cost Fund to the Bureau of Budget and Management Research for costs such as training, supplies and equipment associated with negotiating and administering the government of Guam’s indirect cost rate in Fiscal Year 2011.

(4) The sum of Six Hundred Thirty-seven Thousand Five Hundred Eighty-one Dollars (**\$637,581**) is appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the Bureau of Budget and Management Research for its Base Operational use as outlined in Chapter V Subsection (c). The Director of the Bureau of Budget and Management Research *shall* submit an expenditure plan by object category to the Office of Finance and Budget within thirty (30) days of the enactment of this Act.

1 (d) CIVIL SERVICE COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$580,015	\$0	\$580,015	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$187,180	\$0	\$187,180	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$10,208	\$0	\$10,208	
OFF. RENTAL	233	\$24,000	\$0	\$24,000	
SUP. & MAT.	240	\$1,000	\$0	\$1,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$3,000	\$0	\$3,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$805,403	\$0	\$805,403	

17

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$805,403
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$805,403

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Civil Service
8 Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$7,401
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Civil Service Commission.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$25,570
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$25,570

1 (e) DEPARTMENT OF ADMINISTRATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$3,954,496	\$247,653	\$4,202,149	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$1,340,355	\$86,643	\$1,426,998	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$614,047	\$0	\$614,047	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$24,237	\$4,073	\$28,310	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$375,000	\$0	\$375,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$6,308,135	\$338,369	\$6,646,504	

19

20 Indirect Cost Fund \$338,369

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$6,308,135
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$338,369
5	TOTAL		\$6,646,504

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 to the Department of
 8 Administration and *shall* be used to fund all increments and promotions in Fiscal Year
 9 2011 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$93,754
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund to Object Category 111 and *shall* be used to fund all Special Holiday
 14 Pay in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

15	SPECIAL PAY	111 Total	\$5,143
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16 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 17 **Administered by the Department of Administration.** The amounts below are
 18 appropriated from the General Fund to the Cost Account identified in this Subsection and
 19 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 20 in Fiscal Year 2011 for the Department of Administration.

21	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
22			
23	POWER	Utility Bank Fund	\$168,061
24	WATER/SEWER	Utility Bank Fund	\$40,476
25	MED/DENTAL INSURANCE	Health Benefit Fund	\$179,708
26	VACANCIES	Vacancy Pool Fund	\$0
27	TOTAL		\$388,244
28	Indirect Cost Fund \$50,516 (Power)		

1 (4) **Support of Child in Custody (Title 19 GCA §5116).** The sum of Six
2 Hundred Eighty-four Thousand One Hundred Seventy Dollars (**\$684,170**) is appropriated
3 from the General Fund for Fiscal Year 2011 to the Department of Administration for the
4 *sole* purpose of paying orders of the court pursuant to §5116, Title 19, Guam Code
5 Annotated.

6 (5) **Residential Treatment Fund.** The sum of One Million Two Hundred
7 Thousand Dollars (**\$1,200,000**) is appropriated from the General Fund to the Department
8 of Administration (DOA) in Fiscal Year 2011 to pay the expenses of persons under the
9 jurisdiction of the Superior Court of Guam who require residential care because of
10 physical, mental or emotional disabilities, or severe emotional disturbances. All such
11 persons and their escorts referred off Guam for treatment and care *shall* submit to the
12 Director of Administration appropriate documentation to justify and receive
13 reimbursement of their travel expenses. The Director of Administration *shall* submit
14 reports to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* describing all
15 expenditures made pursuant to this appropriation *no later than* thirty (30) days after the
16 end of each quarter of Fiscal Year 2011 and post the same on the DOA website.

17 (6) **Government Claims Fund.** The sum of One Hundred Thousand Dollars
18 (**\$100,000**) is appropriated from the General Fund to the Department of Administration
19 for the Government Claims Fund for payment of approved government claims in Fiscal
20 Year 2011. The Director of Administration *shall, no later than* thirty (30) days after the
21 close of each quarter of Fiscal Year 2011, submit a report to the Speaker of *I*
22 *Liheslaturan Guåhan* describing expenditures made pursuant to this appropriation, and
23 post the same on the Department's website.

24 (7) **Government of Guam's General Purpose Financial Statement and**
25 **Single Audit Report.** The sum of Three Hundred Seventy-seven Thousand Dollars
26 (**\$377,000**) is appropriated from the General Fund to the Department of Administration
27 for the Fiscal Year 2010 Audit of the Government of Guam's General Purpose Financial
28 Statement and the Single Audit Report. The Public Auditor *shall* administer said funds
29 and *shall* oversee the annual audit.

1 (8) **Single Audit Report on the Tourist Attraction Fund.** The sum of
2 Eighteen Thousand Dollars (**\$18,000**) is appropriated from the Tourist Attraction Fund to
3 the Department of Administration for the Fiscal Year 2010 Audit of the Government of
4 Guam’s Tourist Attraction Fund Financial Statement and Single Audit Report. The
5 Public Auditor *shall* administer said funds and *shall* oversee the annual audit.

6 (9) **Single Audit Report on Guam Highway Fund.** The sum of Eighteen
7 Thousand Dollars (**\$18,000**) is appropriated from the Guam Highway Fund to the
8 Department of Administration for the Fiscal Year 2010 Audit of the Government of
9 Guam’s Highway Fund Financial Statement and Single Audit Report. The Public
10 Auditor *shall* administer said funds and *shall* oversee the annual audit.

11 (10) **Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year**
12 **2011 for Training and Continuing Education.** The sum of Thirty Thousand Dollars
13 (**\$30,000**) is appropriated from the Indirect Cost Fund to the Department of
14 Administration for training and continuing education of persons employed as government
15 accountants, and in related positions. Of the amount appropriated in this Subsection, the
16 amount of Four Thousand Dollars (**\$4,000**) *shall* be used for the Department of
17 Administration to conduct workshop training for citizen centric reporting.

18 (11) **Appropriation for Bank Fees and the Department of Administration.**
19 *I Liheslaturan Guåhan* recognizes the benefit of efficient cash management to the
20 operations of the government of Guam. By accepting various modes of payments, *I*
21 *Liheslaturan Guåhan* understands that its constituency *shall* be provided with options
22 whereby debts owed to the government of Guam can be satisfied. It is the intent *I*
23 *Liheslaturan Guåhan* to promote payment of these debts by accepting various payment
24 options.

25 *I Liheslaturan Guåhan* also recognizes that accepting various payment options
26 present additional cost to the government of Guam. Whereas, *I Liheslaturan Guåhan*
27 recognizes that use of credit cards and debit cards provide a convenient method for
28 citizens to pay their liabilities. Fees incurred to the use of these payment methods
29 represent a convenience to the payer and accordingly *shall not* be a burden to the
30 government of Guam.

1 The government of Guam through the Department of Administration *shall*
2 contract with a third party provider whereby collections of non-cash payments received
3 are processed. The third party service provider *shall* remit the full value of the liability
4 owed by the payer to the government of Guam. The third party service provider *shall*
5 have the ability to accept non-cash payments received and charge necessary fees related
6 to the processing of the payments.

7 The sum of Nine Hundred Thousand Dollars (**\$900,000**) is hereby appropriated
8 from the General Fund for projected first quarter bank fees. The remaining Two Million
9 Seven Hundred Thousand Dollars (**\$2,700,000**) of projected FY 2011 bank fees are
10 embedded as appropriations in the Base Operational Budget in Chapter V Subsection (e).

11 Effective January 1, 2011, the Department of Administration Base Operational
12 Budget *shall* be de-appropriated for all bank fees charged to the government of Guam for
13 payment of taxes, fees or any other payments that result in reduced revenue to the
14 government of Guam. On a monthly basis, all bank fees charged to the government of
15 Guam *shall* be de-appropriated from the Base Operational Budget in Chapter V
16 Subsection (e) and re-appropriated to said bank fees.

17 The Director of the Department of Administration *shall* provide a report to *I*
18 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* by January 15, 2011, on
19 the status of the mandate set forth in this Section and *shall* appear before the Committee
20 on Appropriations and present the findings. In the event that bank fees are still being
21 charged after January 1, 2011, a monthly de-appropriation report *shall* be sent to *I*
22 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan no later than* the 15th of
23 the following month.

24 (12) The sum of One Million Five Hundred Dollars (**\$1,000,500**) is
25 appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the
26 Department of Administration for its Base Operational use as outlined in Chapter V
27 Subsection(e). The Director of the Department of Administration *shall* submit an
28 expenditure plan by object category to the Bureau of Budget and Management Research
29 and the Office of Finance and Budget within thirty (30) days of the enactment of this Act.

1 (f) **GUAM ELECTION COMMISSION**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$189,715	\$0	\$189,715	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$70,417	\$0	\$70,417	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$493,767	\$0	\$493,767	
OFF. RENTAL	233	\$111,539	\$0	\$111,539	
SUP. & MAT.	240	\$6,000	\$0	\$6,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$208,400	\$0	\$208,400	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$12,850	\$0	\$12,850	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,092,688	\$0	\$1,092,688	

17

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,092,688
3	FEDERAL MATCHING GRANTS -IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,092,688

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to
7 appropriate the sum of One Hundred Twenty-four Thousand Five Hundred Ninety-two
8 Dollars (**\$124,592**) from the General Fund to the Guam Election Commission to cover
9 the shortfall from the Special Election held in March of 2010, in addition to their initial
10 request in the following Object Classes:

- 11 Object Class 230: One Hundred Thousand Dollars (**\$100,000**); and
- 12 Object Class 233: Twenty-four Thousand Five Hundred Ninety-two Dollars
13 (**\$24,592**).

14 The sum of Two Hundred Fifty Thousand Dollars (**\$250,000**) shall be
15 appropriated from the General Fund to the Guam Election Commission in Object
16 Category 290 pursuant to Title 3, Guam Code Annotated, Chapter 21 the Guam
17 Decolonization Registry. Pursuant to Guam law, *at least* seventy percent (70%) of those
18 eligible to vote pursuant to Title 1, Guam Code Annotated, Chapter 21 must be registered
19 in the Decolonization Registry before a plebiscite can be scheduled. *I Liheslaturan*
20 *Guåhan* intends that the GEC efforts to update the Decolonization Registry be prioritized
21 and expedited, toward the goal of obtaining registrations of approximately seventy
22 percent (70%) of those persons eligible to vote in the plebiscite in the next fiscal year.

23 (2) **Increments and Promotions.** The amount below in this Subsection is
24 appropriated from the General Fund to Object Category 111 to the Guam Election
25 Commission and shall be used to fund all increments and promotions in Fiscal Year 2011
26 for eligible classified employees funded within this Subsection for satisfactory
27 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

28	INCREMENTS AND PROMOTIONS	111 Total	\$0
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29 (3) **Agency expenses appropriated to central cost funds administered by**
30 **the Department of Administration.** The amounts below are appropriated from the

1 General Fund to the Cost Fund identified in this Subsection and *shall* be used to fund
2 Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011
3 for the Guam Election Commission.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
6	POWER	Utility Bank Fund	\$0
7	WATER/SEWER	Utility Bank Fund	\$0
8	MEDICAL & DENTAL INSURANCE	Health Benefit Fund	\$12,700
9	VACANCIES	Vacancy Pool Fund	\$0
10	TOTAL		\$12,700

1 (g) DEPARTMENT OF REVENUE AND TAXATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$5,702,477	\$501,592	\$6,204,068	
OT/SP	112	\$138,609	\$11,370	\$149,979	
BENEFITS	113	\$1,919,548	\$137,737	\$2,057,285	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$1,473,892	\$1,473,892	
OFF. RENTAL	233	\$1,244,849	\$0	\$1,244,849	
SUP. & MAT.	240	\$0	\$137,730	\$137,730	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$1,000	\$0	\$1,000	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$30,000	\$0	\$30,000	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$9,036,483	\$2,262,321	\$11,298,803	

17

18 Better Public Service Fund \$1,576,609 (230-\$1,438,879; 240-\$137,730)

19 Tax Collection Enhancement Fund \$685,712 (111-\$501,592; 112-\$11,370; 113-\$137,737;
20 230-\$35,013)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$9,036,483
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$2,262,321
5	TOTAL	\$11,298,803

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
 7 Department of Revenue and Taxation *shall* utilize funds appropriated into Object
 8 Categories 111 and 113 for the purpose of funding any vacancies to be recruited for in
 9 Fiscal Year 2011.

10 It is further the intent of *I Liheslaturan Guåhan* that external funds available to
 11 agencies and departments *shall* be taken into consideration to determine the current
 12 appropriation level needed. As to maximize the use of these funds, *I Liheslaturan*
 13 *Guahan* intends that material external funds received *shall* be used to maximize services
 14 and programs of the agencies through pursuit of indirect cost reimbursements and use of
 15 ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also
 16 aspires for complete transparency in the financial reporting of these funds to the citizens
 17 of Guam. For FY 2011, the Department of Revenue and Taxation will be the recipient of
 18 the following federal funds below:

19 **SUMMARY OF FEDERAL FUNDS-DEPARTMENT OF REVENUE AND TAXATION**

FUNDING SOURCE	AMOUNT
20 STATE FISCAL STABILIZATION FUND	3,600,000
21 GR. TOTAL	3,600,000

22
 23 **Source: State Fiscal Stabilization Fund Application-Department of Revenue and**
 24 **Taxation**

25 (2) **Increments and Promotions.** The amount below in this Subsection is
 26 appropriated from the General Fund and the Tax Collection Enhancement Fund to Object
 27 Category 111 to the Department of Revenue and Taxation and *shall* be used to fund all
 28 increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 29 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
 30 4, Guam Code Annotated.

1 INCREMENTS AND PROMOTIONS 111 Total \$6,671

2 **Tax Collection Enhancement Fund (111-\$3,284)**

3 **General Fund (111-\$3,388)**

4 (3) **Agency Expenses Appropriated to Central Cost Accounts**
5 **Administered by the Department of Administration.** The amounts below are
6 appropriated from the General Fund and the Tax Collection Enhancement Fund to the
7 Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer,
8 Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of
9 Revenue and Taxation.

10	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
11	POWER	Utility Bank Fund	\$0
12	WATER/SEWER	Utility Bank Fund	\$113,764
13	MED/DENTAL INSURANCE	Health Benefit Fund	\$272,737
14	VACANCY POOL	Vacancy Pool Fund	\$0
15	TOTAL		\$386,501

16 **Tax Collection Enhancement Fund (Health Benefits-\$23,990, Water/Sewer**
17 **\$113,764)**

18 **General Fund (Health Benefits-\$248,747)**

19 (4) **Appropriation to Department of Revenue and Taxation for Income**
20 **Tax Refund Compensation Plan.** The sum of Thirty Thousand Dollars (**\$30,000**) is
21 appropriated from the General Fund to the Department of Revenue and Taxation for
22 purpose of funding the incentive compensation plan required in Chapter I Section 8.

23 (5) **Re-appropriation of Unexpended and Unencumbered Appropriations**
24 **to the Department of Revenue and Taxation for the hiring of vacancies.** The
25 unexpended and unencumbered appropriations remaining as of August 1, 2010, the sum
26 of Three Hundred Thousand Dollars (**\$300,000**) from the appropriation contained in
27 Section 11, Chapter 1 of Public Law 29-03, is hereby re-appropriated to the Department
28 of Revenue and Taxation to fill their vacancies, which may include a tax attorney. This
29 re-appropriation *shall not* be subject to the transfer authority of *I Maga'lahaen Gu'ahan*.

1 (h) BUREAU OF STATISTICS AND PLANS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$825,485	\$0	\$825,485
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$273,628	\$0	\$273,628
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$0	\$0
OFF. RENTAL	233	\$21,000	\$0	\$21,000
SUP. & MAT.	240	\$6,474	\$0	\$6,474
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$0	\$0
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$9,000	\$0	\$9,000
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$1,135,587	\$0	\$1,135,587

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,135,587
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,135,587

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Bureau of Statistics
8 and Plans and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$15,378
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Bureau of Statistics and Plans.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$32,110
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$32,110

1 (i) **DEPARTMENT OF PUBLIC WORKS**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$5,590,106	\$6,329,923	\$11,920,029
5	OT/SP	112	\$0	\$59,712	\$59,712
6	BENEFITS	113	\$1,962,667	\$2,140,856	\$4,103,523
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$53,559	\$2,718,851	\$2,772,410
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$561,248	\$1,704,435	\$2,265,683
11	EQUIPMENT	250	\$0	\$635,070	\$635,070
12	WRK. COMP.	270	\$0	\$6,000	\$6,000
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$5,250	\$5,250
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$45,600	\$72,135	\$117,735
19	CAP. OTLY.	450	\$18,000	\$510,000	\$528,000
20	GR. TOTAL		\$8,231,180	\$14,182,232	\$22,413,412

21 **DPW Building & Design Fund \$541,175 (111-\$293,980; 113-\$88,777; 230-\$60,664; 240-\$7,684; 250-\$40,070; 450-\$50,000)**

22 **Solid Waste Operations Fund \$6,211,816 (111-\$1,384,680; 112-\$59,712; 113-\$496,767; 230-\$2,215,236; 240-\$1,003,380; 250-\$575,000; 270- \$5,000; 363-\$12,041; 450-\$460,000)**

23 **Territorial Highway Fund \$7,429,241 (111- \$4,651,263; 113-\$1,555,312; 230-\$442,951; 240- \$693,371; 250-\$ 20,000; 270- \$1,000; 290- \$5,250; 363-\$ 60,094)**

24 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

1	GENERAL FUND	\$8,231,180
2	FEDERAL MATCHING GRANTS-IN-AID	\$0
3	SPECIAL FUNDS	\$14,182,232
4	TOTAL	\$22,413,412

5 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the sum
6 of Five Hundred Sixty-two Thousand Twelve Dollars (**\$562,012**) from the Base
7 Operational Budget in this Subsection (i) to fund the Capital Improvements Division of
8 the Department of Public Works pursuant to Public Laws 30-25 & 30-84 with respect to
9 the International Building Code (IBC) as adopted by the government of Guam. The total
10 amounts *shall* be allocated in the following Object Classes for the Capital Improvements
11 Division:

12 Object Class 111: Two Hundred Ninety-three Thousand Nine Hundred Eighty
13 Dollars (**\$293,980**).

14 Object Class 113: Eighty-eight Thousand Seven Hundred Seventy-seven
15 Dollars (**\$88,777**).

16 Object Class 230: Sixty Thousand Six Hundred Sixty-four Dollars (**\$60,664**).

17 Object Class 240: Seven Thousand Six Hundred Eighty-three Dollars
18 (**\$7,683**).

19 Object Class 250: Forty Thousand Seventy Dollars (**\$40,070**).

20 Object Class 450: Fifty Thousand Dollars (**\$50,000**).

21 Benefits Account: Fifteen Thousand Three Hundred Thirty Dollars (**\$15,330**).

22 Increments/Promotions: Five Thousand Five Hundred Eight Dollars (**\$5,508**).

23 (2) **Increments and Promotions.** The amount below in this Subsection is
24 appropriated from the General Fund to Object Category 111 to the Department of Public
25 Works and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
26 eligible classified employees funded within this Subsection for satisfactory performance
27 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

28	INCREMENTS AND PROMOTIONS	111 Total	\$224,717
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29 General Fund-\$100,543; Guam Highway Fund-\$100,133; Solid Waste Operations Fund-
30 \$18,533; DPW Building and Design Fund-\$5,508

1 (3) **Agency Expenses Appropriated to Central Cost Accounts**
2 **Administered by the Department of Administration.** The amounts below are
3 appropriated from the General Fund, the Guam Highway Fund and the Solid Waste
4 Operations Fund to the Cost Account identified in this Subsection and *shall* be used to
5 fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year
6 2011 for the Department of Public Works.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$943,688
WATER/SEWER	Utility Bank Fund	\$162,300
MEDICAL & DENTAL INSURANCE	Health Benefit Fund	\$610,157
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$1,716,145
Power: Solid Waste Operations Fund \$99,000, Guam Highway Fund \$844,688		
Water: General Fund \$123,300, Solid Waste Operations Fund \$39,000		
Health Benefits: General Fund \$326,490, Solid Waste Operations Fund \$78,277,		
Guam Highway Fund \$190,061, DPW Building and Design Fund \$15,330		

1 (j) **CONTRACTORS LICENSE BOARD**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$342,835	\$342,835	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$126,097	\$126,097	
TRAVEL/MILE	220	\$0	\$16,000	\$16,000	
CONT. SERV.	230	\$0	\$72,980	\$72,980	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$11,055	\$11,055	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$4,200	\$4,200	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$12,000	\$12,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$585,167	\$585,167	

17

18 **Contractors License Board Fund \$585,167**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2 GENERAL FUND \$0
3 FEDERAL MATCHING GRANTS-IN-AID \$0
4 SPECIAL FUNDS \$585,167
5 TOTAL \$585,167

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Contractors License Board Fund to Object Category 111 for the
8 Contractors License Board and *shall* be used to fund all increments and promotions in
9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS 111 Total \$6,470

12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the Contractors License Board Fund to the Cost Account identified in
15 this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental
16 Insurance and Vacancies in Fiscal Year 2011 for the Contractors License Board.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$5,500
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$23,156
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$28,656

1 (k) PEALS BOARD

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$72,862	\$72,862	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$23,910	\$23,910	
TRAVEL/MILE	220	\$0	\$3,500	\$3,500	
CONT. SERV.	230	\$0	\$30,845	\$30,845	
OFF. RENTAL	233	\$0	\$18,000	\$18,000	
SUP. & MAT.	240	\$0	\$2,500	\$2,500	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$60,679	\$60,679	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$2,900	\$2,900	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$215,196	\$215,196	

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18 PEALS Fund \$215,196

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$215,196
5	TOTAL	\$215,196

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Professional Engineers, Architects and Land Surveyors (PEALS)
8 Board Fund to Object Category 111 for the PEALS Board and *shall* be used to fund all
9 increments and promotions in Fiscal Year 2011 for eligible classified employees funded
10 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
11 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$2,451
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13 (2) **Agency Expenses Appropriated to Central Cost Accounts**
14 **Administered by the Department of Administration.** The amounts below are
15 appropriated from the Professional Engineers, Architects and Land Surveyors Board
16 Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power,
17 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
18 PEALS Board.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$3,500
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$2,367
VACANCIES	Vacancy Pool Fund	\$20,757
TOTAL		\$26,624

(3) **Funding Source.** The Professional Engineers, Architects and Land Surveyors Board is authorized, for its Fiscal Year 2011 operations, to expend *up to* the level of revenues collected for the Professional Engineers, Architects and Land Surveyors Board Fund in Fiscal Year 2011.

1 (1) **GUAM POLICE DEPARTMENT**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$15,401,914	\$0	\$15,401,914	
OT/SP	112	\$677,533	\$0	\$677,533	
BENEFITS	113	\$5,228,319	\$0	\$5,228,319	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$15,000	\$511,790	\$526,790	
OFF. RENTAL	233	\$232,200	\$0	\$232,200	
SUP. & MAT.	240	\$304,235	\$58,320	\$362,555	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$20,387	\$0	\$20,387	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$147,300	\$0	\$147,300	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$293,052	\$0	\$293,052	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$22,319,941	\$570,110	\$22,890,051	

17

18 **Police Services Fund \$570,110**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$22,319,941
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$570,110
5	TOTAL	\$22,890,051

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Guam Police
8 Department and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS 111 Total \$209,150

12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to
14 include Holiday Pay, Night Differential Pay, Hazardous Pay ten percent (10%),
15 Hazardous Pay four percent (4%), and Additional Pay six (6) hours, in Fiscal Year 2011
16 for eligible classified employees funded within this Subsection.

17 SPECIAL PAY 111 Total \$1,752,072

18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the General Fund to the Cost Account identified in this Subsection and
21 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
22 in Fiscal Year 2011 for the Guam Police Department.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$687,368
WATER/SEWER	Utility Bank Fund	\$41,043
MED/DENTAL INSURANCE	Health Benefit Fund	\$666,551
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$1,394,961

1 (m) DEPARTMENT OF CORRECTIONS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$8,526,210	\$0	\$8,526,210	
OT/SP	112	\$432,059	\$0	\$432,059	
BENEFITS	113	\$2,949,505	\$0	\$2,949,505	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$2,056,504	\$1,063,662	\$3,120,166	
OFF. RENTAL	233	\$114,000	\$0	\$114,000	
SUP. & MAT.	240	\$102,515	\$96,000	\$198,515	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$79,800	\$0	\$79,800	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$70,000	\$0	\$70,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$14,330,593	\$1,159,662	\$15,490,255	

17

18 DOC Revolving Fund \$1,063,662 (230-\$1,063,662)

19 Safe Streets Act \$96,000 (240-\$96,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$14,330,593
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$1,159,662
5	TOTAL	\$15,490,255

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Department of
8 Corrections, and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$106,908
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to
14 include Night Differential Pay, ten percent (10%) Hazardous Pay in Fiscal Year 2011 for
15 eligible classified employees funded within this Subsection.

16	SPECIAL PAY	111	Total	\$1,492,904
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17 (3) **Agency Expenses Appropriated to Central Cost Accounts**
18 **Administered by the Department of Administration.** The amounts below are
19 appropriated from the General Fund to the Cost Account identified in this Subsection and
20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
21 in Fiscal Year 2011 for the Department of Corrections.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$991,082
WATER/SEWER	Utility Bank Fund	\$181,183
MED/DENTAL INSURANCE	Health Benefit Fund	\$434,270
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$1,606,535

(4) Re-appropriation of Unexpended and Unencumbered Appropriations to the Department of Corrections.

The sum of Three Million Two Hundred Eighty-three Thousand Five Hundred Eighty-nine Dollars (\$3,283,589) of the unexpended and unencumbered appropriation remaining as of August 1, 2010, from the appropriations contained in Section 4 of Public Law 30-37 is hereby re-appropriated to the Department of Corrections for the payment of prior and current year obligations for prisoners confined in federal facilities of the Federal Bureau of Prisons. This re-appropriation *shall not* be subject to transfer authority of *I Maga'lâhi*.

1 (n) **DEPARTMENT OF AGRICULTURE**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$1,949,459	\$0	\$1,949,459	
OT/SP	112	\$14,437	\$0	\$14,437	
BENEFITS	113	\$667,386	\$0	\$667,386	
TRAVEL/MILE	220	\$5,000	\$0	\$5,000	
CONT. SERV.	230	\$22,697	\$13,200	\$35,897	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$14,442	\$18,535	\$32,977	
EQUIPMENT	250	\$0	\$5,000	\$5,000	
WRK. COMP.	270	\$1,288	\$0	\$1,288	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$3,400	\$3,400	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$25,000	\$4,784	\$29,784	
CAP. OTLY.	450	\$0	\$44,000	\$44,000	
GR. TOTAL		\$2,699,710	\$88,919	\$2,788,629	

17

18 **Guam Plant Inspection & Permit Fund \$88,919**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$2,699,710
3	FEDERAL MATCHING GRANTS-IN-AID	\$327,000
4	SPECIAL FUNDS	\$88,919
5	TOTAL	\$3,115,629

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Department of
 8 Agriculture, and *shall* be used to fund all increments and promotions in Fiscal Year 2011
 9 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$27,769
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to
 14 include Night Differential Pay, ten percent (10%) Hazardous Pay, and eight percent (8%)
 15 Hazardous Pay, in Fiscal Year 2011 for eligible classified employees funded within this
 16 Subsection.

17	SPECIAL PAY	111 Total	\$69,024
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18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 19 **Administered by the Department of Administration.** The amounts below are
 20 appropriated from the General Fund and the Guam Plant Inspection and Permit Fund to
 21 the Cost Account identified in this Subsection and *shall* be used to fund Power,
 22 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
 23 Department of Agriculture.

24	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
26	POWER	Utility Bank Fund	\$126,488
27	WATER/SEWER	Utility Bank Fund	\$36,869
28	MED/DENTAL INSURANCE	Health Benefit Fund	\$92,795
29	VACANCIES	Vacancy Pool Fund	\$0
30	TOTAL		\$256,151

- 1 **Power: General Fund-\$101,488; Guam Plant Inspection & Permit Fund-\$25,000**
- 2 **Water: General Fund-\$34,669; Guam Plant Inspection & Permit Fund-\$2,200**

1 (o) **GUAM PUBLIC LIBRARY SYSTEM**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$795,101	\$0	\$795,101	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$279,033	\$0	\$279,033	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$70,000	\$0	\$70,000	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$20,678	\$0	\$20,678	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$77,123	\$0	\$77,123	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,241,934	\$0	\$1,241,934	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,241,934
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,241,934

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Guam Public Library
 8 System, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
 9 eligible classified employees funded within this Subsection for satisfactory performance
 10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$16,290
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are
 14 appropriated from the General Fund to the Cost Account identified in this Subsection and
 15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 16 in Fiscal Year 2011 for the Guam Public Library System.

17	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
18			
19	POWER	Utility Bank Fund	\$122,845
20	WATER/SEWER	Utility Bank Fund	\$5,639
21	MED/DENTAL INSURANCE	Health Benefit Fund	\$38,644
22	VACANCIES	Vacancy Pool Fund	\$0
23	TOTAL		\$167,127

1 (p) DEPARTMENT OF YOUTH AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$2,511,411	\$103,902	\$2,615,313	
OT/SP	112	\$37,698	\$0	\$37,698	
BENEFITS	113	\$877,744	\$38,185	\$915,930	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$427,096	\$26,122	\$453,218	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$147,458	\$21,590	\$169,048	
EQUIPMENT	250	\$0	\$9,410	\$9,410	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$45,000	\$0	\$45,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$4,046,408	\$199,209	\$4,245,617	

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18 **Healthy Futures Fund \$199,209**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$4,046,408
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$199,209
5	TOTAL		\$4,245,617

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 of the Department of Youth
8 Affairs, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance
10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	32,834
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12 **Healthy Futures Fund-\$1,916**

13 **General Fund-\$30,918**

14 (2) **Special Pay.** The amount below in this Subsection is appropriated from
15 the General Fund Object Category 111, and *shall* be used to fund all Special Pay, to
16 include Holiday Pay, Night Differential Pay and ten percent (10%) Hazardous Pay, in
17 Fiscal Year 2011 for eligible classified employees funded within this Subsection.

18	SPECIAL PAY	111 Total	12,302
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19 (3) **Agency Expenses Appropriated to Central Cost Accounts**
20 **Administered by the Department of Administration.** The amounts below are
21 appropriated from the General Fund to the Cost Account identified in this Subsection and
22 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
23 in Fiscal Year 2011 for the Department of Youth Affairs.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$95,943
WATER/SEWER	Utility Bank Fund	\$15,780
MED/DENTAL INSURANCE	Health Benefit Fund	\$137,358
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$249,081

Health Benefits - Healthy Futures Fund \$6,712; General Fund \$130,646

(4) **Youth Program Appropriation.** The sum of Three Hundred Seventy-one Thousand Six Hundred Seventy-seven Dollars (**\$371,677**) is appropriated from the General Fund for Fiscal Year 2011 to the Department of Youth Affairs (DYA) to fund programs contracted out to non-governmental organizations for youths who are runaways, homeless, or victims of abuse.

(5) **Carry Over Authorization.** The unexpended balance of appropriation pursuant to Public Law 30-101 from the General Fund to the Department of Youth Affairs *shall not* revert to the General Fund and *shall* be available until fully expended for the original purposes of said appropriation.

(q) **GUAM ENVIRONMENTAL PROTECTION AGENCY**
SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$0	\$282,058	\$282,058
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$0	\$99,555	\$99,555
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$248,000	\$248,000
OFF. RENTAL	233	\$0	\$0	\$0
SUP. & MAT.	240	\$0	\$43,248	\$43,248
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$200,000	\$200,000
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$0	\$38,134	\$38,134
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$0	\$910,995	\$910,995

Guam Environmental Fund \$310,796 (111- \$93,128; 113-\$33,321; 230-\$140,000; 240-\$24,344; 363-\$20,003)

Air Pollution Control Fund \$259,795 (111-\$139,129; 113-\$48,830; 230-\$50,000; 240-\$11,836; 363-\$10,000)

Water Protection Fund \$66,231 (111-\$20,946; 113-\$8,607; 230-\$28,000; 240-\$3,616; 363-\$5,062)

Water Research and Development Fund \$74,173(111-\$28,855; 113-\$8,797; 230-\$30,000; 240-\$3,452; 363- \$3,069)

Solid Waste Operations Fund \$200,000 (290-\$200,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$910,995
5	TOTAL	\$910,995

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the Guam
7 Environmental Protection Agency to expend their funds in accordance with the object
8 class appropriations. The Guam Environmental Protection Agency *shall not* have the
9 authority to transfer any funds between object classes. Funds *shall only* be transferred to
10 the travel object class in so much as the funds transferred represent the local match to
11 authorized federal travel.

12 It is the intent of *I Liheslaturan Guåhan* to increase the appropriations level of the
13 Guam Environmental Protection Agency (GEPA). The additional funds *shall* be
14 appropriated from the Tourist Attraction Fund and the Solid Waste Operations Fund. The
15 appropriation recognizes the importance of environmental protection to the island's
16 fragile ecological balance and continued sustainability. Appropriations from these funds
17 recognize that the cost imposed to the Agency *shall* be offset by funds generated related
18 to these activities.

19 The sum of Two Hundred Thousand Dollars (**\$200,000**) *shall* be appropriated
20 from the Solid Waste Operations Fund to the Guam Environmental Protection Agency.
21 The appropriation recognizes the duties and responsibilities of the Agency related to the
22 closure, monitoring, and opening of the island's landfills.

23 The Tourist Attraction Fund *shall* provide resources to the Guam Environmental
24 Protection Agency for tasks performed by the Agency related to the monitoring of the
25 island's beaches and any other tourist infrastructure. As tourism represents a major
26 contributor to the island's economy, the following appropriation ensures that the island's
27 beaches are safe for recreational and commercial use.

28 **Beach Monitoring.** The sum of One Hundred Thousand Dollars (**\$100,000**) is
29 hereby appropriated from the Tourist Attraction Fund to the Guam Environmental
30 Protection Agency for the *sole* purpose of beach monitoring. This appropriation *shall*

1 continue to be available until expended. This appropriation is *not* subject to transfer or
 2 use for any other purpose.

3 (2) **Increments and Promotions.** The amount below in this Subsection is
 4 appropriated to Object Category 111 for the Guam Environmental Protection Agency and
 5 *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
 6 classified employees funded within this Subsection for satisfactory performance pursuant
 7 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

8 INCREMENTS AND PROMOTIONS 111 Total \$0

9 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 10 **Administered by the Department of Administration.** The amounts below are
 11 appropriated to the Cost Account identified in this Subsection and *shall* be used to fund
 12 Power, Water/Sewer. Medical and Dental Insurance and Vacancies in Fiscal Year 2011
 13 for the Guam Environmental Protection Agency, and *shall* be funded from Object
 14 Categories 111 and 113 in Chapter V Section 2 (q).

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$81,406
WATER/SEWER	Utility Bank Fund	\$2,770
MED/DENTAL INSURANCE	Health Benefit Fund	\$0
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$84,176

23 **Power: Air Pollution Control Fund-\$20,000; Environmental Trust Fund-\$24, 230;**
 24 **Water Protection Fund-\$19,620; Water Research and Development Fund-**
 25 **\$17,556**

26 **Water: Air Pollution Control Fund-\$1,000; Environmental Trust Fund-\$1,770**

27 (4) **Funding Source.** Funds appropriated in (1) and (2) of this Subsection,
 28 *unless* otherwise specified, are appropriated from the Environmental Fund, the Guam
 29 Environmental Trust Fund, the Water Protection Fund, and the Water Research and
 30 Development Fund.

1 (5) **Transfer Exemption.** The funds appropriated in this Subsection are *not*
2 subject to *I Maga'låhen Guåhan's* transfer authority.

1 (r) DEPARTMENT OF LABOR/AHRD

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$214,856	\$662,984	\$877,840	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$49,613	\$216,341	\$265,954	
TRAVEL/MILE	220	\$0	\$5,000	\$5,000	
CONT. SERV.	230	\$39,369	\$82,319	\$121,688	
OFF. RENTAL	233	\$137,692	\$40,260	\$177,952	
SUP. & MAT.	240	\$2,619	\$6,703	\$9,322	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$1,800	\$0	\$1,800	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$898,593	\$41,400	\$939,993	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$30,000	\$9,000	\$39,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,374,542	\$1,064,006	\$2,438,548	

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18 Manpower Development Fund \$ 1,064,006 (111-\$662,984; 113-\$216,341; 220-\$5,000; 230-
19 \$82,319; 233-\$40,260; 240-\$6,703; 290-\$41,400; 363-\$9,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,374,542
3	FEDERAL MATCHING GRANTS-IN-AID	\$41,400
4	SPECIAL FUNDS	\$1,064,006
5	TOTAL	\$2,479,948

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that an
7 additional allocation of One Hundred Fifty Thousand Dollars (**\$150,000**) to the
8 Department of Labor/Agency for Human Resources Development *shall* be allocated from
9 the Manpower Development Fund. The funds *shall* be used exclusively for the *sole*
10 purpose of Alien Labor Processing and Compliance Inspections.

11 (2) **Increments and Promotions.** The amount below in this Subsection is
12 appropriated from the General Fund to Object Category 111 for the Department of
13 Labor/AHRD, and *shall* be used to fund all increments and promotions in Fiscal Year
14 2011 for eligible classified employees funded within this Subsection for satisfactory
15 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

16	INCREMENTS AND PROMOTIONS	111 Total	\$12,241
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17 General Fund: \$10,596; Manpower Development Fund: \$1,645

18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the Manpower Development Fund to the Cost Account identified in
21 this Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental
22 Insurance and Vacancies in Fiscal Year 2011 for the Department of Labor/AHRD.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$26,277
VACANCIES	Vacancy Pool Fund	\$238,541
TOTAL		\$264,818

Health Benefits Account: General Fund-\$19,774; Manpower Development Fund-\$6,504

(4) **Appropriation to the Worker's Compensation Fund.** The sum of Seven Hundred Ninety-eight Thousand Five Hundred Ninety-three Dollars (**\$798,593**) is appropriated from the General Fund to the Department of Labor for the Worker's Compensation Fund for Fiscal Year 2011 for Worker's Compensation payments pursuant to §9144, Title 22, Guam Code Annotated, including, obligations incurred in past years and in the future. Said appropriation may be used to pay for medical, surgical, and other treatment; nurses; hospital services; medical travel and per diem costs; medicine; crutches; and equipment required by a claimant for such period as his injury and the recovery therefrom may require. Said appropriation *shall not* be expended for disability compensation payments for FTE's funded by this Act. The Director of Labor may use *no more than* Forty Thousand Dollars (**\$40,000**) from said appropriation to pay for legal services for Worker's Compensation hearings.

1 (s) DEPARTMENT OF PARKS AND RECREATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$2,083,179	\$154,000	\$2,237,179	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$730,616	\$46,000	\$776,616	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$58,647	\$0	\$58,647	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$36,000	\$12,694	\$48,694	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$30,000	\$0	\$30,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$2,938,442	\$212,694	\$3,151,136	

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18 Public Recreation Services Fund \$212,694 (111-\$154,000; 113-\$46,000; 240-\$12,694)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$2,938,442
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$212,694
5	TOTAL	\$3,151,136

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Department of Parks
8 and Recreation, and *shall* be used to fund all increments and promotions in Fiscal Year
9 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$46,012
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund Object Category 111, and *shall* be used to fund all Special Pay, to
14 include 10% Hazardous Pay and 8% Hazardous Pay, in Fiscal Year 2011 for eligible
15 classified employees funded within this Subsection.

16	SPECIAL PAY	111 Total	\$23,689
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17 (3) **Agency Expenses Appropriated to Central Cost Accounts**
18 **Administered by the Department of Administration.** The amounts below are
19 appropriated from the General Fund to the Cost Account identified in this Subsection and
20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
21 in Fiscal Year 2011 for the Department of Parks and Recreation.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$221,234
WATER/SEWER	Utility Bank Fund	\$401,790
MED/DENTAL INSURANCE	Health Benefit Fund	\$113,582
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$736,606

(4) **Maintenance and Repair of Public Restrooms.** The sum of Five Hundred Twenty Thousand One Hundred Sixty-six Dollars (**\$520,166**) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance and repair of restroom facilities in public parks island-wide for Fiscal Year 2011. *No later than thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation shall submit a quarterly report of the expenditures from this appropriation to the Public Auditor and the Speaker of I Liheslaturan Guåhan, and post the same on the Department’s website.*

(5) **Maintenance of Pool Facilities.** The sum of Three Hundred Forty-Nine Thousand Two Hundred Eleven Dollars (**\$349,211**) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance of pool facilities for Fiscal Year 2011. These funds *shall* be used for the northern pool and the *Hagåtña* pool. *No later than thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation shall submit a quarterly report of the expenditures from this appropriation to the Public Auditor and the Speaker of I Liheslaturan Guåhan, and post the same on the Department’s website.*

(t) **DEPARTMENT OF LAND MANAGEMENT**
SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$0	\$1,877,352	\$1,877,352
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$0	\$644,094	\$644,094
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$340,277	\$340,277
OFF. RENTAL	233	\$0	\$305,424	\$305,424
SUP. & MAT.	240	\$0	\$27,972	\$27,972
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$7,200	\$7,200
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$0	\$22,693	\$22,693
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$0	\$3,225,011	\$3,225,011

Land Survey Revolving Fund \$3,225,011 (111-\$1,877,352; 113-\$644,094; 230-\$340,277;
233-\$305,424; 240-\$27,972; 290-\$7,200; 363-\$22,693)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$3,225,011
5	TOTAL	\$3,225,011

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Land Survey Revolving Fund to Object Category 111 for the
8 Department of Land Management, and *shall* be used to fund all increments and
9 promotions in Fiscal Year 2011 for eligible classified employees funded within this
10 Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam
11 Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$47,616
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13 (2) **Agency Expenses Appropriated to Central Cost Accounts**
14 **Administered by the Department of Administration.** The amounts below are
15 appropriated from the Land Survey Revolving Fund to the Cost Account identified in this
16 Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance
17 and Vacancies in Fiscal Year 2011 for the Department of Land Management.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$91,784
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$91,784

(3) **Funding Source.** Funds provided for vacancies in this Subsection are appropriated from the Land Survey Revolving Fund. Notwithstanding §60602, Chapter 60 of Title 21, Guam Code Annotated, the appropriation made from the Land Survey Revolving Fund to the Department of Land Management by this Act may be expended for the Department of Land Management’s operations in Fiscal Year 2011.

1 (u) CHIEF MEDICAL EXAMINER

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$256,344	\$0	\$256,344	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$82,979	\$0	\$82,979	
TRAVEL/MILE	220	\$4,500	\$0	\$4,500	
CONT. SERV.	230	\$44,820	\$0	\$44,820	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$6,174	\$0	\$6,174	
EQUIPMENT	250	\$4,285	\$0	\$4,285	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$35	\$0	\$35	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$2,620	\$0	\$2,620	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$401,757	\$0	\$401,757	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$401,757
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$401,757

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Chief Medical
8 Examiner, and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$1,530
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and
16 Vacancies in Fiscal Year 2011 for the Chief Medical Examiner.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$7,913
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$7,913

1 (v) VETERANS AFFAIRS OFFICE

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$159,328	\$0	\$159,328	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$53,828	\$0	\$53,828	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$90,000	\$0	\$90,000	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$14,924	\$0	\$14,924	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$7,000	\$0	\$7,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$325,080	\$0	\$325,080	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$325,080
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$325,080

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate
7 the sum of Ninety Thousand Dollars (**\$90,000**) from the General Fund, in addition to
8 their original request to Object Category 230 within the Veterans Affairs Office, to
9 contract maintenance services to address the deficiencies of the Veterans Cemetery.

10 (2) **Increments and Promotions.** The amount below in this Subsection is
11 appropriated from the General Fund to Object Category 111 for the Veterans Affairs
12 Office, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
13 eligible classified employees funded within this Subsection for satisfactory performance
14 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

15 INCREMENTS AND PROMOTIONS 111 Total \$1,953

16 (3) **Agency Expenses Appropriated to Central Cost Accounts**
17 **Administered by the Department of Administration.** The amounts below are
18 appropriated from the General Fund to the Cost Account identified in this Subsection and
19 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
20 in Fiscal Year 2011 for the Veterans Affairs Office.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$11,000
WATER/SEWER	Utility Bank Fund	\$1,032
MED/DENTAL INSURANCE	Health Benefit Fund	\$6,810
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$18,842

1 (w) CUSTOMS AND QUARANTINE AGENCY

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$5,733,393	\$5,733,393	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$1,804,776	\$1,804,776	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$95,491	\$95,491	
OFF. RENTAL	233	\$0	\$546,000	\$546,000	
SUP. & MAT.	240	\$0	\$16,440	\$16,440	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$54,600	\$54,600	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$8,250,700	\$8,250,700	

17

18 Customs, Agriculture, and Quarantine Inspection Services Fund \$8,250,700 (111-
19 \$5,733,393; 113-\$1,804,776; 230-\$95,491; 233-\$546,000; 240-\$16,440; 290-\$54,600)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$8,250,700
5	TOTAL	\$8,250,700

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to
8 Object Category 111 for the Customs and Quarantine Agency, and *shall* be used to fund
9 all increments and promotions in Fiscal Year 2011 for eligible classified employees
10 funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6
11 of Title 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$71,177
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13 (2) **Special Pay.** The amount below in this Subsection is appropriated from
14 the Customs, Agriculture, and Quarantine Inspection Services Fund Object Category 111,
15 and *shall* be used to fund all Special Pay in Fiscal Year 2011 for eligible classified
16 employees funded within this Subsection.

17	SPECIAL PAY	111 Total	\$32,665
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18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to
21 the Cost Account identified in this Subsection and *shall* be used to fund Power,
22 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
23 Customs and Quarantine Agency.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$15,147
WATER/SEWER	Utility Bank Fund	\$45,000
MED/DENTAL INSURANCE	Health Benefit Fund	\$122,376
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$182,522

1 (x) DEPARTMENT OF *CHAMORRO* AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$501,608	\$0	\$501,608	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$170,093	\$0	\$170,093	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$132,499	\$0	\$132,499	
OFF. RENTAL	233	\$192,029	\$0	\$192,029	
SUP. & MAT.	240	\$3,737	\$0	\$3,737	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$999,967	\$0	\$999,967	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$999,967
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$999,967

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate
 7 Seventy-two Thousand Four Hundred Forty-nine Dollars (**\$72,449**) from the General
 8 Fund into Object Category 230 for the purpose of installing a fire alarm system at the
 9 *Chamorro Village*.

10 The President’s position is currently filled by a Staff Assistant under Executive
 11 Direction with the Office of *I Maga’låhen Guåhan* and *shall* continue to be funded as
 12 such.

13 (2) **Increments and Promotions.** The amount below in this Subsection is
 14 appropriated from the General Fund to Object Category 111 for the Department of
 15 *Chamorro Affairs*, and *shall* be used to fund all increments and promotions in Fiscal
 16 Year 2011 for eligible classified employees funded within this Subsection for satisfactory
 17 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

18	INCREMENTS AND PROMOTIONS	111 Total	\$7,135
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19 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 20 **Administered by the Department of Administration.** The amounts below are
 21 appropriated from the General Fund to the Cost Account identified in this Subsection and
 22 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 23 in Fiscal Year 2011 for the Department of *Chamorro Affairs*.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$40,483
WATER/SEWER	Utility Bank Fund	\$3,478
MED/DENTAL INSURANCE	Health Benefit Fund	\$21,730
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$65,690

(4) The sum of Seventy-three Thousand Three Hundred Seventeen Dollars (\$73,317) is appropriated from the General Fund to the Department of *Chamorro* Affairs for the salary and benefits of the President.

1 (y) **DEPARTMENT OF MILITARY AFFAIRS**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$220,927	\$0	\$220,927	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$51,095	\$0	\$51,095	
TRAVEL/MILE	220	\$5,750	\$0	\$5,750	
CONT. SERV.	230	\$35,976	\$0	\$35,976	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$17,569	\$0	\$17,569	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$11,322	\$0	\$11,322	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$4,000	\$0	\$4,000	
CAP. OTLY.	450	\$18,250	\$0	\$18,250	
GR. TOTAL		\$364,889	\$0	\$364,889	

17

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$364,889
3	FEDERAL MATCHING GRANTS-IN-AID	\$1,547,700
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,912,589

6 (1) **Increments and Promotions.** The amounts below are appropriated from
7 the General Fund to Object Category 111 for the Department of Military Affairs, and
8 *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
9 classified employees funded within this Subsection for satisfactory performance pursuant
10 to §6202, Chapter 6 of Title 4, Guam Code Annotated. The funding source for this
11 Subsection *shall* be forty percent (40%) from the General Fund and sixty percent (60%)
12 from Federal Matching Grants-in-Aid awarded to the Department of Military Affairs.

13	INCREMENTS AND PROMOTIONS	111 Total	\$1,059
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14 (2) **Agency Expenses Appropriated to Central Cost Accounts**
15 **Administered by the Department of Administration.** The amounts below are
16 appropriated from the General Fund to the Cost Account identified in this Subsection,
17 and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and
18 Vacancies in Fiscal Year 2011 for the Department of Military Affairs. The funding
19 source for this Subsection *shall* be forty percent (40%) from the General Fund and sixty
20 percent (60%) from Federal Matching Grants-in-Aid awarded to the Department of
21 Military Affairs.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$278,312
WATER/SEWER	Utility Bank Fund	\$6,083
MED/DENTAL INSURANCE	Health Benefit Fund	\$7,356
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$291,751

1 (z) **GUAM COUNCIL ON ARTS AND HUMANITIES**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$101,437	\$0	\$101,437	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$36,600	\$0	\$36,600	
TRAVEL/MILE	220	\$9,967	\$0	\$9,967	
CONT. SERV.	230	\$16,146	\$0	\$16,146	
OFF. RENTAL	233	\$37,150	\$0	\$37,150	
SUP. & MAT.	240	\$2,500	\$0	\$2,500	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$70,000	\$0	\$70,000	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$2,900	\$0	\$2,900	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$276,700	\$0	\$276,700	

17

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$276,700
3	FEDERAL MATCHING GRANTS-IN-AID	\$288,700
4	SPECIAL FUNDS	\$0
5	TOTAL	\$565,400

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Guam Council on the
8 Arts and Humanities Agency, and *shall* be used to fund all increments and promotions in
9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.
11 The funding source for this Subsection *shall* be fifty percent (50%) from the General
12 Fund and fifty percent (50%) from Federal Matching Grants-in-Aid awarded to the Guam
13 Council on the Arts & Humanities Agency.

14 INCREMENTS AND PROMOTIONS 111 Total \$0

15 (2) **Agency Expenses Appropriated to Central Cost Accounts**
16 **Administered by the Department of Administration.** The amounts below are
17 appropriated to the Cost Account identified in this Subsection and *shall* be used to fund
18 Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011
19 for the Guam Council on the Arts and Humanities Agency. The funding source for this
20 Subsection *shall* be fifty percent (50%) from the General Fund and fifty percent (50%)
21 from Federal Matching Grants-in-Aid awarded to the Guam Council on the Arts &
22 Humanities Agency.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$12,000
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$0
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$12,000

(3) **Guam Territorial Band.** The sum of Fifty Thousand Dollars (**\$50,000**) is appropriated from the Tourist Attraction Fund to the Guam Council on the Arts and Humanities Agency, and *shall* be used to fund the operations of the Guam Territorial Band in Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

1 (aa) **GUAM FIRE DEPARTMENT**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$12,112,844	\$1,009,830	\$13,122,674	
OT/SP	112	\$1,895,257	\$194,105	\$2,089,362	
BENEFITS	113	\$4,180,142	\$197,329	\$4,377,471	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$222,093	\$160,000	\$382,093	
OFF. RENTAL	233	\$115,000	\$0	\$115,000	
SUP. & MAT.	240	\$165,316	\$92,296	\$257,612	
EQUIPMENT	250	\$0	\$257,024	\$257,024	
WRK. COMP.	270	\$8,786	\$0	\$8,786	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$589,950	\$216,544	\$806,494	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$45,000	\$48,000	\$93,000	
CAP. OTLY.	450	\$0	\$112,890	\$112,890	
GR. TOTAL		\$19,334,388	\$2,288,018	\$21,622,406	

19

20 **Enhanced 911 Emergency Reporting System Fund \$1,634,994 (111-\$547,830; 112-\$56,105;**
21 **113-\$197,329; 230-\$150,000; 240-\$82,296; 250-\$224,000; 290-\$216,544; 363-\$48,000; 450-**
22 **\$112,890)**

23 **Fire, Life and Medical Emergency Fund \$653,024 (111-\$462,000; 112-\$138,000; 230-**
24 **\$10,000; 240-\$10,000; 250-\$33,024)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$19,334,388
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$2,288,018
5	TOTAL	\$21,622,406

6 (1) **Legislative Intent.** Ambulance Fee Schedule Implementation Plan. *I*
7 *Liheslaturan Guåhan* recognizes the importance of working available ambulances for our
8 community. Without the benefit of working available ambulances, the community is
9 placed in a precarious situation and any time lost or delayed could result in a matter of
10 life and death. The people of Guam should never be placed at risk due to non-
11 functioning ambulances.

12 Currently, the Guam Fire Department (GFD) works in consultation with
13 emergency room physicians and staff of the Guam Memorial Hospital (GMH) to respond
14 to emergencies in the community. This partnership has worked to the advantage of both
15 GFD and GMH.

16 *I Liheslaturan Guåhan* understands that GFD has in place an adopted fee
17 schedule and is authorized to bill for its services, including ambulance services, which is
18 deposited to the Fire, Life and Medical Emergency (FLAME) Fund. However, for
19 numerous reasons GFD is unable to bill and collect accordingly.

20 The Fire, Life and Medical Emergency (FLAME) Fund is primarily used to
21 support the operations of the GFD, including the repair and maintenance of ambulances.
22 The collection of fees will ensure that working ambulances will be available and the
23 threat of the lack of emergency services will be diminished.

24 *I Liheslaturan Guåhan* desires to implement a billing system as soon as
25 practicable and wishes to authorize the GFD to enter into an agreement with third parties
26 to accomplish this goal and immediately make available the revenues to the GFD to
27 support its operations.

28 *I Liheslaturan Guåhan* finds there is an urgent need for the Guam Fire
29 Department to have the ability to obtain grants in support of its operations. *I*

1 *Liheslaturan Guåhan* authorizes that one (1) full-time employee from the existing Guam
2 Fire Department staffing pattern may be dedicated for grant writing purposes.

3 (2) **Authority to Enter Into Agreement or Contract.** Upon enactment of
4 the Annual Appropriations Act, the GFD and the GMH *shall* immediately convene a
5 Working Group to determine the feasibility of entering into a Memorandum of
6 Understanding between GMH and GFD, in which GMH will be responsible for the
7 issuance of bills for ambulance services provided by the GFD, receive and accept
8 payments for such services and remit collections for deposit to the FLAME Fund. GFD is
9 authorized to pay GMH from the collections an administrative fee for billing services
10 rendered under the Memorandum of Understanding. *If* the Working Group determines
11 such an arrangement is feasible, it *shall* be implemented by March 1, 2011.

12 *If* GMH is unable to enter into a Memorandum of Understanding, GFD *shall* issue
13 an RFP for a third party administrator to act as an agent for GFD in billing and collection
14 of fees for ambulance services.

15 (3) **Appropriation from the FLAME Fund from the Ambulance Services**
16 **Collection.** The sum of Six Hundred Thousand Dollars (**\$600,000**) is hereby
17 appropriated from the Fire, Life and Medical Emergency (FLAME) Fund to GFD
18 Miscellaneous Object Category 290.

19 The BBMR *shall not* release allotments for expenditures of the appropriation in
20 this Subsection, *if* the GFD does *not* have a Memorandum of Understanding with GMH
21 or a third party administrator in place by March 1, 2011 for the billing and collection of
22 ambulance services.

23 (4) **Increments and Promotions.** The amount below in this Subsection is
24 appropriated from the General Fund and to Object Category 111 for the Guam Fire
25 Department, and from the Enhanced 911 Emergency Reporting System Fund, and *shall* be
26 used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
27 employees funded within this Subsection for satisfactory performance pursuant to §6202,
28 Chapter 6 of Title 4, Guam Code Annotated.

29 INCREMENTS AND PROMOTIONS 111 Total \$116,829
30 General Fund-\$ 99,175; Enhanced 911 Emergency Reporting System Fund- \$17,654

(5) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund and the Enhanced 911 Emergency Reporting System Fund Object Category 111, and *shall* be used to fund all Special Pay, to include Holiday Pay, Night Differential Pay, 10% Hazardous Pay, Firefighter Pay, and EMT-A Duty Pay, in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY	111 Total	\$3,961,043
General Fund-\$ 3,899,612, Enhanced 911 Emergency Reporting System Fund- \$61,431		

(6) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and the Enhanced 911 Emergency Reporting System Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Fire Department.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$290,181
WATER/SEWER	Utility Bank Fund	\$58,437
MED/DENTAL INSURANCE	Health Benefit Fund	\$536,598
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$885,216

Power: General Fund-\$246,878; Enhanced 911 Emergency Reporting System Fund-\$43,303

Water: General Fund-\$51,137; Enhanced 911 Emergency Reporting System Fund-\$7,300

Health Benefits Account: General Fund-\$505,301; Enhanced 911 Emergency Reporting System Fund-\$31,297

(7) **Guam Fire Department Firefighter Recruit Cycle.** The sum of Six Hundred Thousand Dollars (**\$600,000**) is appropriated from the General Fund to the Guam Fire Department to conduct a Firefighter Recruit Cycle in Fiscal Year 2011. *No less than thirty (30) recruits shall* be funded from this appropriation.

1 (bb) **CHAMORRO LAND TRUST COMMISSION**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$451,795	\$451,795	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$170,129	\$170,129	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$41,136	\$41,136	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$3,192	\$3,192	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$6,600	\$6,600	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$672,852	\$672,852	

19

20 **Chamorro Land Trust Fund Operations Fund \$672,852**

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2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

3 GENERAL FUND \$0
4 FEDERAL MATCHING GRANTS-IN-AID \$0
5 SPECIAL FUNDS \$672,852
6 TOTAL \$672,852

7 (1) **FY 2010 Expenditure Authority.** The *Chamorro* Land Trust
8 Commission is authorized to expend any existing fund balance and revenues collected
9 from its operations above the revenues adopted in P.L. 30-55 for the following purpose:

10 (A) Independent financial audit for 2008, 2009 and 2010 \$45,000
11 (B) MOU Extension with the University of Guam \$33,000
12 (C) Legal Fees \$40,000
13 (D) Miscellaneous \$12,000.

14 (2) **Increments and Promotions.** The amount below in this Subsection is
15 appropriated from the *Chamorro* Land Trust Operations Fund to Object Category 111 for
16 the *Chamorro* Land Trust Commission, and *shall* be used to fund all increments and
17 promotions in Fiscal Year 2011 for eligible classified employees funded within this
18 Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam
19 Code Annotated.

20 INCREMENTS AND PROMOTIONS 111 Total \$7,549

21 (3) **Agency Expenses Appropriated to Central Cost Accounts**
22 **Administered by the Department of Administration.** The amounts below are
23 appropriated from the *Chamorro* Land Trust Operations Fund to the Cost Account
24 identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and
25 Dental Insurance and Vacancies in Fiscal Year 2011 for the *Chamorro* Land Trust
26 Commission.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$14,500
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$19,192
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$33,692

(4) **Funding Source.** Funds provided for vacancies in this Subsection are appropriated from the *Chamorro* Land Trust Operations Fund. The appropriation made from the *Chamorro* Land Trust Operations Fund to the *Chamorro* Land Trust Commission by this Act may be expended for the *Chamorro* Land Trust Commission’s operations in Fiscal Year 2011.

1 (cc) **PBS GUAM**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$366,532	\$0	\$366,532
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$132,769	\$0	\$132,769
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$51,029	\$0	\$51,029
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$0	\$0
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$0	\$0
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$550,330	\$0	\$550,330

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$550,330
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$550,330

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for PBS Guam, and *shall* be
8 used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
9 employees funded within this Subsection for satisfactory performance pursuant to §6202,
10 Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$7,299
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for PBS Guam.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$60,000
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$24,891
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$84,891

1 (dd) **GUAM REGIONAL TRANSIT AUTHORITY**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$245,253	\$245,253	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$82,659	\$82,659	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$2,654,060	\$2,654,060	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$4,000	\$4,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$8,400	\$8,400	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$6,000	\$6,000	
CAP. OTLY.	450	\$0	\$54,302	\$54,302	
GR. TOTAL		\$0	\$3,054,674	\$3,054,674	

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20 **Public Transit Fund \$416,427 (230-\$416,427)**

21 **Territorial Highway Fund \$2,638,247 (111-\$245,253; 113-\$82,659; 230-\$2,237,633; 240-**
22 **\$4,000; 290-\$8,400; 363-\$6,000; 450-\$54,302)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$3,054,674
5	TOTAL	\$3,054,674

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the Guam Highway Fund to Object Category 111 to the Guam
 8 Regional Transit Authority, and *shall* be used to fund all increments and promotions in
 9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
 10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$4,298
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are
 14 appropriated from the Guam Highway Fund to the Cost Account identified in this
 15 Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance
 16 and Vacancies in Fiscal Year 2011 for the Guam Regional Transit Authority.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
19	POWER	Utility Bank Fund \$0
20	WATER/SEWER	Utility Bank Fund \$0
21	MED/DENTAL INSURANCE	Health Benefit Fund \$10,321
22	VACANCIES	Vacancy Pool Fund \$0
23	TOTAL	\$10,321

24 (3) **Guam Regional Transit Authority Collections.** The Guam Regional
 25 Transit Authority is authorized for its Fiscal Year 2011 operations to expend *up to* the
 26 level of revenues collected for the Public Transit Fund in Fiscal Year 2011.

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CHAPTER VI

LEGISLATIVE BRANCH

Section 1. Appropriation. The sum of Seven Million Seven Hundred Sixteen Thousand Four Hundred Fifty Dollars (**\$7,716,450**) is appropriated from the General Fund to *I Liheslaturan Guåhan* for its operations, including personnel services, for Fiscal Year 2011.

Section 2. Appropriation to the Office of Finance and Budget. The sum of Three Hundred Ninety-two Thousand Four Hundred Sixty Dollars (**\$392,460**) is appropriated from the General Fund to *I Liheslaturan Guåhan*, specifically for the Office of Finance and Budget (OFB) for its operations, inclusive of personnel services, for Fiscal Year 2011.

Section 3. Continuing Appropriation for *I Liheslaturan Guåhan*. The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for Fiscal Year 2010 *shall not* lapse and is available to *I Liheslaturan Guåhan* for expenditures in Fiscal Year 2011.

Section 4. Continuing Appropriation for the Office of Finance and Budget. The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for the Office of Finance and Budget (OFB) for Fiscal Year 2010 *shall not* lapse and is available to *I Liheslaturan Guåhan* for OFB for expenditures in Fiscal Year 2011.

1 **CHAPTER VII**

2 **LEGAL SERVICES**

3 **PART I - OFFICE OF THE ATTORNEY GENERAL**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
5 Office of the Attorney General (OAG) *shall* expend the funds appropriated in accordance with
6 the object class appropriation levels. *I Liheslaturan Guåhan* supports the efforts of the OAG to
7 acquire the appropriate technology to replace its aging APASI system. The OAG *shall* expend
8 up to Thirty-four Thousand Dollars (**\$34,000**) from the Miscellaneous Object Category (290) for
9 the preliminary work related to the APASI system upgrade. The funds *shall* be used to produce
10 the Planning Advance Planning Document (PAPD), which *shall* be submitted to the Speaker of *I*
11 *Liheslaturan Guåhan* upon its completion. Along with the PAPD, the OAG *shall* submit to the
12 Speaker of *I Liheslaturan Guåhan* a formal commitment letter from the respective grantor
13 agency, pledging the total federal funds for the APASI system upgrade.

14 **Section 2. Appropriation.** The amounts below are appropriated and authorized from
15 the General Fund to the OAG for its operations in Fiscal Year 2011, to include office rental and
16 local matching fund requirements. This appropriation *shall* be expended in accordance with
17 object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$5,408,900	\$0	\$5,408,900
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$1,791,921	\$0	\$1,791,921
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$200,000	\$0	\$200,000
8	OFF. RENTAL	233	\$538,973	\$0	\$538,973
9	SUP. & MAT.	240	\$50,000	\$0	\$50,000
10	EQUIPMENT	250	\$9,510	\$0	\$9,510
11	WRK. COMP.	270	0	\$0	0
12	DRUG TEST	271	0	\$0	0
13	SUBGRANT	280	0	\$0	0
14	MISC	290	\$2,393,314	\$0	2,393,314
15	POWER	361	0	\$0	0
16	WATER/SEWER	362	0	\$0	0
17	PHONE/TOLL	363	\$42,000	\$0	\$42,000
18	CAP. OTLY.	450	\$110,190	\$0	\$110,190
19	GR. TOTAL		\$10,544,807	\$0	\$10,544,807

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18 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$10,544,807
20	FEDERAL MATCHING GRANTS-IN-AID	\$4,645,844
21	SPECIAL FUNDS	\$0
22	TOTAL	\$15,190,651

1 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 2 appropriated from the General Fund to Object Category 111 for the OAG, and *shall* be used to
 3 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 4 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
 5 Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	\$60,149
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6 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
 7 **Administered by the Department of Administration.** The amounts below are appropriated
 8 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
 9 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the OAG.
 10

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$0
WATER/SEWER	Utility Cost Account	\$0
MED/DEN/LIFE INSURANCE	Health Benefit Account	\$189,008
TOTAL		\$189,008

11 **Section 5.** Of the personnel funded by the appropriations contained in this Chapter,
 12
 13 one (1) Assistant Attorney General *shall* be assigned to the Department of Mental Health and
 14 Substance Abuse for the duration of the Permanent Injunction.
 15

16 **Section 6.** Of the personnel funded by the appropriations contained in this Chapter,
 17
 18 one (1) Assistant Attorney General *shall* be assigned to represent the entire government of Guam
 19 relative to the *Ordot* Landfill Case, and toward the release of the Division of Solid Waste from
 20 receivership.
 21

22 **Section 7.** Of the personnel funded by the appropriations contained in this Chapter, *at*
 23
 24 *least* one (1) Assistant Attorney General *shall* be assigned to represent the entire government of
 25 Guam for advisement on procurement.
 26

27 **Section 8.** Continuing Appropriation for the Office of the Attorney General (OAG).
 28 The unexpended or unencumbered balance of funds appropriated to OAG for Fiscal Year 2010,
 29 pursuant to Public Law 29-129, *shall not* lapse and *shall* be available to OAG for expenditures in
 30 Fiscal Year 2011 for the purpose for which it was authorized.

1 **Section 9.** Continuing Appropriation for the Office of the Attorney General (OAG).
2 The unexpended or unencumbered balance of funds appropriated to OAG for Fiscal Year 2010,
3 *shall not* lapse and *shall* be available to OAG for expenditures in Fiscal Year 2011.

4 **Section 10.** Transfer Authority for the Office of the Attorney General (OAG).
5 The OAG may transfer funds between appropriations made in this Act for the Office of
6 the Attorney General, *provided* that the OAG notifies *I Maga’lahen Guåhan* and the Speaker of *I*
7 *Lihselaturan Guåhan* no later than fifteen (15) working days before the transfer is made, *except*
8 that *no* funds *shall* be transferred for regular salaries (Object Class 111) and benefits (Object
9 Class 113).

1 **CHAPTER VII**

2 **PART II – PUBLIC DEFENDER SERVICE CORPORATION**

3 **Section 1. Appropriation.** Amounts specified in this Section are appropriated from
4 the General Fund to the Public Defender Service Corporation for its operations in Fiscal Year
5 2011, to include office rental and local matching fund requirements. This appropriation *shall* be
6 expended in accordance with object class allocations outlined below.

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

8	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
9	REG SALARIES	111	\$2,351,732	\$0	\$2,351,732
10	OT/SP	112	\$0	\$0	\$0
11	BENEFITS	113	\$836,354	\$0	\$836,354
12	TRAVEL/MILE	220	\$0	\$0	\$0
13	CONT. SERV	230	\$115,904	\$0	\$115,904
14	OFF. RENTAL	233	\$271,200	\$0	\$271,200
15	SUP. & MAT.	240	\$24,700	\$0	\$24,700
16	EQUIPMENT	250	\$10,000	\$0	\$10,000
17	WRK. COMP	270	\$0	\$0	\$0
18	DRUG TEST	271	\$0	\$0	\$0
19	SUBGRANT	280	\$0	\$0	\$0
20	MISC	290	\$44,500	\$0	\$44,500
21	POWER	361	\$21,600	\$0	\$21,600
22	WATER/SEWER	362	\$0	\$0	\$0
	PHONE/TOLL	363	\$32,030	\$0	\$32,030
	CAP. OTLY	450	\$0	\$0	\$0
	GR. TOTAL		\$3,708,020	\$0	\$3,708,020

1	SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE	
2	GENERAL FUND	\$3,708,020
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$3,708,020

1 **CHAPTER VIII**

2 **MAYORS COUNCIL OF GUAM**

3 **Section 1. Appropriation.** The amounts below are appropriated from the General
4 Fund to the Mayors Council of Guam for its operations in Fiscal Year 2011. This appropriation
5 *shall* be expended in accordance with object class allocations outlined below.

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

7

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
8 REG SALARIES	111	\$4,764,057	\$0	\$4,764,057
9 OT/SP	112	\$0	\$0	\$0
10 BENEFITS	113	1,629,928	\$0	1,629,928
11 TRAVEL/MILE	220	0	\$0	0
12 CONT. SERV.	230	\$65,000	\$0	\$65,000
13 OFF. RENTAL	233	\$98,772	\$0	\$98,772
14 SUP. & MAT.	240	\$20,000	\$0	\$20,000
15 EQUIPMENT	250	\$0	\$0	\$0
16 WRK. COMP.	270	\$0	\$0	\$0
17 DRUG TEST	271	\$0	\$0	\$0
18 SUBGRANT	280	\$0	\$0	\$0
19 MISC	290	\$788,304	\$0	\$788,304
20 POWER	361	\$0	\$0	\$0
21 WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$88,187	\$0	\$88,187
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$7,454,248	\$0	\$7,454,248

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$7,454,248
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$7,454,248

6 **Section 2. Increments and Promotions.** The amount below in this
7 Subsection is appropriated from the General Fund to Object Category 111 for the Mayors
8 Council of Guam, and *shall* be used to fund all increments and promotions in Fiscal Year
9 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$1,454
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12 **Section 3. Mayors Council Expenses Appropriated to Central Cost**
13 **Accounts Administered by the Department of Administration.** The amounts below
14 are appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund power, water/sewer, medical and dental insurance in Fiscal
16 Year 2011 for the Mayors Council of Guam.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$615,117
WATER/SEWER	Utility Cost Account	\$152,210
MED/DENTAL INSURANCE	Health Benefit Cost Account	\$245,640
TOTAL		\$1,012,968

Section 4. Streets Maintenance and Beautification. The sum of Four Hundred Seventy Thousand Nine Hundred Twenty-one Dollars (**\$470,921**) is appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Fiscal Year 2011 for the maintenance and beautification of village secondary and tertiary roads, and for the operations of the Mayors' offices, but *not* for personnel costs. Said funds *shall not* be subject to any transfer authority of *I Maga'låhen Guåhan*, and *shall* be divided among the Village Mayors as follows:

- (a) Each Mayor *shall* receive the sum of Twenty Thousand Dollars (**\$20,000**); and
- (b) The remaining balance of the fund *shall* be distributed to each Mayor pro rata based on the total road mileage in his village as a percentage of Guam's total road mileage in the most current report of Guam Roads Pavement Inventory of the Department of Public Works.

Section 5. Island-wide Village Beautification Projects. The sum of One Million Thirty-six Thousand Twenty-six Dollars (**\$1,036,026**) is appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Island-wide Village Beautification Projects to include:

- (a) the maintenance and repair of the village's recreational facilities under the jurisdiction of the Mayor;
- (b) the maintenance and repair of each village's main roads; and
- (c) the planting and maintenance of each village's official flower and other flowering plants, shrubs and trees adjacent to the village's main roads, public restrooms and recreational facilities. A Mayor may contract with a private entity to provide the

1 services authorized by this Section, subject to the Guam Procurement Law, Chapter 5,
2 Title 5, Guam Code Annotated.

3 **Section 6. Grounds Maintenance for Schools.** Subject to approval and
4 scheduling of the public school principals, the Mayors are responsible for regular ground
5 maintenance of Guam Department of Education school grounds in their respective
6 districts where ground maintenance is *not* already subject to an existing contract for a
7 minimum of twice a month during a regular school calendar year. Subject to approval of
8 scheduling with the public school principals, the Mayor may contract with a private entity
9 to provide the services authorized by this Section.

10 The sum of Four Hundred Eighty Thousand Six Hundred Forty-seven Dollars
11 **(\$480,647)** is appropriated from the General Fund to the Mayors Council of Guam
12 Revolving Fund for the grounds maintenance of specified schools of the Department of
13 Education, to be allocated as follows:

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VILLAGE	SCHOOL	AMOUNT
Agana Heights	Agana Heights Elementary	\$9,289
Agat	Marcial Sablan Elementary	\$12,276
	Oceanview Middle	\$18,032
Barrigada	P.C. Lujan Elementary	\$9,562
	B.P. Carbullido Elementary	\$8,020
	L.P. Untalan Middle	\$8,470
Dededo	M.A. Ulloa Elementary	\$14,049
	Wettengel Elementary	\$18,414
	J.M. Guerrero Elementary	\$15,686
	Liguan Elementary	\$0
	Astumbo Elementary	\$8,866
	Finegayan Elementary	\$20,460
	V.S.A. Benavente Middle	\$28,644
	Astumbo Middle	\$0
Inarajan	Okkodo High	\$0
	Inarajan Elementary	\$6,315
	Inarajan Middle	\$8,007
Mangilao	H.B. Price Elementary	\$7,707
	George Washington High	\$49,647
	Adacao Elementary	\$0
Merizo	Merizo Elementary	\$6,697

1	MTM	J.Q. San Miguel Elementary	\$4,160
2	Ordot/Chalan Pago	Ordot/Chalan Pago Elementary	\$9,616
3		Agueda Johnston Middle	\$15,700
4	Piti	Jose Rios Middle	\$7,679
5	Santa Rita	H.S. Truman Elementary	\$13,244
6		Southern High	\$42,284
7		Alternative School	\$4,528
8	Sinajana	C.L. Taitano Elementary	\$4,556
9	Talofofu	Talofofu Elementary	\$8,184
10	Tamuning	L.B. Johnson Elementary	\$4,092
11		Tamuning Elementary	\$4,774
12		Chief Brodie Elementary	\$8,184
13		JFK High School	\$20,000
14	Umatac	F.Q. Sanchez Elementary	\$1,364
15	Yigo	Upi Elementary	\$10,230
16		D.L. Perez Elementary	\$17,732
17		Machananao Elementary	\$9,412
18		F.B. Leon Guerrero Middle	\$17,732
19		Simon Sanchez High	\$18,687
20	Yona	M.U. Lujan Elementary	\$8,348
21	TOTAL FOR ALL VILLAGES		\$480,647

22 **Section 7. Authorization to Reallocate Funds.** Notwithstanding any other
23 provision of Law, the Mayors Council of Guam is authorized to reallocate funds
24 appropriated in Fiscal Year 2011 Miscellaneous (Object Category 290) into other

1 categories, *except* personnel, within all Base Operational Appropriations, including the
2 return of funds transferred from Object Category 290 back into Object Category 290.

3 **Section 8.** Public Safety and Social Education Programs. The sum of Four
4 Hundred Forty-seven Thousand Three Hundred Seventy-five Dollars (**\$447,375**) is
5 appropriated from the General Fund to the Mayors Council of Guam, with each village
6 to receive Fifteen Thousand Dollars (\$15,000), and with the remaining funds to the
7 Mayors Council of Guam, for Fiscal Year 2011, to be expended in accordance with plans
8 approved by the Mayors Council of Guam or respective Village Municipal Planning
9 Council and filed with the Director of Administration, to fund public safety and social
10 education programs that enforce alcohol regulations, reduce underage drinking, support
11 traffic safety, reduce drug-related violence and abuse, to support government of Guam
12 substance abuse prevention programs, and to support organized sports programs in the
13 community.

1 **CHAPTER IX**

2 **PUBLIC ACCOUNTABILITY, STANDARDS AND PRACTICES**

3 **PART I – OFFICE OF PUBLIC ACCOUNTABILITY**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guâhan* that the
5 Office of Public Accountability *shall* expend the funds appropriated for the rent increase related
6 to the office space utilized for the Procurement hearings.

7 **Section 2. Appropriations.** The amounts below are appropriated from the General
8 Fund to the Office of Public Accountability for its operations in Fiscal Year 2011. This
9 appropriation *shall* be expended in accordance with the object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$686,148	\$0	\$686,148
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$237,770	\$0	\$237,770
6	TRAVEL/MILE	220	0	\$0	0
7	CONT. SERV.	230	\$146,660	\$0	\$146,660
8	OFF. RENTAL	233	\$102,594	\$0	\$102,594
9	SUP. & MAT.	240	\$10,800	\$0	\$10,800
10	EQUIPMENT	250	\$25,100	\$0	\$25,100
11	WRK. COMP.	270	0	\$0	0
12	DRUG TEST	271	0	\$0	0
13	SUBGRANT	280	0	\$0	0
14	MISC	290	\$5,950	\$0	\$5,950
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$7,000	\$0	\$7,000
18	CAP. OTLY.	450	0	\$0	0
19	GR. TOTAL		\$1,222,021	\$0	\$1,222,021

18 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$1,222,021
20	FEDERAL MATCHING GRANTS-IN-AID	\$0
21	SPECIAL FUNDS	\$0
22	TOTAL	\$1,222,021

23 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 24 appropriated from the General Fund to Object Category 111 for the Office of the Public
 25 Accountability, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for

1 eligible classified employees funded within this Subsection for satisfactory performance pursuant
 2 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

3 INCREMENTS AND PROMOTIONS 111 Total \$9,138

4 **Section 4. Office of Public Accountability Expenses Appropriated to Central**
 5 **Cost Accounts Administered by the Department of Administration.** The amounts below are
 6 appropriated from the General Fund to the Cost Account identified in this Subsection, and *shall*
 7 be used to fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the
 8 Office of Public Accountability.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
11 POWER	Utility Cost Account	\$0
12 WATER/SEWER	Utility Cost Account	\$0
13 MED/DENTAL INSURANCE	Health Benefit Cost Account	\$32,707
14 TOTAL		\$32,707

15 **Section 5. Transfer Authority for the Office of Public Accountability.** The Public
 16 Auditor may transfer funds between appropriations made in this Act for the Office of Public
 17 Accountability, provided that the Public Auditor notifies *I Maga'låhen Guåhan* and the Speaker
 18 of *I Liheslaturan Guåhan* no later than fifteen (15) working days before the transfer is made.

19 **Section 6. Continuing Appropriation for the Office of Public Accountability.**
 20 The unexpended or unencumbered balance of funds appropriated to the OPA for FY 2010,
 21 pursuant to Public Law 29-129, *shall not* lapse and *shall* be available to the OPA for
 22 expenditures in FY-2011 for the purposes for which it was authorized.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$0	\$0	\$0
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$0	\$0	\$0
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$0	\$357,740	\$357,740
8	OFF. RENTAL	233	\$0	\$23,868	\$23,868
9	SUP. & MAT.	240	\$0	\$6,000	\$6,000
10	EQUIPMENT	250	\$0	\$5,000	\$5,000
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$0	\$15,192	\$15,192
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$0	\$300	\$300
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$0	\$408,100	\$408,100

18 **Guam Board of Accountancy Fund \$408,100**

19 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

20	GENERAL FUND	\$0
21	FEDERAL MATCHING GRANTS-IN-AID	\$0
22	SPECIAL FUNDS	\$408,100
23	TOTAL	\$408,100

1 **CHAPTER X**

2 **GUAM VISITORS BUREAU**

3 **Section 1. Appropriation.** The amounts below are appropriated from the Tourist
4 Attraction Fund (TAF), *not* otherwise appropriated, to the Guam Visitors Bureau (GVB) for its
5 operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with the
6 allocations outlined in this Section.

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

8 (a)	GENERAL ADMINISTRATION	\$2,136,248
9 (b)	MARKETING	\$8,091,538
10 (c)	PRINTING, PROMOTIONAL	\$238,769
11 (d)	RESEARCH	\$374,834
12 (e)	DESTINATION DEVELOPMENT	\$1,349,790

13 **Section 2. Appropriation to GVB for Special Projects.** The sum of Nine Hundred
14 Eight-six Thousand Four Hundred Forty-six Dollars (**\$986,446**) is appropriated from the TAF to
15 the GVB to fund the *Tumon* and *Hagåtña* Beach Cleaning, *Tumon* Landscaping, and Island-wide
16 Roadways Maintenance projects in Fiscal Year 2011. Notwithstanding the general provisions of
17 §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be
18 available until expended.

19 **Section 3. Appropriation to GVB for *Pa'a Taotao Tano*.** The sum of One Hundred
20 Twenty-five Thousand Dollars (**\$125,000**) is appropriated from the TAF to the GVB for the
21 Fiscal Year 2011 operations of *Pa'a Taotao Tano* to provide for the Local Match for the ANA
22 Language Grant, the New *Pa'a AmeriCorps*, the *Guahu Taotao Tano* Annual Pageant, and the
23 Northern Cultural Arts Program. Notwithstanding the general provisions of §30107.1, Title 11,
24 Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until
25 expended.

26 **Section 4. Appropriation to GVB for the Historic *Inalahan* Foundation.** The
27 sum of One Hundred Twenty-five Thousand Dollars (**\$125,000**) is appropriated from the TAF to
28 the GVB for the Fiscal Year 2011 operations of the Historic *Inalahan* Foundation.
29 Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this
30 Act, this appropriation *shall* continue to be available until expended.

1 **Section 5. Appropriation to GVB for the Pacific War Museum Foundation.** The
2 sum of Seventy-five Thousand Dollars (**\$75,000**) is hereby appropriated from the TAF to the
3 GVB for the Fiscal Year 2011 operations and expansion of the Pacific War Museum.

4 **Section .6. Appropriation to GVB for the Traditions About Seafaring Islands**
5 **(TASI).** The sum of Forty Thousand Dollars (**\$40,000**) is appropriated from the TAF to the
6 GVB for the Fiscal Year 2011 operations of the Traditions About Seafaring Islands (TASI).
7 Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this
8 Act, this appropriation *shall* continue to be available until expended.

9 **Section 7. Appropriation to GVB for the Tourism Education Council.** The sum
10 of Thirty Thousand Dollars (**\$30,000**) is hereby appropriated from the TAF to the GVB for the
11 Fiscal Year 2011 operations of the Tourism Education Council. Notwithstanding the general
12 provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be
13 available until expended.

14 **Section 8. Appropriation to GVB for the *Haya* Cultural Preservation**
15 **Foundation (*Sinangân-ta* Outreach).** The sum of Twenty-five Thousand Dollars
16 (**\$25,000**) is hereby appropriated from the TAF to the GVB for the Fiscal Year 2011 for the
17 operations of the *Haya* Cultural Preservation Foundation (*Sinangân-ta* Outreach).
18 Notwithstanding the general provisions of Title 11 GCA §30107.1, and this Act, this
19 appropriation *shall* continue to be available until expended.

20 **Section 9. Appropriation to the Festival of the Pacific Arts Revolving Fund.** The
21 sum of One Hundred Thousand Dollars (**\$100,000**) is hereby appropriated from the TAF to the
22 Festival of Pacific Arts Revolving Fund for the purposes of planning, conducting, and hosting
23 the Twelfth (12th) Festival of Pacific Arts in 2016. The funds appropriated in this Section *shall*
24 *not* be used to fund either administrative *or* contractual salaries.

25 **Section 10. Appropriation to the Guam Visitors Bureau Rainy Day Fund.** The
26 sum of Two Hundred Thousand Dollars (**\$200,000**) is hereby appropriated from the TAF to the
27 GVB for deposit in the Rainy Day Fund, in accordance with the provisions set forth in Section
28 1(b) of Public Law 30-116, for the purposes cited therein. Notwithstanding the general
29 provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be
30 available until expended, and is *not* subject to transfer *or* use for any other purpose.

1 Hundred Dollars (**\$1,500**), Seven Hundred Dollars (**\$700**), and Eight Hundred Thirty-Eight
2 Dollars (**\$838**) in annual benefits authorized by various General Appropriation Acts.

3 (b) No retiree who is eligible for Retiree Supplemental Annuity Benefits provided for
4 in Subsection (a) hereof *shall* receive said benefits if his annual retirement annuity, excluding
5 survivor benefits and excluding the supplemental benefits authorized herein, is *greater than*
6 Forty Thousand Dollars (**\$40,000**). No retiree who is eligible for Retiree Supplemental Annuity
7 Benefits *shall* receive more than the sum of Forty Thousand Dollars (**\$40,000**) in combined
8 retirement annuities and Supplemental Annuity Benefits in any one (1) fiscal year.

9 (c) The Director of Administration *shall* coordinate with the Director of the
10 Government of Guam Retirement Fund (GGRF) and *shall* disburse to the retirees or their
11 survivors, the supplemental annuity benefits provided for in Subsection (a) of this Section. The
12 GGRF *shall* provide the Director of Administration with the information he needs to effect
13 disbursement. To realize savings associated with the cost of preparing separate checks and
14 mailing separate checks for the supplemental annuity for retirees, the Director of Administration
15 may enter into an Memorandum of Understanding (MOU) with the GGRF in which the Director
16 of Administration remits the supplemental annuity payments to the GGRF for disbursement to
17 the retiree at the same time the regular annuity check is issued, *or* by including the supplemental
18 annuity in the regular annuity check issued by the GGRF.

19 (d) Funds held in the Supplemental Annuity Benefits Special Fund *shall not* be
20 commingled with the General Fund or any other fund, *shall* be held in a separate bank account
21 that *shall* continue to be administered by the Director of Administration, and *shall not* be subject
22 to *I Maga'lahaen Guåhan's* transfer authority.

23 (e) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat International
24 Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation,
25 the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the
26 Guam Waterworks Authority and the Guam Visitors Bureau *shall* remit to the Department of
27 Administration an amount equal to the number of retirees eligible pursuant to Subsection (a)
28 hereof who have retired from that entity multiplied by Four Thousand Two Hundred Thirty-eight
29 Dollars (**\$4,238**). Said remittances *shall* be paid in two (2) equal installments on or before

1 October 10, 2010, and April 15, 2011, respectively. Said remittances *shall not* be subject to *I*
2 *Maga'lahaen Guåhan's* transfer authority.

3 (f) The sum of Nineteen Million Five Hundred Thousand Dollars (**\$19,500,000**) is
4 appropriated from the General Fund to the GGRF to pay the following two (2) items for current
5 retirees for Fiscal Year 2011 :

6 (1) Retiree group health, dental and life insurance premiums (to continue
7 existing programs currently contained in the semi-monthly payments); and

8 (2) Retiree life insurance subsidy (to continue existing programs currently
9 contained in the semi-monthly payments).

10 (g) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat International
11 Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation,
12 the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the
13 Guam Waterworks Authority and the Guam Visitors Bureau *shall* remit to the GGRF payments
14 for medical, dental, and life insurance payments for retirees who have retired from those
15 respective agencies. Said remittances *shall* be paid in two (2) equal installments on or before
16 October 10, 2010, and on or before April 1, 2011, respectively. The agencies' remittances for
17 medical, dental and life insurance mandated herein are *ex gratia* payments, and are for Fiscal
18 Year 2011 *only*.

19 (h) For Fiscal Year 2011, the sum of Seven Hundred Two Thousand Dollars
20 (**\$702,000**) is appropriated from the General Fund to the GGRF to pay the cost of Medicare
21 premiums for government of Guam retirees and their survivors domiciled on Guam, and who are
22 eligible to receive Social Security income benefits, and who are eligible to enroll in the
23 government of Guam Group Health Insurance Program. No government of Guam retiree or their
24 survivor *shall* be required to enroll in the Government of Guam Health Insurance Program in
25 order to receive the reimbursement.

26 (i) For Fiscal Year 2011, the sum of One Hundred Forty-five Thousand Dollars
27 (**\$145,000**) is appropriated from the General Fund to the GGRF for *I Maga'lahi* and *I Segundo*
28 *na Maga'lahi/I Segundo na Maga'håga'* pensions.

29 (j) For Fiscal Year 2011, the sum of Four Hundred Fifty-eight Thousand Four
30 Hundred Forty-eight Dollars (**\$458,448**) is appropriated from the General Fund to the GGRF for

1 retirement annuities for former judges and justices of the Superior Court and Supreme Court of
2 Guam.

3 (k) The GGRF Board of Trustees *shall* enact and, if necessary, amend administrative
4 regulations that establish procedures to ensure the proper submission, receipt and accounting of
5 all sums remitted pursuant to Subsections (e) and (g) hereof.

6 **Section 3. Survivor Supplemental Annuity Additions.** Title 4 GCA §8135(d)(6) is
7 *amended* to read:

8 “(6) the prospective payment of supplemental benefits for the period of
9 October 1, 2010, through September 30, 2011, for survivors of those employees who
10 retired prior to October 1, 1995, to be paid in the following manner:

11 (i) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
12 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
13 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
14 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
15 benefits formerly contained in various General Appropriation Acts.

16 (ii) No person eligible for Retiree Supplemental Annuity Benefits
17 provided for in this Section *shall* receive such benefits if his regular annual
18 retirement annuity exclusive of the supplemental amounts authorized hereby
19 *exceeds* Forty Thousand Dollars (**\$40,000**). No persons eligible for Retiree
20 Supplemental Annuity Benefits *shall* receive more than the sum of Forty
21 Thousand Dollars (**\$40,000**) in combined retirement annuities and supplemental
22 retirement annuities.

23 (iii) Any retiree or survivor eligible to receive the supplemental annuity
24 may waive their supplemental annuity payment authorized herein by the filing of
25 a notarized affidavit waiving such payment with the Retirement Fund.”

26 **Section 4. Disability Supplemental Annuity Additions.** §8129(g), Title 4, Guam
27 Code Annotated, is *amended* to read:

28 “(g) Any disability retirement annuitant who commenced receiving a disability
29 retirement annuity prior to October 1, 1995, and who is entitled to disability retirement
30 benefits under this Chapter *shall* receive, during the period commencing on October 1,

1 2010, and ending on September 30, 2011, prospective non-cumulative supplemental
2 annuity benefits as follows:

3 (1) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
4 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
5 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
6 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
7 benefits formerly contained in various General Appropriation Acts.

8 (2) No persons eligible for Retiree Supplemental Annuity Benefits
9 provided for in Paragraph (g) of this Section *shall* receive such benefit if their
10 regular annual retirement annuity, excluding survivor benefits, prior to the
11 supplemental amounts herein *exceeds* Forty Thousand Dollars (**\$40,000**). No
12 persons eligible for Retiree Supplemental Annuity Benefits *shall* receive more
13 than the sum of Forty Thousand Dollars (**\$40,000**) in combined retirement
14 annuities and supplemental retirement annuities.

15 (3) Any disability retirement annuitant eligible to receive the supplemental
16 annuity may waive their supplemental annuity payment authorized herein by the
17 filing of a notarized affidavit waiving such payment with the Retirement Fund.”

18 **Section 5. Retirees Supplemental Annuity Additions.** §8122(d)(6), Title 4, Guam
19 Code Annotated, is hereby *amended* to read as follows:

20 “(6) Any retirement annuitant who commenced receiving a retirement annuity
21 prior to October 1, 1995, and who is entitled to retirement benefits under this Chapter,
22 *shall* receive, during the period commencing on October 1, 2010, and ending on
23 September 30, 2011, prospective, non-cumulative supplemental annuity benefits as
24 follows:

25 (i) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
26 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
27 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
28 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
29 benefits formerly contained in various General Appropriation Acts.

1 (ii) No retiree who is eligible for Retiree Supplemental Annuity
2 Benefits provided for in this Section *shall* receive such benefit if his regular
3 annual retirement annuity, excluding the supplemental amounts authorized herein
4 and survivor benefits, *exceeds* Forty Thousand Dollars (**\$40,000**). A retiree who
5 is eligible for Retiree Supplemental Annuity Benefits *shall* receive *no more than*
6 Forty Thousand Dollars (**\$40,000**) in combined retirement annuities and
7 supplemental retirement annuities.

8 (iii) Any retiree or survivor eligible to receive the supplemental annuity
9 may waive their supplemental annuity payment authorized herein by the filing of
10 a notarized affidavit waiving such payment with the Retirement Fund.”

11 **Section 6. Appropriation for Cost of Living Allowance (COLA).**

12 (a) *I Maga’lahen Guâhan shall* provide, by a single lump sum payment, a Cost of
13 Living Allowance (COLA) of One Thousand One Hundred Dollars (**\$1,100**) to each retiree of
14 the GGRF who is retired as of September 30, 2010, or his survivor, *no later than* November 1,
15 2010, *unless* the annuitant chooses in writing to receive bi-monthly payments from October 1,
16 2010 through September 30, 2011. The sum of Six Million Seven Hundred Seventy Thousand
17 Five Hundred Dollars (**\$6,770,500**) is appropriated from the General Fund to the Department of
18 Administration to pay said Cost of Living Allowance (COLA).

19 (b) The Guam Power Authority, the A. B. Won Pat International Airport Authority,
20 the Guam Economic Development Authority, the Guam Housing Corporation, the Government
21 of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the Guam Waterworks
22 Authority and the Guam Visitors Bureau *shall* pay a Cost of Living Allowance (COLA) in a
23 single payment of One Thousand One Hundred Dollars (**\$1,100**) to every Government of Guam
24 Retirement Fund retiree who retired from each respective aforementioned agency as of
25 September 30, 2010, or his survivor, *no later than* November 1, 2010, *unless* the annuitant
26 chooses in writing to receive bi-monthly payments from October 1, 2010 through September 30,
27 2011.

28 (c) Each agency mentioned in Subsection (b) *shall* reimburse the General Fund for
29 any COLAs paid by the Fund in Fiscal Year 2011 to retirees who have retired from that agency
30 and their survivors, *no later than* December 31, 2010.

1 (d) Any retiree or survivor eligible to receive the Cost of Living Allowance (COLA)
2 may waive their Cost of Living Allowance (COLA) payment authorized herein by the filing of a
3 notarized affidavit waiving such payment with the entity responsible for the Retirement Fund.

4 (e) *If* a retiree is both a Defined Benefit and a Defined Contribution Retiree, he or his
5 survivor *shall only* be entitled to a single COLA payment.

6 **Section 7. The Government of Guam Competitive Wage Act of 2011.**

7 (a) **Legislative Findings and Intent.** It is the finding of *I Liheslaturan Guåhan* that
8 the government of Guam, as the largest employer on island, has a duty to examine and evaluate
9 its human resources demands in the face of an ever-increasing global economy.

10 *I Liheslaturan Guåhan* finds that the government of Guam *does not* operate in a vacuum,
11 but must compete with other employers, such as the federal and private sector, for the island's
12 supply of professionals in all fields. As an organization, the government of Guam must ensure it
13 has the necessary tools to address the increasing complexity of the government operations and
14 changes in the economic environment of the island.

15 *I Liheslaturan Guåhan* recognizes that the proposed military buildup will result in the
16 inflation of the price of commodities and services on the island, including the wages. As such, *I*
17 *Liheslaturan Guåhan* plans to adopt a proactive approach in light of the recent exodus of
18 professional staff, and the shortage of credentialed and experienced applicants due to the
19 increasingly competitive job market. The delivery of government services occurs at the front
20 lines and recruitment and retention of such employees is paramount to the delivery of services,
21 particularly in light of the fact that the government of Guam has *not* changed its Unified Pay
22 Structure in over eighteen (18) years.

23 The first phase adjustment of the Unified Pay Structure as proposed by the Department of
24 Administration will affect approximately five thousand nine hundred twenty-nine (5,929)
25 employees within the government of Guam. The estimated fiscal impact can be categorized as
26 (1) the cost to bring employees who are below the minimum of the recommended salary ranges
27 to the minimum of those ranges; (2) placing employees who are in the recommended salary
28 range at the appropriate position salary range; and (3) for employees whose current salary is
29 between the range minimum and midpoint; this is the cost of placing employees at the next
30 highest step in the new salary range.

1 (b) Implementation of the Government-wide Position Classification, Compensation &
2 Benefits Study. The sum of Thirteen Million One Hundred Fourteen Thousand Five Hundred
3 Ninety-six Dollars (**\$13,114,596**) is appropriated from the General Fund to the Department of
4 Administration for the purpose of implementing the salary adjustments in Fiscal Year 2011, as
5 recommended by the comprehensive Government-wide Position, Classification, Compensation
6 and Benefits Study Plan, conducted by the Hay Group, Inc. pursuant to Section 13 of Public Law
7 No. 29-52, and the Governor’s Executive Order No. 2006-21. This appropriation precedes
8 transmittal by *I Maga’lahi* to *I Liheslatura* of a final, implementable Plan to adjust
9 compensation, classification and benefits; and notwithstanding any other provision of law or this
10 Act, this Subsection (b) *shall* be effective *only* upon formal adoption by *I Maga’lahi* of a Plan
11 consistent with the Hay Group, Inc. recommendations and consistent with this Act.

12 (c) Funds appropriated in this Section *shall* be used *only* for the salary adjustments of
13 permanent classified personnel filling authorized full-time equivalent (FTE) positions, as
14 approved in the department or agency’s Fiscal Year 2010 budget, or under this Act, and as
15 recommended in the Comprehensive Government-wide Positions, Classifications, and Benefits
16 Study Plan pursuant to Section 13 of Public Law 29-52, and Executive Order 2006-21. It is the
17 intent of *I Liheslaturan Guåhan* to *not* include position(s) such as unclassified personnel, limited
18 term appointees or any personnel under non-permanent status, as part of the Government-wide
19 pay adjustment authorized herein, and to disallow the use of the funds appropriated in Subsection
20 (b) of this Section for such use.

21 **Section 8. Appropriation to Department of Mental Health & Substance Abuse.**

22 The sum of Fifty Thousand Dollars (**\$50,000.00**) is appropriated from the General Fund to the
23 Department of Mental Health and Substance Abuse for the OASIS Empowerment Center for
24 Women Alcohol Substance and Homeless Program. This appropriation is *not* subject to any
25 transfer authority.

26 **Section 9. Public Law 30-55, Section 8 of Chapter X is amended to read**

27 **“Section 8. Appropriations to Traditions About Seafaring Islands (TASI).**

28 The sum of One Hundred Thousand Dollars (**\$100,000**) is appropriated from the General
29 Fund to the Guam Visitors Bureau for the operations of the Traditions About Seafaring
30 Islands (TASI).”

1 **CHAPTER XII**

2 **MISCELLANEOUS PROVISIONS**

3 **Section 1. §§221503 and 221504, Article 15, Chapter 22 of Title 5, Guam Code**
4 **Annotated, are hereby amended to read as follows:**

5 **“§221503. Purpose.**

6 The Indirect Cost Account *shall* be expended by appropriation by law for the
7 following purposes:

8 (a) Training such as Continuing Professional Education Credits, CPE.

9 (b) Negotiating and Administering the government of Guam’s indirect
10 cost rate.

11 (c) Purchasing of Supplies and Equipment associated with Negotiating
12 and Administering the government of Guam’s indirect cost rate.

13 (d) Automated budget development and maintenance.

14 (e) General Operations for the agencies stipulated in §221504, Article
15 15, Chapter 22 of Title 5.

16 **§221504. Deposits and Expenditures.**

17 Deposits *shall* be made into the Indirect Cost Account from Federal
18 Reimbursement, for Executive Line Agency Claims or Claims on Indirect Cost not to
19 exceed five percent (5%) of the total program monies based on a negotiated and approved
20 Indirect Cost Rate from U.S. Department of Interior to be applied in administering
21 Federal Programs. Monies deposited in the Indirect Cost Account *shall* be expended for
22 the following agencies:

23 (a) Department of Administration;

24 (b) Bureau of Budget & Management Research;

25 (c) Office of Public Accountability;

26 (d) Guam State Clearinghouse.

27 (e) Guam Department of Education”

28 **Section 2. Utility Cost Account.** There is hereby created a Utility Cost Account.
29 All appropriations to the Utility Cost Account in this Act and subsequent Acts for power,
30 water/sewer of departments or agencies *shall* be released from the Utility Cost Account monthly

1 at the rate of one-twelfth (1/12) of the total appropriation and used exclusively by the
2 Department of Administration for payments of utility charges for the specified departments or
3 agencies. This Cost Account *shall not* be subject to *I Maga'lahaen Guåhan's* transfer authority.

4 **Section 3. Health Benefit Cost Account.** There is hereby created a Health Benefit
5 Cost Account. All appropriations to the Health Benefit Cost Account in this Act and subsequent
6 Acts for the health, life and dental premiums of departments or agencies *shall only* be used by
7 the Department of Administration to pay for health, life and dental insurance premiums for the
8 specified department or agency. This Cost Account *shall not* be subject to *I Maga'lahaen*
9 *Guåhan's* transfer authority. Any provider to the government of health, dental or life insurance
10 *shall* submit a report to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan Guåhan*
11 detailing the number of employees enrolled in each plan and the premium cost of the employee
12 share and the government share of each enrollee, within thirty (30) days of the close of the
13 annual open enrollment of such plan. Thereafter, a monthly report detailing the number of new
14 enrollees and the number of enrollees dropping the plans *shall* be filed with *I Maga'lahaen*
15 *Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

16 **Section 4. Vacancy Pool Cost Account.** There is hereby created a Vacancy Pool
17 Cost Account. All appropriations to the Vacancy Pool Cost Account in this Act and subsequent
18 Acts for vacant positions of Executive Branch departments, unless otherwise stated, *shall* be
19 deposited into the Vacancy Pool Cost Account and *shall only* be used to pay salaries of new hires
20 after October 1, 2010 for positions unfilled at the beginning of FY 2011 for the specified agency.
21 This Cost Account *shall not* be subject to *I Maga'lahaen Guåhan's* transfer authority, but
22 corresponding amounts *shall* be transferred by the Bureau of Budget and Management Research
23 (BBMR) to an agency or department to be used for payroll upon the filling of an authorized
24 position. The Cost Account *shall* be available to pay the salaries of employees returning to their
25 government position who were *not* in the previous fiscal year staffing pattern drawing a salary.
26 Certification of the availability of funds for the recruitment GG1s for all vacancies to be filled
27 using the Vacancy Pool Cost Account *shall* be by BBMR.

28 **Section 5. Deficit Reduction.** All unpaid prior year obligations, including
29 obligations for tax refunds; vendor payables; back pay for employees or other obligations
30 resulting from judgments or awards approved prior to FY 2011 by any regulatory body, court or

1 administrative authority, which remain unpaid at the beginning of FY 2011, *unless* otherwise
2 authorized, *shall* be paid from the un-appropriated General Fund revenues collected in excess of
3 appropriations and reserved for deficit reduction pursuant to §22436 of Article 4, Chapter 22 of
4 Title 5, Guam Code Annotated. The obligations *shall* be paid in the order of when they were
5 incurred, with the longest outstanding obligation being paid first and so forth. The Department
6 of Administration *shall* transmit a copy of the cumulative prior year obligations on a quarterly
7 basis to *I Maga'lahaen Guåhan*, the Speaker of *I Liheslaturan Guåhan*, and the Office of Finance
8 and Budget.

9 **Section 6. Section 1 of Public Law 28-38 is hereby amended to read as follows:**

10 “**Section 1.** Special Retirement Provisions for the Guam Department of
11 Education (GDOE) and Guam Memorial Hospital Authority (GMHA). On the first day
12 of the first month following the enactment hereof and on every first day of every month
13 thereafter, the Department of Administration (DOA) *shall* compute and recognize interest
14 owed for both the GDOE and GMHA retirement liabilities to the Government of Guam
15 Retirement Fund (GGRF) equal to outstanding liability multiplied by the one twelfth
16 (1/12) of the most recent historical five (5) year average annual rate of return of the
17 defined benefit investment portfolio, inclusive of performance which yielded negative
18 returns. Liability payments made by the GDOE or GMHA *shall* be credited to the
19 respective liability balance prior to the next month’s interest calculations. The GGRF
20 *shall not* be entitled to any additional interest for liabilities identified in this Section
21 beyond what the DOA calculates on the first day of each month. The GGRF *shall* accept
22 and approve for retirement any eligible employee of the DOE or the GMHA upon the
23 condition that the respective agency's employer and employee contributions to the Fund
24 for the applicable fiscal year are current and paid in full as provided in P.L. 27-106,
25 Chapter VI, Section 13. If the GDOE or GMHA fails to make current payments for the
26 applicable fiscal year, the Fund *shall* cease processing applications from employees of
27 that agency until payment is made in full.

28 The GGRF and the DOA *shall* reconcile the annualized interest paid during the
29 current fiscal year upon release of the GGRF rate of return performance report for
30 Quarter ending September 30 for the same twelve (12) month period. The GGRF *shall*

1 invoice the DOA for any underpayment of interest computed by subtracting actual
2 interest payments from interest calculated using the current fiscal year monthly principal
3 balances outlined in Section 1 and the twelve (12) month average rate of return for the
4 same period. Any overpayments to the GGRF *shall* remain with the GGRF.

5 On the first day of the first month following the enactment hereof and on every first day
6 of every month thereafter, with a grace period of *no more than* ten (10) days, the Treasurer of
7 Guam *shall* pay “interest only” payments for the Guam Department of Education (GDOE)
8 deficiency to the Government of Guam Retirement Fund (GGRF) and the Treasurer of Guam
9 *shall* pay “interest only” payments for the Guam Memorial Hospital Authority (GMHA)
10 deficiency to the GGRF on the first day of the first month following the enactment hereof and on
11 every first day of every month thereafter. The Government of Guam Retirement Fund *shall*
12 accept and approve for retirement any eligible employee of the Guam Department of Education
13 or the Guam Memorial Hospital Authority upon the condition that the respective agency's
14 employer and employee contributions to the Fund for the applicable fiscal year are current and
15 paid in full as provided in P.L. 27- 106, Chapter VI, Section 13, including interest and penalties
16 pursuant to Title 4 GCA §8137(c) and interest at the actuarial rate determined in the latest
17 completed actuarial valuation prepared for the Board of Trustees by the actuary appointed by the
18 Board, which is seven and one-half percent (7.5%). If the Treasurer of Guam fails to make
19 current payments as required by this Section or if GDOE or GMH fails to make current payments
20 for the applicable fiscal year, the Fund *shall* cease processing applications from employees of
21 that agency until payment is made in full.”

22 **Section 7. Retirement Option for Government of Guam Employees.** A member
23 of the Government of Guam Retirement Fund (GGRF) who is eligible for retirement may retire
24 upon the complete remittance of his outstanding individual contributions to the GGRF, including
25 the employee and employer retirement contributions. Any and all fees, interest at actuarial set
26 assumed rate of return for fund investments rates, and penalties required by the GGRF *shall* be
27 paid by the government. This Section *shall not* restrict the continuing remittance of existing
28 GGRF contributions as required by law or by the GGRF. By the fifteenth (15th) day of each
29 month, the Director of the GGRF *shall* provide a detailed report to the Speaker of *I Liheslaturan*
30 *Guåhan* regarding said remittances and the number of retirements pursuant to this Section during

1 the previous month. Nothing herein *shall* be construed to abrogate any provision of Public Law
2 28-38.

3 **Section 8. Volunteers and Donations for Skinner Plaza, Plaza De España and**
4 **Guam Congress Building.** The Executive Director of *I Liheslaturan Guåhan* may receive
5 donations, including, but *not* restricted to, donations of goods, materials and services, for the
6 purpose of maintaining and renovating Skinner Plaza, the *Plaza De España*, and the Guam
7 Congress Building (also known as the Old Legislative Building).

8 **Section 9. Temporary Employment of Retired Corrections Officers.** The
9 Department of Corrections (DOC) may hire retired Guam Corrections Officers if a critical need
10 arises. Retired corrections officers hired under this Section may receive their retirement annuity
11 while employed on this temporary basis. Officers may *only* be hired under this Section to fill
12 positions left vacant because of military activation of corrections officers or absence due to a
13 long term disability status which has been certified by a medical doctor. The DOC may exercise
14 this hiring authority provided its authorized budget for personnel is *not* exceeded in filling those
15 positions and *shall* be terminated when the incumbent returns from military service. Retired
16 officers may be hired *only* in the ranks of Corrections Officers Supervisor I and below, *only* at
17 Step I, and *shall not* receive sick and annual leave. Officers hired under this Section *shall* meet
18 requirements for the position in question, except for written examinations, and the Director of
19 DOC *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Chapter 8 of
20 Title 4, Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue
21 to receive retirement benefits.

22 **Section 10. Temporary Employment of Retired Guam Police Officers.** The Guam
23 Police Department (GPD) may hire retired Guam Police Officers if a critical need arises because
24 of military activation of police officers or absence due to a long term disability status which has
25 been certified by a medical doctor. The GPD may exercise this hiring authority provided its
26 authorized budget for personnel is *not* exceeded. The retiree hired *shall* fill such a vacant
27 position and *shall* be terminated when the incumbent returns from military service. Retired
28 officers may be hired *only* at the ranks of Sergeant I and below, *only* at Step I, and *shall not*
29 receive sick and annual leave. Officers hired under this Section *shall* first meet the requirements
30 for the position in question, except for written examinations, and the Chief of Police of GPD

1 *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4, Guam
2 Code Annotated, retirees hired temporarily pursuant to this Section may continue to receive
3 retirement benefits. The GPD may pay for Civilian Volunteer Police Reserve stipends to the
4 Police Reserve Officer to provide temporary services because of military activation of the
5 regular police officer.

6 **Section 11. Temporary Employment of Retired Guam Firefighters.** The Guam
7 Fire Department (GFD) may hire retired GFD firefighters if a critical need arises because of
8 military activation of GFD firefighters or absence due to a long term disability status which has
9 been certified by a medical doctor. The GFD may exercise this hiring authority provided its
10 authorized budget for personnel is *not* exceeded. The retirees hired *shall* fill such a vacant
11 position and *shall* be terminated when the incumbent returns from military service. Retired fire
12 personnel may be hired *only* at the ranks of Fire Specialist and below, *only* at Step I, and *shall*
13 *not* receive sick and annual leave. Retired firefighters hired under this Section *shall* first meet
14 the requirements for the position in question, except for written examinations, and the Fire Chief
15 of GFD *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4,
16 Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue to
17 receive retirement benefits.

18 **Section 12. Temporary Employment of Retired Customs and Quarantine**
19 **Officers.** The Customs and Quarantine Agency (CQA) may hire retired Customs and
20 Quarantine Officers if a critical need arises as a result of military activation of Customs officers
21 or absence due to a long term disability status which has been certified by a medical doctor or
22 when vacancies cannot be filled within six (6) months because of the lack of qualified applicants.
23 The CQA may exercise this hiring authority provided its authorized budget for personnel is *not*
24 exceeded. The retired officer *shall* fill such a vacant position and *shall* be terminated when the
25 incumbent returns from military service or when a fully-qualified applicant is available. Retired
26 officers may be hired *only* in the ranks of Customs Officer III and below, *only* at Step I, and *shall*
27 *not* receive sick and annual leave. Retirees hired pursuant to this Section *shall* meet
28 requirements for the position in question, except for written examinations, and the Director of
29 CQA *shall* certify that every retiree hired is fit for duty. The requirements of Title 17, Article 3,
30 Chapter 32 are waived for employment pursuant hereto except for §32304(b)(4).

1 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to
2 this Section may continue to receive retirement benefits.

3 **Section 13. Temporary Employment of Retired Department of Revenue and**
4 **Taxation Employees.** The Department of Revenue & Taxation (DRT) may hire retired
5 employees of the DRT when a critical need arises or absence due to a long term disability status
6 which has been certified by a medical doctor. The DRT may exercise this hiring authority
7 provided its authorized budget for personnel is *not* exceeded in the areas of Tax Collection,
8 Taxpayer Assistance, Tax Investigation, Auditing, and Tax Processing. Said retirees *shall* be
9 hired at Step I for the position in question and *shall not* receive sick and annual leave.
10 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to
11 this Section may continue to receive retirement benefits.

12 **Section 14. Locum Tenens Exemption during the Absence of the Chief Medical**
13 **Examiner.** The Office of the Chief Medical Examiner is exempt from the government of Guam
14 Procurement Law in contracting for the professional services of a qualified medical examiner to
15 be provided when the Chief Medical Examiner is absent from work.

16 **Section 15. Advance Payments for Medical Services.** In order to expedite
17 acceptance of Medically Indigent Program (MIP) clients at the Joint Commission accredited
18 facilities for medical treatment approved by the MIP, the Director of Public Health and Social
19 Services (DPHSS) may advance payments for said medical treatment or air ambulance program
20 established by Section 33, Chapter V of Public Law 28-150, and may establish escrow accounts
21 for immediate and advance payment of medical treatment at hospitals and other medical facilities
22 accredited by the Joint Commission determined by the Director of DPHSS to be best able to
23 serve Medically Indigent Program clients.

24 **Section 16. Transfer of Employees.** (a) Notwithstanding any other provision of law,
25 and in recognition of personnel shortages in certain areas, *I Maga'lahaen Guåhan* is authorized to
26 transfer employees within or between any line department or agency of the government of
27 Guam, *except* that:

- 28 (1) This Section *shall not* apply to any employee of the Legislative or Judicial
29 Branches of government;
- 30 (2) The transfer of an employee *shall not* result in a loss of pay or salary;

1 (3) No employee *shall* be transferred if the employee has filed a viable
2 grievance with the Civil Service Commission for discrimination based on political
3 affiliation, gender, or sexual harassment, unless the employee consents to said transfer;

4 (4) Notwithstanding any other provision of law or regulation, no employee of
5 an autonomous agency may be transferred to a line department or agency;

6 (5) *I Maga'lahaen Guåhan shall* transfer the funding authorized for that
7 employee's position from the transferor agency to the transferee agency, including
8 GMHA, DPHSS, DMHSA, *unless* the transfer is from a line agency to an autonomous
9 agency;

10 (6) This Section *shall not* be used to transfer employees acting in good faith
11 who report or expose bad business practices, illegal activities, or inappropriate conduct
12 by public officials; and

13 (7) *No* employee occupying a classified position created by statute within an
14 agency *shall* be transferred out of an agency nor *shall* such employee and position be
15 transferred out of such agency. Any employee whose classified position is created by
16 statute within a specific department or agency, and has been transferred out of such
17 agency or whose classified position has been transferred out of such agency *shall* be
18 immediately transferred back to such agency.

19 (b) *I Maga'lahaen Guåhan shall* submit a report to the Speaker of *I Liheslatura* of the
20 transfer of each employee pursuant to this authorization, with the name and position of the
21 employee being transferred, the line department or agency the employee is being transferred
22 from, the line department or agency the employee is being transferred to, the time duration of the
23 transfer, and whether the transfer is permanent.

24 **Section 17. Contracts Exceeding Funds Restriction.** No agency *shall* contract or
25 agree to spend any money in excess of the amount allotted to that agency for that agreement by
26 the Bureau of Budget and Management Research. Any contract or agreement made in violation
27 hereof *shall* be void. Any agency head or certifying officer who knowingly contracts or agrees
28 to spend any money in excess of said allotments *shall* be guilty of a misdemeanor.

29 **Section 18. Restrictions on Executive Branch Hiring of Unclassified Employees.**
30 *No* government funds of any kind or description may be expended for the employment or hiring

1 of unclassified employees in the Executive Branch of the government of Guam, *except* for the
2 following:

3 (a) Certified persons in the Guam Department of Education, as identified in
4 Subsection (12) of §715 of Chapter 7 of Title 1 of the Guam Code Annotated;

5 (b) Any academic teaching positions at the University of Guam and the Guam
6 Community College;

7 (c) Nurses, doctors, licensed health professionals and ancillary health
8 employees necessary for clinical purposes at the Department of Public Health and Social
9 Services, the Department of Mental Health and Substance Abuse, the Office of the Chief
10 Medical Examiner, the Guam Memorial Hospital Authority, the Guam Police
11 Department, and the Department of Integrated Services for Individuals with Disabilities;

12 (d) Department of Labor Survey Workers;

13 (e) Systems and Programming Administrator, Junior Systems Programmer,
14 Senior Programmer Analyst, Junior Application Analyst, Junior Programmer Analyst and
15 Junior Application Programmer and positions dealing with tax audits, tax investigations,
16 tax collections and processing of taxes at the Department of Revenue and Taxation;

17 (f) Federally-funded positions (matching and up to 100%);

18 (g) Persons filling temporary vacancies created by the call to active military
19 duty of employees who are members of the reserve components of the Department of
20 Defense and the Department of Transportation, including, but *not* limited to, the United
21 States Army, United States Navy, United States Marine Corps, United States Air Force,
22 the Army National Guard, the Air National Guard, and the United States Coast Guard, *or*
23 created by absence due to a long term disability status which has been certified by a
24 medical doctor. Departments may exercise this hiring authority provided its authorized
25 budget for personnel is *not* exceeded;

26 (h) Positions within the Office of *I Maga'lahaen Guåhan*, the Office of *I*
27 *Segundo Na Maga'lahaen Guåhan* and the Guam State Clearinghouse, and department or
28 agency heads, deputies and private secretaries;

29 (i) Positions within the Mayors Council of Guam;

30 (j) Positions within the Guam Election Commission;

1 (k) Limited-term, part time substitute teachers of the Guam Department of
2 Education;

3 (l) All persons employed pursuant to this Section, effective October 1, 2010,
4 *shall* meet the minimum Knowledge, Abilities and Skills (KAS) associated with such
5 position; and

6 (m) professional engineers required to fill Chief Engineer positions.

7 **Section 19. Board and Commission Meeting Stipends.** Any compensation or
8 stipend owed to a Board or Commission member for attending a regular or special meeting in FY
9 2011 *shall* be paid from the budget of the department or agency responsible for the
10 administrative support and operations of such Boards or Commissions. Any Board member who
11 has served on a Board continuously—for ten (10) years or more—may receive a stipend totaling
12 *no more than* Two Hundred Fifty Dollars (\$250) per month for meetings attended; however,
13 Board and Commission members may elect to not receive said compensation.

14 **Section 20. Contracts.** Positions in the classified and unclassified service *shall not* be
15 filled pursuant to a contractual arrangement, *except* as provided in this Section for FY 2011.

16 (a) Subject to Chapter 5, Title 5, Guam Code Annotated, government of
17 Guam departments and agencies may contract with independent contractors, provided
18 that no agency may contract for services customarily provided by employees in the
19 classified service, except as provided by law.

20 (b) Government of Guam departments and agencies that do not customarily
21 obtain professional services, such as licensed health professionals, licensed architects,
22 licensed engineers, legal services, actuarial services and auditing services through an
23 employee in the classified service in that department or agency may contract to obtain
24 such services.

25 (c) The Office of the Attorney General and the Public Defender Service
26 Corporation are authorized to contract with attorneys as independent contractors to
27 provide services in areas in which it is impracticable or impossible for the office to
28 proceed. Such contracts *shall* be let in accordance with the procurement laws of Guam.
29 No such independent contractor hired pursuant to this Section may receive from the
30 government of Guam any remuneration in any form other than in payment for the

1 position into which such person is hired. The Office of the Attorney General and the
2 Executive Director of the Public Defender Service Corporation *shall* file a copy of every
3 such contract with the Chief Procurement Officer and the Director of Administration
4 together with a written certification stating why it is impracticable to handle the matter
5 within the office as otherwise constituted.

6 (d) This Section *shall not* apply to the Guam Department of Education; the
7 University of Guam; the Guam Community College; the Unified Judiciary when filling
8 positions of justices and judges pro tem, law clerks, and legal interns; the Department of
9 Revenue and Taxation when filling the position of legal counsel; *I Liheslaturan Guåhan*;
10 the Guam Memorial Hospital; and the Department of Public Health and Social Services
11 and the Department of Mental Health and Substance Abuse when filling positions of
12 licensed health professionals.

13 (e) Any instrumentality of the government of Guam that fills any classified or
14 unclassified positions by contractual arrangement in accordance with this Section *shall*
15 file a copy of every such contract with the Chief Procurement Officer together with a
16 written certification stating why it is impracticable to handle the matter within the
17 instrumentality as otherwise constituted.

18 **Section 21. Wireless Communications Restrictions.** *No* government of Guam funds,
19 regardless of source and including funds expended by autonomous agencies, *shall* be expended
20 for the use of cellular telephones, cellular telephone services and other wireless telephone
21 services, *unless* the government of Guam will be reimbursed from Federal funds or other grants.
22 This Section *shall not* apply to *I Maga'lahren Guåhan*; *I Segundo Na Maga'lahren Guåhan* ; the
23 Speaker of *I Liheslaturan Guåhan*; the Chief Justice of the Supreme Court of Guam; the
24 Presiding Judge of the Superior Court of Guam; official use of the Crisis Hotline Program of the
25 Department of Mental Health and Substance Abuse; law enforcement officials; on-call health
26 professionals at the Guam Memorial Hospital Authority, the Department of Mental Health and
27 Substance Abuse, and the Department of Public Health and Social Services; Village Mayors and
28 Vice Mayors; GFD and EMS officials; on-call emergency management personnel; and the Chief
29 Medical Examiner.

1 **Section 22. Exception for Internet and Data Network and Wireless Non-Mobile**
2 **Telephone Services.** The restrictions on the funds for wireless telephone service contained in
3 Section 21 of this Chapter *shall not* apply to the wireless internet and data networking services,
4 Voice Over Protocol (VOIP) and wireless local loop (stationary [non-mobile] wireless phone
5 systems) telephone services.

6 **Section 23. Deposit for Drug Testing.** The sum of Two Thousand Dollars (**\$2,000**) is
7 appropriated from the General Fund; the sum of Three Hundred Eighty Five Dollars (**\$385**) is
8 appropriated from the Guam Contractors License Board Fund; the sum of Seven Hundred Fifty
9 Dollars (**\$750**) is appropriated from the Indirect Cost Fund; the sum of One Hundred Thirteen
10 Dollars (**\$113**) is appropriated from the Land Survey Revolving Fund; the sum of Four Hundred
11 Eighteen Dollars (**\$418**) is appropriated from the Manpower Development Fund; the sum of
12 Thirty Eight Dollars (**\$38**) is appropriated from the PEALS Fund; the sum of Two Thousand
13 Dollars (**\$2,000**) is appropriated from the Solid Waste Operations Fund; and the sum of Two
14 Thousand Dollars (**\$2,000**) is appropriated from the Territorial Highway Fund to individual
15 agencies for drug testing, and *shall* be deposited into an account with the Department of
16 Administration, which is tasked with the implementation and payment of all testing by
17 government employees as set out in Executive Orders 95-29 and 2005-18. This Fund *shall not* be
18 subject to *I Maga'lahaen Guåhan's* transfer authority.

19 **Section 24. Deposit for Random Drug Testing for Testing Designated Positions.**
20 The sum of Thirteen Thousand Nine Hundred Thirty Dollars (**\$13,930**) is appropriated from the
21 General Fund, representing the total of all appropriations in this Act to individual agencies for
22 random drug testing of employees in Testing Designated Positions (TDP) delineated in the
23 Department of Administration Drug Free Workplace Program (DFWP Operating Procedures),
24 and *shall* be deposited into an account with the Department of Administration. This Fund *shall*
25 *not* be subject to *I Maga'lahaen Guåhan's* transfer authority.

26 **Section 25. Program Reporting Requirements for Employment, Employment**
27 **Placement, and Job Training Programs at the Guam Community College, the University of**
28 **Guam, and the Guam Department of Labor.**

29 (a) The President of the University of Guam, the President of the Guam
30 Community College, and the Director of the Guam Department of Labor *shall* transmit a

1 report to *I Maga'lahaen Guåhan* and to the Speaker of *I Liheslaturan Guåhan*, no later
2 than June 30 of each year, the actual number of program completers and/or certificates
3 issued for each program, and employment data for said program completer for the two (2)
4 years following completion of their respective programs, to include salary levels, job
5 location, or whether the job is in the same field as the program.

6 (b) The report mandated in Subsection (a) shall also be posted on each
7 agency's respective website.

8 **Section 26.** If any Cost Accounts created by this Act require existing automated
9 postings within the Government of Guam Financial Management System to be manually
10 duplicated to conform to the requirements in this Act the Department of Administration may
11 instead report the details of the Cost Account outside the Financial Management System.

12 **Section 27. Office of the Adequate Education *Suruhanu*.** §111000 of Title 17, Guam
13 Code Annotated, is hereby *amended* to read:

14 “§11100. **Creation of Office.** The Office of the Adequate Education
15 *Suruhanu* (hereinafter referred to as the ‘Education *Suruhanu*’) is hereby established as
16 an entity of the Office of the Attorney General of Guam. It is operationally independent
17 from *I Maga'lahaen Guåhan*, *I Liheslaturan Guåhan*, the Department of Education (DOE)
18 and the Guam Education Policy Board (Board). *I Maga'lahaen Guåhan*, *I Liheslaturan*
19 *Guåhan*, DOE or the Board shall not prevent, impair, or prohibit the Education *Suruhanu*
20 from initiating, carrying out, or completing his duties. The Education *Suruhanu* shall be
21 the head of the office.”

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CHAPTER XIII

ADMINISTRATIVE PROVISIONS

Section 1. Authorization for Matching Requirements for Federal Grants-In-Aid.

All departments are authorized to expend funds appropriated in this Act for matching requirements of Federal grants.

Section 2. Carryover of Local and Federal Matching Program Funds for Grants.

The Local and Federal Matching Funds for programs whose expiration dates extend beyond September 30, 2011 *shall not* lapse and may be expended throughout the period of the grant award.

Section 3. Government of Guam Retirement Fund Rate of Contribution.

In accordance with §8137(e) of Article 1, Chapter 8 of Title 4 of the Guam Code Annotated, the government rate of contribution to the Government of Guam Retirement Fund throughout Fiscal Year 2011 *shall* be twenty seven and forty six hundredths percent (27.46%).

Section 4. Autonomous Agency Revenues and Expenditures Reported to *I*

Maga’lahen Guåhan and I Liheslaturan Guåhan. Notwithstanding any other provision of law, every autonomous and semi-autonomous agency or public corporation in the government of Guam *shall* report all revenues and expenditures for all funds under its purview and administration to *I Maga’lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* on a monthly basis and post the same on its website. Each monthly report *shall* be due *no later than* thirty (30) days after the end of each month.

Section 5. Revenue Tracking Report.

The Director of the Bureau of Budget and Management Research, in collaboration with the Director of Revenue and Taxation and the Director of the Department of Administration, *shall* determine, after the end of each month of the fiscal year, the revenue tracking for the balance of the fiscal year, based upon the actual collections of the preceding month, and prepare a statement comparing “actual” and “projected” revenues. Said statement *shall* be certified as to its accuracy by each of the aforementioned Directors, and submitted to the Speaker of *I Liheslaturan Guåhan* *no later than* thirty (30) days after the end of each month of the fiscal year. Said statements *shall* be posted quarterly on the Bureau of Budget and Management Research’s website. The Director of the Bureau of Budget and Management Research and the Director of *I Liheslaturan Guåhan* and the Office of Finance

1 and Budget *shall* from time to time meet to revise, approve and implement changes to the format
2 of the report.

3 **Section 6. Prior Year Appropriations Report.** *I Liheslaturan Guåhan* finds that in
4 order to work effectively to reduce and manage the deficit of the government of Guam, it will
5 need to repeal or de-appropriate past appropriations, which remain outstanding but *not* expended.
6 To assist in this effort, the Department of Administration, in collaboration with the Office of
7 Finance and Budget, *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* on January 1,
8 2011 delineating any appropriation from fiscal years prior to 2011, which has *not* been
9 encumbered or fully expended as of the date of the report. The report *shall* also delineate those
10 appropriations from fiscal years prior to 2011 which have been carried forward to Fiscal Year
11 2011 pursuant to law or this Act and the expenditures thereon. Thereafter, monthly updates to
12 the report *shall* be submitted until unexpended appropriations from prior fiscal years are
13 eliminated by repeal or other operation of law.

14 **Section 7. Exemption from BBMR Allotment Release Control.** §1303, Title 5,
15 Guam Code Annotated, *shall not* apply to the Mayors Council of Guam, the Office of Public
16 Accountability, the Office of Finance and Budget, the Office of the Attorney General, the
17 Department of Revenue and Taxation, *I Liheslaturan Guåhan*, and the Unified Judiciary. Said
18 entities may draw against their respective appropriations as needed to meet their obligations in
19 accordance with a drawdown schedule that said entities *shall* submit to the Director of the
20 Department of Administration, *no later than* October 31, 2010. Failure to submit such
21 drawdown schedule *shall* subject such entity to the allotment release control by the Bureau of
22 Budget and Management Research.

23 **Section 8. Special Fund Transfer.** Unless specified in this Act, *I Maga'låhen*
24 *Guåhan* is authorized to transfer to the General Fund any cash available from any appropriated
25 Special Fund or Revolving Fund to fund the appropriations authorized by this Act. All cash
26 from Special Funds or Revolving Funds transferred to cover the appropriations authorized by
27 this Act *shall* be promptly reimbursed to the Special or Revolving Fund from which it was
28 withdrawn as cash becomes available. *I Maga'låhen Guåhan shall* submit a report to the
29 Speaker of *I Liheslaturan Guåhan* on the fifth (5th) day of every month on all transfers made
30 pursuant to this Section. Said report *shall* enumerate the amount of each transfer, identify the

1 funds to and from which the transfer was made and state the purpose of each transfer. Unless
2 otherwise restricted or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is
3 authorized to transfer *up to* fifteen percent (15%) between object categories within an agency
4 Fiscal Year 2011 Special Fund base operational (*except* the utility funds) appropriations
5 contained in Chapter V and in Parts II, III and IV of Chapter III of this Act; provided that notice
6 of each transfer and justification therefore are delivered within fifteen (15) working days after
7 the transfer is made to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and
8 Budget.

9 **Section 9. Secondary and Tertiary Road Projects.** *I Maga'låhen Guåhan*, after
10 consultation with the Village Mayors, may delete and add secondary and tertiary road repair
11 projects to the list in Part IV of Chapter II of Public Law 28-68, if such amendment is
12 necessitated by changes in cost estimates, availability of funds or critical needs, provided that the
13 repair of potholes on primary and secondary roads *shall* remain a high priority and *shall*
14 commence as soon as practicable. The Directors of the Bureau of Budget and Management
15 Research and the Department of Public Works *shall* report to *I Liheslaturan Guåhan* the status
16 and balance of the appropriations made to fund the repair of such road projects pursuant to PL
17 28-68.

18 **Section 10. Facilities Insurance Requirements.** Every department and agency of the
19 government of Guam, through the Department of Administration, may expend such sums as
20 necessary from the department or agency's appropriations for operations contained in this Act,
21 for insurance of government-owned facilities, built or repaired with FEMA grant funds, where
22 such insurance is required by FEMA.

23 **Section 11. Reporting Requirements for Non-Profit Organizations.** All non-profit
24 organizations that receive funds pursuant to this Act *shall* maintain financial records that
25 accurately account for said funds and *shall* provide a budgetary breakdown by object category to
26 the department or agency that oversees the appropriation. The non-profit organization *shall* be
27 provided a copy of this Section by the department or agency overseeing such appropriation. The
28 non-profit organization *shall* also provide to said department:

- 29 (a) A quarterly report describing its activities during the reporting period and
30 the results it achieved *no later than* twenty (20) days after the end of each quarter;

1 (b) Notification of all procurement of equipment and services of Five
2 Thousand Dollars (\$5,000) or more prior to awarding the contract therefore;

3 (c) Access to the overseeing department or agency's duly authorized
4 representative, and government of Guam auditors, to appropriate records for the purpose
5 of audit and examination of books, documents, papers and records of funds expended
6 under the appropriation;

7 (d) Submission of a detailed inventory listing of each year's purchases, as
8 certified by its certifying officer; and

9 (e) A Final Report to the overseeing department or agency for submission to *I*
10 *Liheslaturan Guåhan* containing a full disclosure of all expenditures of funds
11 appropriated by this Act *no later than* November 15, 2011. The overseeing department
12 or agency *shall* post the same on its website.

13 (f) Non-compliance with these reporting requirements will subject the non-
14 profit organization to a three percent (3%) reduction of its appropriation(s) and the
15 overseeing agency's contract with the organization *shall* so provide.

16 **Section 12. Fund Reversions.** *Unless* otherwise specified in this Act:

17 (a) General Fund Reversion. All unexpended or unencumbered
18 appropriations made from the General Fund pursuant to this Act *shall* revert to the
19 General Fund on the last day of Fiscal Year 2011.

20 (b) Tourist Attraction Fund Reversion. All unexpended or unencumbered
21 appropriations made from the Tourist Attraction Fund pursuant to this Act *shall* revert to
22 the Tourist Attraction Fund on the last day of Fiscal Year 2011.

23 (c) Healthy Futures Fund Reversion. All unexpended or unencumbered
24 appropriations made from the Healthy Futures Fund pursuant to this Act *shall* revert to
25 the Healthy Futures Fund on the last day of Fiscal Year 2011.

26 **Section 13. Restriction on the Home Use of Government of Guam Vehicles.**

27 *Except* when expressly permitted by §1103(c) of Chapter 1, Title 4, Guam Code Annotated, or
28 any other law, *no* government of Guam owned, leased or rented vehicles may be driven home by
29 an employee *unless* such employee is on call as an emergency first responder.

1 **Section 14. Transfer Authority of *I Maga'låhen Guåhan*.** Unless otherwise
2 restricted or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is authorized
3 to transfer *up to* fifteen percent (15%) between Fiscal Year 2011 General Fund Executive Branch
4 base operational (*except* the utility funds) appropriations contained in Chapter V and in Parts II,
5 III and IV of Chapter III of this Act; *provided* that notice of each transfer and justification
6 therefore are delivered within fifteen (15) working days after the transfer is made to the Speaker
7 of *I Liheslaturan Guåhan* and the Office of Finance and Budget. Notwithstanding any other
8 provision of law, no funds *shall* be transferred out of the Guam Department of Education
9 Operations Fund or Fiscal Year 2011 General Fund appropriations made to the Guam
10 Department of Education, the Unified Judiciary, *I Liheslaturan Guåhan*, the Office of Finance
11 and Budget, the Mayors Council, the Office of the Attorney General, and the Office of Public
12 Accountability. No transfer *shall* be made into the Solid Waste Operations Fund from any other
13 appropriation or any other Fund during FY 2011, *except* for General Fund appropriations
14 specifically made to the Solid Waste Operations Fund by this Act or specifically authorized by
15 law. This transfer provision *shall not* be applicable to transfers made for the purpose of
16 providing local match requirements for Federal Grants-In-Aid and for funding the ten percent
17 (10%) Law Enforcement pay raise in FY 2011. No General Fund transfer *shall* be made to the
18 Customs and Quarantine Fund. *I Maga'låhen Guåhan shall* report such transfers accordingly.

19 **Section 15. Email Addresses Paid for with Government of Guam Funds.** All
20 email addresses paid for by any funds appropriated by this Act *shall* be posted on the respective
21 agency's or branch's website.

22 **Section 16. Combined Purchase of Textbooks.** The Guam Department of
23 Education, the University of Guam, and the Guam Community College *shall* together develop a
24 more cost-effective method of purchasing textbooks for the government of Guam, in which the
25 government would benefit from the economies of scale and combined purchasing power of the
26 three (3) institutions. The joint proposal *shall* target implementation for School Year 2011-2012
27 and *shall* be submitted to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no
28 *later than* January 15, 2011.

1 **Section 17. Uniform Allowances.** Uniform allowances authorized in this Act *shall*
2 *not* be less than Three Hundred Fifty Dollars (\$350.00) for the Fiscal Year, and *shall* be issued to
3 the employees *no later than* the end of the first quarter of FY 2011.

4 **Section 18. Administration of Deficit Reduction.** The Department of
5 Administration is hereby designated the authority to receive and process claims submitted
6 pursuant to Section 5 of Chapter XII of this Act.

7 **Section 19. Revenue Processing.** *I Liheslaturan Guåhan* recognizes the benefits and
8 importance of timely processing of individual income taxes. As individual income taxes
9 represent a significant source of the government of Guam's tax revenues, the timely processing
10 of these returns is imperative. Furthermore, the timely processing of individual income taxes
11 allows the government of Guam to recognize receivables owed to the government and liabilities
12 owed to individual income tax payers through refunds. *I Liheslaturan Guåhan* also recognizes
13 that timely processing benefits both the government and the individual taxpayer. Therefore, it is
14 the intent of *I Liheslaturan Guåhan* to find methods to expedite the processing of income tax
15 returns. Whereas, electronic receipt of income tax returns prevents the need to enter the data
16 manually. *I Liheslaturan Guåhan* recognizes the value of receiving income tax returns
17 electronically and espouses the removal of any barrier to achieving this. As such, the Director of
18 Revenue and Taxation *shall* submit a feasibility study, related to accepting income tax returns
19 online, to the Speaker of *I Liheslaturan Guåhan* by January 1, 2011. The feasibility study *shall*
20 include the following items:

- 21 • (a) Survey from the major tax accounting firms of the tax software used;
- 22 • (b) Compatibility of the tax software to the systems of the Department of Revenue
23 and Taxation;
- 24 • (c) Timeline whereby the major tax software in (a) is integrated into the system of the
25 Department of Revenue and Taxation; and
- 26 • (d) Approximate cost of the integration plan through solicitation of quotes,
27 specifically for the integration.

28 **Section 20. Government Staffing Pattern**

29 (a) Staffing Pattern. *No later than* thirty (30) days after the end of each quarter of
30 Fiscal Year 2011, every director, administrator or head of a government of Guam agency,

1 excluding line agencies, *shall* submit to the Speaker of *I Liheslaturan Guåhan* and post on the
2 agency website a current staffing pattern in the format of the Executive Branch FY 2011 Budget
3 Call, as of the previous quarter’s ending. The agencies required to submit are all semi-
4 autonomous agencies, public corporations, the President of the Mayors Council of Guam, and the
5 Administrator of the Courts of the Unified Judiciary. Said staffing pattern *shall* include, at a
6 minimum, the name of every current employee and his position title, salary, increment costs and
7 benefit costs, as well as the funding source for his salary and benefits.

8 (b) *No later than* thirty (30) days after the end of each quarter of Fiscal Year 2011,
9 the Director of the Department of Administration *shall* post the government wide line agency
10 staffing pattern on the bit.guam.gov portal on the budget website. The format of the report *shall*
11 be the current staffing pattern in the format of the Executive Branch FY 2011 Budget Call, as of
12 the previous quarter’s ending. Said staffing pattern *shall* include, at a minimum, the name of
13 every current employee and his position title, salary, increment costs and benefit costs, as well as
14 the funding source for his salary and benefits.

15 **Section 21. Make Work Pay Accounting Error Adjustment to FY 2010 Budget**

16 **Act.** (a) Chapter I, Section 2 (A.) of Public Law 30-55 is *amended* as follows:

17 “A.

18 PROVISION FOR TAX REFUND PAYMENTS (\$134,260,000)

19 TOTAL GENERAL FUND REVENUE AVAILABLE FOR OPERATIONS \$512,901,145

20 PROVISION FOR TAX REFUND PAYMENTS (\$134,260,000)

21 TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION \$507,818,638”

22 (b) A new Subsection (F.) is *added* to Chapter I, Section 2 of Public Law 30-55:

23 “F. The Bureau of Budget Management and Research and the
24 Department of Administration *shall* adjust all budgetary accounts, both revenue
25 projections and appropriation levels to reflect the amendment of Public Law 30-
26 55 in Chapter XIII, Section 21(a) of this Act. These adjustments *shall* be made
27 prior to the closing of all FY 2010 accounts.”

28 **Section 22.** *No more than* twenty-five percent (25%) of the appropriation to Object
29 Classes 111 and 113 in the Base Operation Appropriation to the Office of *I Maga’lahi* may be
30 expended or transferred before January 1, 2011.

1 **Section 23. Severability.** If any provision of this Act or its application to any person
2 or circumstance is held invalid, the invalidity *shall not* affect other provisions or applications of
3 this Act which can be given effect without the invalid provision or application and to this end the
4 provisions of this Act are severable.



Office of the Governor of Guahan

P.O. Box 2950 Hagåtña, GU 96932
Tel: (671) 472-8931 • Fax: (671) 477-4826 • Email: governor@guam.gov

Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

Office of the Speaker
Judith T. Won Pat, Ed. D.

Date SEPT 3, 2010
Time 4:17 PM
Received by ED POLANSUE
36-10-6769

SEP 02 2010

The Honorable Judith Won Pat
Speaker
I Mina' Trenta Na Liheslaturan Guahan
Thirtieth Guahan Legislature
155 Hessler Street
Hagåtña, GU 96910

2010 SEP - 3 PM 4:17

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 439-30 (COR), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," which I signed into law on September 1, 2010 as Public Law 30-196.

First, I want to take this opportunity to commend I Liheslaturan Guahan and the Committee on Appropriations for passing a balanced budget ahead of the statutory deadline of August 31, 2010. The product is testament of months of collaborative constructive engagement between branches.

The formulation of a revised revenue projection, largely influenced by the global recession, the continued delays in the Guahan military buildup timelines, and the impact of the American Recovery and Reinvestment Act (ARRA) "Make Work Pay Credit" (MWPC) provisions, was achieved with the full participation of the Special Economic Service (SES) and Special Accounting (SAS) groups whose members comprise of the Directors and technical staff of the Bureau of Budget Management and Research (BBMR), Department of Administration (DOA), Guahan Economic Development Authority (GEDA), Department of Revenue and Taxation (DRT), Guahan Visitors Bureau (GVB), Bureau of Statistics and Plans (BSP), Office of Public Accountability (OPA), and the government's Chief Economist

The budget bill is sound, responsible legislation in the allocation of government resources for operations in FY 2011. It provides for a conservative and realistic revenue projection, a spending plan that mirrors current levels, and it prioritizes the government's financial

and human resources towards addressing its longstanding structural imbalance and deficit situation.

The General Fund began to turn the wide corner towards fiscal recovery when it recorded two consecutive years of surplus in Fiscal Years 2007 and 2008, followed by a \$150 million reduction in its accumulated deficit in Fiscal Year 2009. Numerous provisions in this budget bill support this deliberate path to recovery and it comes at a time when the U.S. Department of Defense will soon begin the implementation of the Guahan International Agreement as entered into between the United States and Japan in 2006. This action will have a direct impact on General Fund revenues going forward and this bill ensures that fiscal discipline runs parallel with this unprecedented growth.

Public Law 30-196 mandates that the Department of Revenue and Taxation develop a strategic plan to reduce one of the largest component of the Government of Guahan's deficit (tax refund liability). Policy enacted in the budget act now provides that past tax refund liabilities be systematically addressed with a goal to reduce and/or avoid interests accruing towards this liability. The FY 2009 audit indicates \$259 million is still owed in tax refunds to the people despite the FY 2009 deficit elimination bond paying down over \$112 million of this liability. This trend needs to be reversed and I am encouraged that this budget bill is taking the steps necessary to make this happen.

The budget bill provides for the tightening and strengthening of the processes affecting the payment of tax refunds that will result in reducing accrued tax refund interest and mandates the timely compilation and reconciliation of information for advances and/or reimbursements that Guahan is entitled through various ARRA-mandated tax incentives. It ensures timely payment of tax refunds owed and a swift recognition of revenues anticipated, both of which will enhance the government's ability in addressing its long-standing structural imbalance and chronic deficit status. It mandates that 75% of all future "Make Work Pay Credit" (MWPC) advance payments be deposited directly into the Income Tax Refund Efficient Payment Trust Fund and that any interest earned be used to pay for personnel needed for the processing of these returns. It further provides deadlines for certifying total MWPC of prior periods ensuring appropriate and timely recognition of such federal advances.

The Camacho-Cruz Administration is pleased with many other provisions contained in the bill geared towards deficit reduction to include the elimination of recurring "unbudgeted" credit card charges, the dedication of excess revenue collections towards specific deficit items, the de-appropriation of inactive carry-over appropriations and the reporting of such balances periodically, the mandate for a feasibility study to enhance the recognition of tax receivables and refunds owed, the penalties for non-compliance with all deficit elimination mandates, the statutory amendments affecting "interest only" payments to the Government of Guahan Retirement Fund, and the inclusion of reporting requirements crucial to the implementation of timely measures to staunch deficit growth.

I am also very pleased to see intact funding for the long-awaited implementation of the 2009-2010 Hay Classification, Compensation and Benefit Study for our hard working

government of Guahan employees. After making the decision nearly two years ago to proceed with this government-wide study, my Administration has been diligently working with appropriate expert consultants to make this possible for our government employees. Months of research and evaluation have finally been completed and its placement as a funding priority is without a doubt long overdue. The patience of government of Guahan employees as they continued to deliver public service way below commensurate pay will finally be rewarded through the permanent adjustment of what they are truly worth.

Most, if not all, of the deficit elimination provisions in the budget bill were discussed at the SES and SAS group meetings over the past few months. They were emphasized as critical to deficit reduction and some were placed as priority agenda items on the heels of the FY 2009 audit which revealed a sizeable deficiency attributed primarily to systemic flaws which the budget bill now seeks to correct. The efficient, productive, and professional conduct of the SES and SAS group meetings are to the credit of the Office of Finance and Budget, an arm of the Committee on Appropriations, whose effective translation of those discussions are evident in the pages of this bill.

Again, I wish to commend *I Liheslaturan Guahan* for the bold, substantive, and far-reaching implications of fiscal policy contained in this measure. The Camacho-Cruz Administration looks forward to continued productive efforts towards fiscal recovery and other issues affecting the people of our great Territory.

Sins eru yan Magåhet,



FELIX P. CAMACHO

I Maga' Låhen Guahan

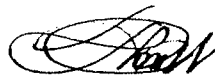
Governor of Guahan

Attachment: copy of Bill

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

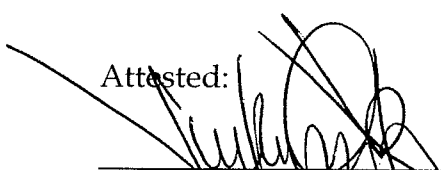
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Substitute Bill No. 439-30 (COR), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS", was on the 20th day of August, 2010, duly and regularly passed.




Judith T. Won Pat, Ed. D.
Speaker

Attasted:



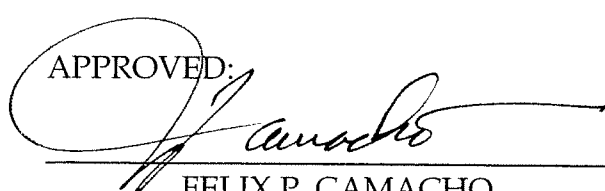
Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 21 day of Aug, 2010, at
1:20 o'clock p.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 1 SEPTEMBER 2010

Public Law No. P.L. 30-196

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

Bill No. 439-30 (COR)

As substituted by the Committee on Appropriations,
Taxation, Banking, Insurance, Retirement, and Land,
and amended in the Committee of the Whole.

Introduced by:

Committee on Appropriations, Taxation,
Banking, Insurance, Retirement, and Land
by request of *I Maga'lahaen Guåhan*,
the Governor of Guam, in accordance
with the Organic Act of Guam.

**AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS
OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL
BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL
YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER
APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS
AND ADMINISTRATIVE PROVISIONS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

CHAPTER I

GENERAL PROVISIONS

Section 1. Short Title. This Act *shall* be known as the “**General Appropriations Act of 2011.**” Except as otherwise provided by this Act, the appropriations made by this Act *shall* be available to pay for obligations incurred on or after October 1, 2010 but *no later than* September 30, 2011. *If* any appropriation in this Act is found contrary to federal law, all other portions of this Act *shall* remain valid.

Section 2. Estimated Revenues for Fiscal Year 2011. *I Liheslaturan Guåhan* adopts the following revenue estimates for Fiscal Year 2011 as the basis for the appropriations contained in this Act.

1	I. GENERAL FUND REVENUES	AMOUNT
2	TOTAL GENERAL FUND REVENUE	\$651,298,818
3	PROVISION FOR TAX REFUND PAYMENTS	(\$100,062,184)
4	TOTAL GENERAL FUND REVENUE AVAILABLE	
5	FOR OPERATIONS	\$551,236,634
6	A. TAXES	
7	Income Tax	
8	Corporate	\$95,238,868
9	Individual	\$107,455,121
10	Withholding Taxes, Interest and Penalties	\$188,714,052
11	Provision for Tax Refund Payments	(\$100,062,184)
12	TOTAL INCOME TAXES	\$291,345,857
13	Business Privilege Tax	\$202,375,945
14	Business Privilege Tax (GMHA Pharmaceuticals Fund)	(\$8,095,038)
15	Business Privilege Tax (Tax Credit: JKF Rent)	(\$3,000,000)
16	Other Taxes	\$3,362,792
17	TOTAL TAXES	\$485,989,556
18	B. FEDERAL SOURCES	
19	Federal Income Tax Collection - Section 30	\$52,139,349
20	Overpayment reconciliation of Section 30 (1 of 4)	(\$5,808,295)
21	Immigration Fees and Indirect Cost	\$1,647,349
22	TOTAL FEDERAL SOURCES	\$47,978,403
23	C. USE OF MONEY AND PROPERTY	\$3,529,513
24	D. LICENSES, FEES AND PERMITS	
25	Licenses, Fees and Permits	\$6,987,481
26	Licenses, Fees and Permits (Better Public Service Fund)	(\$590,591)
27	TOTAL LICENSES, FEES AND PERMITS	\$6,396,890
28	E. DEPARTMENT CHARGES	\$2,259,952
29	TOTAL GENERAL FUND NET REVENUE COLLECTIONS	\$546,154,314
30	2% GENERAL FUND RESERVE	(\$10,923,086)

1 (Appropriations Cap of 98% of General Fund Revenue; §22436, Chapter 22 of Title 5
2 GCA)

3 **TOTAL GENERAL FUND REVENUE**

4 **AVAILABLE FOR APPROPRIATION** **\$535,231,228**

1	II. SPECIAL FUND REVENUES	AMOUNT
2	A. Air Pollution Control Special Fund	\$280,795
3	B. Better Public Service Fund	\$1,585,109
4	C. <i>Chamorro</i> Land Trust Operations Fund	\$714,094
5	D. Corrections Revolving Fund	\$1,366,062
6	E. Customs, Agriculture and Quarantine Inspection Services Fund	\$8,770,722
7	F. DPW Building and Design Fund	\$562,012
8	G. Enhanced 911 Emergency Reporting System Fund	\$1,795,979
9	H. Environmental Health Fund	\$758,871
10	I. Fire, Life and Medical Emergency Fund	\$653,024
11	J. GMHA Pharmaceuticals Fund	\$8,095,038
12	K. Guam Board of Accountancy Fund	\$408,100
13	L. Guam Contractors License Board Fund	\$834,097
14	M. Guam Environmental Trust Fund	\$336,796
15	N. Guam Highway Fund	
16	Guam Highway Fund	\$20,966,074
17	Guam Highway Fund (Better Public Service Fund)	(\$1,012,540)
18	Guam Highway Fund (Public Transit Fund)	(\$416,427)
19	Total Guam Highway Fund	\$19,537,107
20	O. Guam Plant Inspection and Permit Fund	\$116,119
21	P. Healthy Futures Fund	\$20,297,556
22	Q. Indirect Cost Fund	\$1,556,608
23	R. Land Survey Revolving Fund	\$3,435,561

1	S. Manpower Development Fund	\$4,370,379
2	T. Police Services Fund	\$570,110
3	U. Professional Engineers, Architects and Land Surveyors Board Fund	\$244,309
4	V. Public Recreation Services Fund	\$212,694
5	W. Public School Library Resources Fund	\$805,876
6	X. Public Transit Fund	\$416,427
7	Y. Safe Streets Fund	\$241,000
8	Z. School Lunch/ Child Nutritional Meal Reimbursement Fund	
9	Federal Sources (100% Federal Grant)	\$7,300,000
10	Cash Collection (Department of Education)	\$875,000
11	Total School Lunch/ Child Nutritional Meal Reimbursement Fund	\$8,175,000
12	AA. Solid Waste Operations Fund	\$13,835,019
13	AB. Street Light Fund	\$3,563,145
14	AC. Tax Collection Enhancement Fund	\$818,249
15	AD. Territorial Education Facilities Fund	\$22,401,128
16	AE. Tourist Attraction Fund	\$22,400,181
17	AF. Water Protection Fund	\$85,851
18	AG. Water Research and Development Fund	\$91,729
19	TOTAL SPECIAL FUND REVENUE	\$149,334,747
20	III. FEDERAL MATCHING GRANTS-IN-AID	
21	Federal Grants-in-Aid Requiring Local Match:	
22	A. Agriculture	\$327,000
23	B. Guam Council on the Arts and Humanities Agency	\$288,700

1	C. Department of Integrated Services for Individuals with Disabilities	\$2,992,651
2	D. Department of Labor	\$41,400
3	E. Office of the Attorney General	\$4,645,844
4	F. Department of Military Affairs	\$1,547,700
5	G. Department of Public Health and Social Services	\$ 25,914,601
6	H. University of Guam	\$1,508,000
7	TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	\$37,265,896
8	IV. REVENUE AVAILABLE FOR OPERATIONS SUMMARY:	
9	V. TOTAL GENERAL FUND REVENUE	\$646,216,499
10	PROVISION FOR TAX REFUND PAYMENTS	(\$100,062,184)
11	VI. 2% GENERAL FUND RESERVE	(\$10,923,086)
12	VII. TOTAL GENERAL FUND REVENUE	\$535,231,229
13	TOTAL SPECIAL FUND REVENUE	\$149,334,747
14	VIII. TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	\$37,265,896
15	GRAND TOTAL	\$721,831,871

16 **Section 3. Authorization to Pay and Prioritize the Payment of Tax Refunds.**

17 (a) Prioritization of Additional Child Tax Credit (ACTC) Reimbursements.
18 The Provisional Set Aside for tax refunds includes the Additional Child Tax Credit
19 (ACTC), which is a refundable tax credit that is reimbursed to Guam by the Federal
20 Government after refund payments are made to Guam taxpayers that claim the ACTC.
21 Lack of prioritization of ACTC refund payments creates lost opportunity for Guam to
22 receive reimbursed ACTC funds that can then be used to pay more refunds or support the
23 operations of the government.

24 (b) Prioritization of Earned Income Tax Credit Data. The Earned Income Tax
25 Credit (EITC) is another Federal initiative where taxpayers can claim a credit equal to a

1 percentage of their income, depending on employment and socioeconomic status. The
2 Internal Revenue Service describes the EITC as “a refundable federal income tax credit
3 for low to moderate income working individuals and families. Congress originally
4 approved the tax credit legislation in 1975, in part to offset the burden of increase in
5 social security taxes and to provide an incentive to work. When EITC exceeds the
6 amount of taxes, owed, it results in a tax refund to those who claim and qualify for the
7 credit.” The intent of the EITC is to encourage the move of welfare recipients from
8 welfare to workfare by incentivizing them to work by supplementing their wages with a
9 year-end tax refund “bonus”.

10 According to the Director of the Department of Revenue and Taxation, the current
11 annual liability for the EITC is approximately Forty Million Dollars (\$40,000,000) a
12 year. Understanding the trend of EITC is critical to long term and annual budget
13 planning for the government of Guam that necessitates timely and accurate reports about
14 the frequency and amount of individuals that claim this credit each tax year. The EITC
15 liability for 2010 and 2011 will likely remain at *or* exceed current levels. Most recipients
16 of the EITC pay little to no income tax into the Guam Treasury, which requires Guam to
17 use taxes and revenues from other sources to pay for the EITC program. A Guam
18 Supreme Court decision ruled that Guam taxpayers must be paid the EITC as a
19 requirement of the “mirror image jurisdiction” of the IRS code. The result is an
20 inadequate collection of taxes to support the programs and services required for all the
21 residents of Guam, including timely tax refund payments.

22 The Committee on Appropriations *does not* support raising taxes and fees in order
23 to pay EITC because then it becomes a redistribution of income between classes, which is
24 contrary to the intent of the EITC, which seeks to promote individual achievement and
25 self sufficiency. Raising taxes will only bring those eligible for EITC toward the poverty
26 line and potentially hamper economic growth by taking resources away from investment
27 activity.

28 For future planning purposes, by December 31, 2010, the Director of the
29 Department of Revenue and Taxation *shall* provide a report to *I Maga’lahen Guåhan* and
30 the Speaker of *I Liheslaturan Guåhan* certifying the total amount of EITC paid for each

1 tax year and fiscal year dating back to Fiscal Year 2003. The report *shall* include the
2 total number of EITC recipients categorized within the standard income brackets used by
3 the IRS for reporting purposes.

4 (c) Prioritization of Tax Refund Payments. In previous fiscal year budget
5 acts, deficit spending has occurred by the underpayment of tax refunds. Even in Fiscal
6 Year 2008 when a small surplus was realized, total tax refund liability for the period
7 exceeded the budgeted provisional set aside for refunds which increased the deficit.
8 Thus, in order to minimize interest accrual, *I Liheslaturan Guåhan* finds it necessary to
9 authorize and prioritize the payment of Tax Years 2007, 2008, 2009 and 2010 refunds in
10 the order of the following amounts and priority:

11 (1) The tax refund disbursement amounts authorized in this Section
12 *shall* be within the following classification of return status designations and
13 amounts:

14 **Refunds with ACTC and MWPC claims for Tax Years:**

15	2007	A Status Returns	\$5,000,000
16	2008	A Status Returns	\$10,000,000
17	2009	A Status Returns	\$65,000,000
18	2010	A Status Returns	\$15,000,000

19 **Emergency Refunds:**

20	2009	Emergency A Status Returns	\$2,000,000
21	2010	Emergency A Status Returns	\$3,062,184

22 (2) The tax refund disbursement procedure authorized in this Section
23 *shall* be the filer with the lowest taxable income, followed by the next lowest and
24 repeating this disbursement methodology until all the funds authorized are
25 exhausted in each group of return status designations at the end of each
26 processing week.

27 (3) Emergency refunds may be paid at anytime during the Fiscal Year
28 2011 and are subject to the prioritization of return status designation and amounts.

29 (4) The Director of the Department of Revenue and Taxation *shall*
30 submit a status report to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*

1 *Guåhan* by the 20th of each month that contains the number of tax refunds paid
2 and amounts by each return status designation group.

3 (5) *No less than* fifty percent (50%) of all ACTC reimbursements *shall*
4 be deposited directly into the Income Tax Refund Efficient Payment Trust Fund
5 (Fund), of Chapter 51, Title 11, Guam Code Annotated, and applied to 2008 and
6 prior A Status returns. Interest earned in the Fund may be used to hire seasonal
7 employees to assist with income tax processing.

8 (6) *No less than* ten percent (10%) of all ACTC reimbursements *shall*
9 be earmarked to fund vacancies and overtime for the Department of Revenue and
10 Taxation Income Tax Processing and Income Tax Enforcement Division, as
11 outlined in Chapter V, Section 2 (i)(3).

12 **Section 4. Make Work Pay Tax Credit Reconciliation.**

13 (a) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that
14 reconciliation of individual income tax returns be performed with utmost urgency. *I*
15 *Liheslaturan Guåhan* acknowledges that accounting standards provide the framework
16 whereby government revenues are recognized. Without timely reconciliation of
17 individual income tax returns, revenues realized by the government of Guam cannot be
18 recognized.

19 *I Liheslaturan Guåhan* recognizes that the reconciliation of individual income tax
20 returns is within the purview and authority of the Department of Revenue and Taxation,
21 and that any delays in reconciling individual income tax returns, especially as they relate
22 to Treasury warrants, have an adverse impact to the financial capacity of the government
23 of Guam.

24 It is further the intent of *I Liheslaturan Guåhan* that timely reconciliation of
25 individual income tax returns be performed pursuant to the timeline specified in Chapter
26 I, Section 4(b) of this Act as it relates to Make Work Pay Tax Credit, and recognizes the
27 inability of the Department of Revenue and Taxation to process them accordingly, which
28 hinders the ability of *I Liheslaturan Guåhan* to properly forecast revenues.

1 Therefore, *I Liheslaturan Guåhan* intends to mandate the Department of Revenue
2 and Taxation to provide a reconciliation of the Make Work Pay Tax Credit based on the
3 timelines specified in Chapter I, Section 4(b) of this Act.

4 **(b) The Department of Revenue and Taxation Reconciliation Timeline.**

5 The Department of Revenue and Taxation *shall* determine the method of the
6 reconciliation. The only criterion required by *I Liheslaturan Guåhan* is that the method
7 *shall* provide reasonable assurance to external auditors and that the portions of the Make
8 Work Pay Tax Credit be recognized as revenue.

9 The timeline whereby the reconciliation *shall* occur is as follows:

10 (1) By December 31, 2010, the Director of the Department of Revenue
11 and Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I*
12 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit
13 received in Tax Year 2009, as substantiated by the documented request to and the
14 remittance from the Department of Treasury. From this total amount received, the
15 breakdown as to the portions of the Make Work Pay Tax Credit *shall* be
16 recognized as revenue from Tax Year 2009.

17 (2) By May 31, 2011, the Director of the Department of Revenue and
18 Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I*
19 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit
20 received in Tax Year 2010, as substantiated by the documented request to and
21 remittance from the Department of Treasury. From this total amount received, the
22 breakdown as to the portions of the Make Work Pay Tax Credit *shall* be
23 recognized as revenue from Tax Year 2010.

24 (3) By July 31, 2011, the Director of the Department of Revenue and
25 Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I*
26 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit
27 received in Tax Year 2010 as substantiated by the documented request to and
28 remittance from the Department of Treasury. From this total amount received, the
29 breakdown as to the portions of the Make Work Pay Tax Credit *shall* be
30 recognized as revenue from Tax Year 2010.

1 **Section 5. Make Work Pay Tax Credit Extension.** It is the intent of *I Liheslaturan*
2 *Guåhan* that the government of Guam reserve seventy-five percent (75%) of all future advance
3 payments received from the Department of Treasury for the Make Work Pay Tax Credit. Should
4 the Make Work Pay Tax Credit be extended for Tax Year 2011, the Department of
5 Administration and the Department of Revenue and Taxation *shall* deposit seventy-five percent
6 (75%) of all Make Work Pay Treasury Warrants directly into the Income Tax Refund Efficient
7 Payment Trust Fund for the purpose of paying tax refunds.

8 **Section 6. Prioritization of Revenue Collections in Excess of Monthly**
9 **Collections.**

10 (a) **Legislative Intent.** *I Liheslaturan Guåhan* recognizes the strain of the
11 unfunded Federal mandates, such as the Earned Income Tax Credit (EITC), and also
12 acknowledges that upon enactment of this Act, the United States Congress and the
13 President of the United States may enact tax legislation into law that could enhance,
14 reduce *or* have no effect on the collection of income and withholding taxes. Therefore, *I*
15 *Liheslaturan Guåhan* intends to earmark specific funding sources to organize and
16 prioritize discretionary past due obligations within the structural deficit, as well as future
17 obligation proposals necessary to maintain a stable, competitive government work force
18 that will attract and retain the best employees to deliver programs and services to Guam
19 residents and visitors to Guam.

20 *I Liheslaturan Guåhan* also recognizes the burden placed on the community of
21 Guam due to past due tax refunds and prior year obligations, and wishes to address the
22 existing structural deficit prior to spending the anticipated increase in General Fund
23 revenues that may be realized as a result of the proposed military buildup on Guam. In
24 order to achieve this objective, *I Liheslaturan Guåhan* requires a long-term strategic plan
25 to systematically bring transparency and a sharp focus to improve the financial health of
26 the government of Guam. The strategic Plan *shall* recognize the debts owed by the
27 government to its citizens and *shall* receive the highest priority in accordance with the
28 funding sources earmarked for payment of these debts.

29 *I Liheslaturan Guåhan* also acknowledges the urgency to address prior year
30 obligations. Rather than confront these challenges on a yearly basis, *I Liheslaturan*

1 *Guåhan shall* require a vehicle to minimize all debts owed, both to internal and external
2 stakeholders. *I Liheslaturan Guåhan* seeks to reaffirm its position as the government’s
3 appropriating authority and to set forth the current and future operational spending plan
4 through the passage of this Act.

5 *I Liheslaturan Guåhan* recognizes that excess resources received by the
6 government of Guam are under the vested authority and guidance of *I Liheslaturan*
7 *Guåhan*, and that the separation of powers reserves the right of the Executive Branch,
8 through the Office of *I Maga’lahen Guåhan*, to allocate and release the resources as
9 appropriated by *I Liheslaturan Guåhan*.

10 (b) **Income Tax Refunds.**

11 (1) Within thirty (30) days upon enactment of this Act, the Department
12 of Revenue and Taxation *shall* provide a full accounting of the total income tax
13 liability of the government and *shall* be submitted to *I Maga’lahen Guåhan* and
14 the Speaker of *I Liheslaturan Guåhan*.

15 (2) The Director of the Bureau of Budget and Management Research
16 *shall* create a General Fund twelve (12) month revenue budget based on the
17 revenue estimates in Chapter I, Section 2, relative to a statistical weighting of
18 historical collections by month by collection category in the General Fund
19 Combined Comparative Statement of Revenues report. The report *shall* be
20 submitted to *I Maga’lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan*
21 within thirty (30) days upon enactment of this Act.

22 (3) Notwithstanding any other provision of law, monthly revenue
23 collections in excess of the monthly revenue budget in Chapter I, Section 6(b)(2)
24 of this Act from the categories defined in Chapter I, Section 6(b)(4) of this Act as
25 Income Tax revenues are hereby appropriated for the payment of tax liabilities
26 defined as: (A) Individual Income Tax Refund and Interest payment; and (B)
27 Corporate Income Tax Refund and Interest payment, and hereby prioritized
28 according to Chapter I, Section 3(c) of this Act.

29 (4) The funding source for tax liabilities *shall* be income tax revenues
30 reported by the Department of Administration on cash basis for the individual

1 income tax, the withholding tax, and the corporate income tax. Revenues for the
2 purpose of this Act represent cash *or* cash instruments with a maturity term of *less*
3 *than* ninety (90) days that are available and earned by the government of Guam
4 within the current fiscal year.

5 (5) Available excess income tax revenues are available for expenditure
6 when *no* third party claims, pledges, encumbrances, appropriations, or liens exist
7 against such excess income tax revenues. *If* any outside party asserts claims over
8 such resources, the matter *shall* be resolved at the appropriate legal jurisdiction.

9 (6) The identification and recordation of available excess revenues
10 *shall* be performed by the Department of Administration, in coordination with the
11 Bureau of Budget and Management Research and the Department of Revenue and
12 Taxation.

13 (7) It is important to coordinate the financial resources of the
14 government of Guam to ensure synchronous deployment of resources. The
15 Department Administration *shall* submit the following reports to *I Maga'lahaen*
16 *Guåhan* and the Speaker of *I Liheslaturan Guåhan* on the 25th of each month:

17 (A) quarterly statement of revenues, expenditures and changes
18 in fund balance for the major funds;

19 (B) monthly bank statements for all major funds;

20 (C) monthly bank reconciliation for all major funds; and

21 (D) an explanation of any material variances resulting between
22 revenues reported on the quarterly statement of revenues, expenditures,
23 and fund balance and the cash reported in the bank statements. The
24 explanation *shall* provide detailed disclosures in the statement of revenues,
25 expenditures, and changes in fund balance.

26 (8) Available excess revenues identified in Chapter I, Section 6(b)(6)
27 of this Act *shall* be deposited by the Department of Administration into the
28 Income Tax Refund Efficient Payment Trust Fund for payment of past due tax
29 refunds as outlined Chapter I, Section 3(c) of this Act.

1 (9) Thirty (30) days after the close of the current fiscal year, the
2 Department of Administration *shall* provide a detailed reconciliation of the
3 payment of income tax refunds through available excess revenues for the current
4 fiscal year to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

5 (10) The Department of Revenue and Taxation *shall* develop a strategic
6 plan to be submitted to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*
7 *Guåhan* within six (6) months after the enactment of this Act. The Plan *shall*
8 include computations and recommendations as to the best use of government
9 resources for payment of past due refunds to minimize the interest expense.

10 **Section 7. Prior Year Obligations and Future Obligation Proposals.**

11 (a) **Legislative Intent.** *I Liheslaturan Guåhan* recognizes the importance of
12 providing a mechanism to address prior year obligations incurred through operational
13 deficits, unbudgeted expenditures, *or* authorized legislative statutes.

14 (b) **Prior Year Obligation Report.** Within thirty (30) days upon enactment
15 of this Act, the Department of Administration *shall* provide a report of a full accounting
16 of the prior year obligations of the government, and *shall* be submitted to *I Maga'lahaen*
17 *Guåhan*, the Speaker of *I Liheslaturan Guåhan*, and the Office of Finance and Budget.

18 (c) **Excess Available Business Privilege Tax Revenue.** Notwithstanding
19 any other provision of law, monthly revenue collections in excess of the monthly revenue
20 budget in Chapter I, Section 6(b)(2) of this Act from the categories defined in Chapter I,
21 Section 7(d) of this Act as Business Privilege Tax revenues *shall* be appropriated for the
22 payment of Prior Year Obligations and Future Obligation Proposals as defined and
23 prioritized below:

24 (1) Fifty percent (50%) of all excess collections identified in Chapter
25 I, Section 7(e) of this Act *shall* be appropriated for payment of principal and
26 interest obligations pursuant to *Rios v. Camacho*, Superior Court No. SP0206-93.

27 (2) Forty percent (40%) of all excess collections identified in Chapter
28 I, Section 7(e) of this Act *shall* be appropriated for payment of principal and
29 interest obligations pursuant to *Guam Federation of Teachers v. Government of*
30 *Guam, et. al.*, Superior Court Case No. SP 0009-07.

1 (3) Five percent (5%) of all excess collections identified in Chapter I,
2 Section 7(e) of this Act *shall* be appropriated for payment of principal interest of
3 prior year obligations to any employees identified in the report outlines in Chapter
4 I, Section 7(b) of this Act.

5 (4) Five percent (5%) of all excess collections identified in Chapter I,
6 Section 7(e) of this Act *shall* be appropriated for payment of principal and interest
7 of prior year obligations to all other claimants identified in the report outlined in
8 Chapter I, Section 7(b) of this Act

9 (d) Business Privilege Tax (BPT) revenues are defined as revenues reported
10 by the Department of Administration on cash basis for the business privilege tax and use
11 tax. Available revenues for the purpose of this Act represent cash or cash instruments
12 with a maturity term of *less than* ninety (90) days that are available and earned by the
13 government of Guam within the current fiscal year.

14 (e) Excess business privilege tax revenues are available for expenditure when
15 *no* third party claims, pledges, encumbrances, appropriations, *or* liens exist against such
16 excess business privilege tax revenues. *If* any outside party asserts claims over such
17 resources, the matter *shall* be resolved at the appropriate legal jurisdiction.

18 (f) The identification and recordation of excess revenues *shall* be performed
19 by the Department of Administration and *shall* provide any additional reports requested
20 by the Office of Finance and Budget should the reporting requirements outlined in
21 Chapter I, Section 6(b)(6) of this Act *not* provide adequate information to ascertain
22 excess BPT and use tax revenue. Excess revenues identified in Chapter I, Section 7(e) of
23 this Act *shall* be disbursed the Department of Administration in accordance with the
24 priorities outlined in Chapter I, Section 7(c) of this Act for payment of the prior year
25 obligations.

26 (g) Thirty (30) days after the close of the current fiscal year, the Department
27 of Administration *shall* provide a detailed reconciliation of the payment of the prior year
28 obligations through excess BPT revenues for the current fiscal year to *I Maga'lahan*
29 *Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

1 (h) The Department of Administration and the Bureau of Budget and
2 Management Research *shall* develop a strategic Plan to be submitted to *I Maga'lahaen*
3 *Guåhan* and the Speaker of *I Liheslaturan Guåhan* within six (6) months upon enactment
4 of this Annual Appropriations Act. The Plan *shall* include computations and
5 recommendations as to the best use of government resources for payment of prior year
6 obligations to minimize the interest expense.

7 **Section 8. Income Tax Refund Compensation Plan.**

8 (a) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
9 processing and disbursement of tax refunds are made a priority of the government of
10 Guam, and recognizes that the government of Guam serves as a fiduciary agent in its
11 custody over these funds on behalf of the taxpayers of the island. It is, further, the intent
12 of *I Liheslaturan Guåhan* to promote the timely processing and payment of these refunds
13 to ensure that the funds are returned to the taxpayers, and that the interest incurred by the
14 government of Guam is minimized. As such, *I Liheslaturan Guåhan* recognizes that the
15 timely processing and disbursement of refunds *shall* occur to disburse any excess
16 revenues that become available.

17 *I Liheslaturan Guåhan* realizes that the processing and payment of refunds are
18 constrained by the availability of funds and the productivity of the Department of
19 Revenue and Taxation. Although the availability of funds is the responsibility of
20 policymakers, *I Liheslaturan Guåhan* recognizes the hard working public servants at the
21 Department of Revenue and Taxation for the work they perform for the timely processing
22 and disbursement of refunds.

23 (b) *I Liheslaturan Guåhan* wishes to emphasize the urgency of processing
24 refunds by incentivizing the employees at the Department of Revenue and Taxation. The
25 Income Tax Refund Compensation Plan (Plan) based on Merit Bonus, as delineated in
26 §6203, Chapter 6, Title 4, Guam Code Annotated, *shall* be developed by the Director of
27 the Department of Revenue and Taxation.

28 The Plan *shall* be submitted by the Director of Revenue and Taxation to *I*
29 *Maga'lahaen Guåhan* within sixty (60) days upon enactment of this Act. *I Maga'lahaen*
30 *Guåhan shall* submit the proposed Plan within thirty (30) days upon receipt of the Plan to

1 the Speaker of *I Liheslaturan Guåhan*. Pursuant to Chapter 9, Title 5, Guam Code
2 Annotated, *I Liheslaturan Guåhan* may approve, disapprove *or* amend accordingly.

3 **Section 9. Debt Service Continuing Appropriation.** The following are continuing
4 appropriations for debt service requirements:

5 **A. GENERAL OBLIGATION BONDS, SERIES 1993 A** **\$2,894,049 1/**

6 (For education capital projects; Real Property Taxes pledged; due FY 2018 as final
7 year; P.L. 29-19 and P.L. 29-21, net of UOG Bond Payment Obligation \$2,028,008)

8 **1/ Territorial Education Facilities Fund**

9 **B. LIMITED OBLIGATION HIGHWAY REFUNDING**

10 **BOND 2001 SERIES A** **\$6,030,775 2/**

11 (P.L. No. 24-70; due FY 2012 as the final year; source of payment from Liquid Fuel
12 Taxes).

13 **2/ Guam Highway Fund**

14 **C. LIMITED OBLIGATION (SECTION 30) BONDS**

15 **SERIES A, 2001 (SECTION 30 FUNDS)** **\$9,822,288 3/**

16 (Water System Revenue Bond; P.L. 26-58, amended by P.L. 26-59; Section 30
17 fund pledged; due FY 2012 as final year)

18 **3/ Section 30 Funds (General Fund)**

19 **D. 2002 SHORT TERM FINANCING (SECTION 30 FUNDS)** **\$1,281,818 4/**

20 (Line of Credit; P.L. 26-84 amended by P.L. 26-122 and P.L. 26-130; due FY 2012 as
21 the final year; source of payment Section 30 Funds)

22 **4/ Section 30 Funds (General Fund)**

23 **E. LIMITED OBLIGATION INFRASTRUCTURE**

24 **IMPROVEMENT BONDS, 1997 SERIES A (TAF)** **\$6,657,176 5/**

1	(Tumon Redevelopment; payment from the Tourist Attraction Fund, pursuant to P.L.	
2	24-111)	
3	5/ Tourist Attraction Fund	
4	F. 2008 SHORT TERM FINANCING	\$4,202,213 6/
5	(Line of Credit; P.L. 29-69 amended by P.L. 29-82 & P.L. 29-87; due FY 2012 as the	
6	final year; source of payment General Fund, secondary Section 30 Funds)	
7	6/ General Fund	
8	G. GENERAL OBLIGATION BONDS, SERIES 2007 A	\$7,874,700 7/
9	(Partial refunding of GOB, 1993 Series A, funding capital projects and certain	
10	obligations of the Government of Guam; due FY 2037 as final year; P.L. 29-19, and	
11	P.L. 29-21)	
12	7/ Territorial Education Facilities Fund	
13	H. LIMITED OBLIGATION (SECTION 30) BONDS, SERIES 2009A	\$7,135,019 8/
14	(To finance cost for the new landfill and the closure of Ordot Dump; P.L. 30-1	
15	amended by P.L. 30-7; Due FY 2035 as final year).	
16	8/ Solid Waste Operations Fund	
17	I. GENERAL OBLIGATION BONDS, 2009 SERIES A	\$23,278,492 9/
18	(To finance certain expenses affecting General Fund Deficit; P.L. 29-113 amended by	
19	P.L. 30-7; Due FY 2040 as final year)	
20	GRAND TOTAL DEBT SERVICE	\$67,298,019

1 **CHAPTER II**
2 **EDUCATION**

3 **PART I – GUAM DEPARTMENT OF EDUCATION (GDOE)**

4 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that the
5 U.S. Congress has provided nearly One Hundred Million Dollars (\$100,000,000) in additional
6 grants to the Guam Department of Education (GDOE) through the American Recovery and
7 Reinvestment Act (ARRA) stimulus grants and most recently HR 1586, The Education Jobs
8 Funds, providing over Twenty Million Dollars (\$20,000,000) specifically to pay wages and
9 benefits of education employees in FY 2011.

10 It is the intent of *I Liheslaturan Guåhan* to direct the GDOE to support, wherever
11 possible, the operations of the GDOE with federal funds to relieve the General Fund. *I*
12 *Liheslaturan Guåhan* has assigned the highest priority to raising the standard of education
13 available to the students in the elementary, secondary and higher education *or* post-secondary
14 institutions on Guam. However, there are numerous financial challenges associated with
15 appropriating to the GDOE the financial resources it would need to maintain the FY 2010
16 manpower level, respective of the teacher-student ratio and other contractual requirements in the
17 collective bargaining agreement between the Guam Education Policy Board (GEBP) and the
18 Guam Federation of Teachers (GFT). This situation is worsened by the unanticipated delay in
19 the economic surge expected from the Department of Defense. Revenues projected fell short
20 thus forcing *I Liheslaturan Guåhan* to seek further reduction in government operations spending.
21 The government of Guam is currently allocating eighty-five percent (85%) of its available
22 revenues to personnel costs, while a large share of the remaining revenues are allocated to the
23 government’s debt-service obligations and the cost of operations.

24 This is the current state of affairs in Guam, as well as in many other communities
25 throughout the United States, and educational institutions are *not* spared *or* insulated from the
26 financial hardship impacting practically every State and local government throughout the Nation.
27 The current recession has placed tremendous financial (budgetary) pressure on State
28 governments, thus compelling the U.S. Congress to enact certain provisions in H.R. 1586 in an
29 effort to provide financial relief to governments in need. Guam was awarded slightly over
30 Twenty Million Dollars (\$20,000,000) for FY 2010-2011 through this Congressional

1 appropriation, and funds are to be allocated for the maintenance of effort to keep teaching
2 personnel in the classrooms by avoiding layoffs and furloughs, and to recall *or* rehire former
3 employees. Funds may also be used to hire new teachers to provide early childhood, elementary,
4 *or* secondary educational and related services. The primary outlay of such funds however, *shall*
5 be for the salaries and benefits expenses of the GDOE.

6 The government of Guam lacks the financial capacity to maintain its current *or* prior
7 operating level, which is critical to keeping all GDOE teachers employed. The GDOE is
8 encountering insurmountable challenges in meeting the policy requirements and standards of the
9 GEPB, *I Liheslaturan Guåhan*, and the people of Guam due to the current state of financial
10 hardship plaguing Guam, the region and most municipalities in the mainland.

11 The United States Congress has appropriated financial relief for the States, territories, and
12 other municipalities of the United States through H.R. 1586, whereby an extension of the ARRA
13 will allow teaching jobs to be maintained, and additional hiring of teachers for elementary,
14 secondary, early childhood, and post-secondary positions is authorized.

15 *I Liheslaturan Guåhan* wishes to fully participate in the application of H.R. 1586 in order
16 to avoid any disruption in the delivery of educational services to the people of Guam, and to
17 preserve and retain the invaluable human resources of the GDOE.

18 With the local appropriations contained in this Act, when added to federal formula
19 consolidated grants, ARRA stimulus grants and the Education Jobs Funds allocations, the GDOE
20 will receive close to Three Hundred Million Dollars (\$300,000,000) for its operations in FY
21 2011; which is more than adequate to meet the needs of the students for the upcoming school
22 year.

23 It is the intent of *I Liheslaturan Guahan* that external funds available to agencies and
24 departments *shall* be taken into consideration to determine the current appropriation level
25 needed. As to maximize the use of these funds, *I Liheslaturan Guahan* intends that material
26 external funds received *shall* be used to maximize services and programs of the agencies through
27 pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding
28 where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial
29 reporting of these funds to the citizens of Guam. For FY 2011 the Guam Department of
30 Education will be the recipient of the following federal funds below:

1 **SUMMARY OF FEDERAL FUNDS-GUAM DEPARTMENT OF EDUCATION**

2	FUNDING SOURCE	AMOUNT
3	AVAILABLE BALANCE FROM FY 2010 AND PRIOR	46,138,167
4	STATE FISCAL STABILIZATION FUND	83,197,665
5	FY 2011 GRANTS AWARDED	41,900,206
6	EDUCATION JOBS FUND PROGRAM	20,000,000
	GR. TOTAL	191,236,038

7 **Source: Guam Department of Education FY 2011 Grant Listing**

8 **Section 2. Appropriation.** Pursuant to §§52101 and 52102 of Chapter 52, Division
9 2 of Title 11, Guam Code Annotated, the amounts specified in the Summary of Base Operational
10 Appropriation in this Section, are appropriated out of the General Fund, Special Funds, and
11 Federal Matching Grants-in-Aid as specified in the Summary of Base Operational Appropriation
12 Funding Source to the GDOE Operations Fund for Fiscal Year 2011. This appropriation *shall* be
13 expended in accordance with the cash disbursement schedules required by §52101(b), and in
14 accordance with the program, department *or* divisional object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$103,192,413	\$697,712	\$103,890,125
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$34,986,135	\$331,449	\$35,317,584
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$1,771,803	\$14,228,213	\$16,000,016
OFF. RENTAL	233	\$0	\$0	\$0
SUP. & MAT.	240	\$1,434,000	\$1,634,250	\$3,068,250
EQUIPMENT	250	\$0	\$1,025,419	\$1,025,419
WRK. COMP.	270	\$150,000	\$0	\$150,000
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$2,440,118	\$0	\$2,440,118
POWER	361	\$10,012,545	\$0	\$10,012,545
WATER/SEWER	362	\$2,009,669	\$0	\$2,009,669
PHONE/TOLL	363	\$449,632	\$0	\$449,632
CAP. OTLY.	450	\$0	\$295,000	\$295,000
GR. TOTAL		\$156,446,314	\$18,212,043	\$174,658,357

School Lunch Program-Federal Sources \$7,300,000 (230)

School Lunch Program Cash Collection \$875,000(240)

Public Library Resources Fund \$805,876 (250)

Territorial Educational Facilities Fund \$9,231,167 (111-\$697,712; 113-\$331,449; 230-\$6,928,213; 240-\$759,250; 250-\$219,543; 450-\$295,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2 GENERAL FUND		\$156,446,314
3 FEDERAL MATCHING GRANTS-IN-AID		\$0
4 SPECIAL FUNDS		\$18,212,043
5 TOTAL		\$174,658,357

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the GDOE and *shall* be used to
8 fund all increments and reclassifications in Fiscal Year 2011 for eligible classified employees
9 funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
10 4, Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS	111 Total	\$979,895
12 RECLASSIFICATIONS	111 Total	\$1,000,000

13 **Section 4. GDOE Miscellaneous Funding.** The following amounts reflect non-base
14 operational funding appropriated to the GDOE:

15 (a) **Interscholastic Sports Fund.** (1) The sum of Six Hundred Twelve
16 Thousand Dollars (**\$612,000**) is appropriated from the Healthy Futures Fund to the
17 Interscholastic Sports Fund administered by the GDOE to be expended pursuant to
18 §7108, Title 17, Guam Code Annotated. Appropriations made herein *shall* be available
19 to fund the outrigger canoe, rugby, and other sports programs, to include the payment of
20 head coaches, assistant coaches, league fees, and other expenses normally associated with
21 interscholastic sports programs.

22 (2) The sum of Ninety-two Thousand Dollars (**\$92,000**) *shall* be allocated
23 from the appropriation in Chapter II Part I Section 4 (a)(i) specifically for busing services
24 for interscholastic sports programs.

25 (b) **Health and Physical Education Activities.** The sum of Two Hundred
26 Seventy-nine Thousand Seven Hundred Fifty-four Dollars (**\$279,754**) is appropriated
27 from the Healthy Futures Fund to the GDOE for Health and Physical Education
28 programs, intramural sports, and similar activities.

1 **Section 5. JROTC Funds.** The GDOE is hereby authorized to expend funds from
2 the JROTC Fund for the *sole* purpose of expenditures related to the operations for the JROTC
3 program.

4 **Section 6. Support to Eliminate “High-Risk” Status.** The sum of Two Hundred
5 Fifty Thousand Dollars (**\$250,000**) is appropriated from the Indirect Cost Fund (ICF) to the
6 GDOE for the *sole* purpose of removing the GDOE from “high risk” grant status. The funds
7 *shall* be expended in accordance to a statement of *pro forma* expenditures submitted, in writing,
8 by the Deputy Superintendent of Administration and Finance of GDOE to the Speaker of *I*
9 *Liheslaturan Guåhan*. The statement of *pro forma* expenditures *shall* only include expenditures
10 related to this Section.

11 **Section 7. Guam Department of Education Promissory Note Appropriation.** The
12 sum of Two Million Four Hundred Thousand Dollars (\$2,400,000) is appropriated from the
13 Territorial Educational Facilities Fund to the Utility Cost Account, to pay to the Guam Power
14 Authority for the Guam Department of Education Promissory Note (the agreement between the
15 GDOE and the Guam Power Authority signed on July 20, 2004, and referred to as the
16 “installment payment agreement for past due electrical service”) in Fiscal Year 2011.

17 **Section 8. Summer School.** From the Summer School Fund established pursuant to
18 §6119 of Article 1 of Chapter 6 of Division 2 of Title 17, Guam Code Annotated, such sums as
19 are necessary to fund the operations of the 2011 Summer School Program are appropriated to the
20 GDOE. The Superintendent of GDOE *shall* submit a detailed report to *I Maga’lahen Guåhan*
21 and the Speaker of *I Liheslaturan Guåhan* regarding the receipt and expenditure of said funds *no*
22 *later than* thirty (30) days after the close of summer school and post the same on the GDOE
23 website. Such report *shall* include the following:

- 24 (a) total revenues received, including identification of each revenue source;
- 25 (b) total expenditures and encumbrance by object classification and by school; and
- 26 (c) the fund balance.

27 **Section 9. Textbooks and Collateral Materials.** The following are appropriations
28 to the GDOE for the purchase of textbooks, e-book readers and collateral materials, to include,
29 software, sheet music and music books, in accordance with the following terms and conditions:

1 (a) The sum of Two Million Dollars (**\$2,000,000**) is appropriated from the
2 General Fund from Fiscal Year 2011 revenues to the GDOE for the purchase of
3 textbooks, e-book readers and related classroom instructional materials, to include
4 software, sheet music and music books. The Superintendent of GDOE may, *if necessary*,
5 through agreements with textbook vendors, defer payment for said materials until after
6 October 1, 2011, but *no later than* December 31, 2011, with the full faith and credit of
7 the government of Guam.

8 (b) The Superintendent of GDOE *shall* order materials funded by this Section
9 for Fiscal Year 2012 *no later than* March 1, 2011. The Bureau of Budget and
10 Management Research *shall* release such allotments as are necessary to ensure that said
11 materials are ordered by March 1, 2011. The Superintendent of GDOE *shall* receive said
12 materials and distribute them to schools *no later than* thirty (30) days before the start of
13 the school calendar established pursuant to Title 17, Guam Code Annotated, §4111. All
14 funds appropriated for said materials *shall not* be used for any other purpose.

15 (c) On the first (1st) day of each fiscal quarter of FY 2011, the Superintendent
16 of GDOE *shall* provide to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*
17 *Guåhan*, and post on the GDOE website, a detailed report regarding all receipts and
18 expenditures for textbooks, e-book readers and collateral classroom instructional
19 materials, to include software, sheet music and music books. Said report *shall* be
20 accompanied by the certified list of textbooks approved by the GEPB and all purchase
21 orders issued. The report *shall* summarize:

22 (1) purchases by allotment account number, unit cost and the total cost
23 of books charged against an appropriation account, the vendor, quantity, title,
24 copyright date and ISBN number of books ordered, the allocation of such books
25 by school and grade, whether books are for teachers or students, and whether
26 books are textbooks or e-books; and

27 (2) other information that may be useful *or* that is requested by *I*
28 *Liheslaturan Guåhan* regarding the funds appropriated and authorized herein.

29 Non-compliance with these reporting requirements by the Superintendent of GDOE *shall*
30 result in the sanctions and penalties imposed by this Act.

1 **Section 10. Website Posting.** The Superintendent of GDOE *shall* post and maintain
2 on the GDOE website:

3 (a) All payments for prior year obligations to be paid by current
4 appropriations when authorized, including the funding source to be used.

5 (b) Salary adjustments by position, effective date of adjustment and the
6 funding source for each, by month.

7 (c) Mandated Cash Disbursement Schedules.

8 (d) Number of filled FTEs, costs and funding sources by school and division
9 by month.

10 (e) Number of funded vacant FTEs, costs, lapses generated and the funding
11 source for each vacancy by school and division by month.

12 **Section 11. Reports.** The Superintendent of GDOE *shall* electronically report the
13 following to *I Maga'lahren Guåhan* and the Speaker of *I Liheslaturan Guåhan*:

14 (a) Within fifteen (15) days after the start of Fiscal Year 2011, the
15 Superintendent of GDOE *shall* provide a copy of the GG-1 *or* Contract of employees
16 hired for School Year 2010-2011.

17 (b) Thirty (30) days after the start of Fiscal Year 2011 and monthly thereafter,
18 the Superintendent of GDOE *shall* provide a copy of the GG-1 *or* Contract of each
19 employee hired to fill any vacancy or new position.

20 **Section 12. Utilities Reduction Incentive.** Each School Principal of the GDOE is
21 encouraged to practice energy conservation within their respective schools. Any school whose
22 Principal and staff is able to reduce their annual utility consumption by *at least* fifteen percent
23 (15%) of their prior annual billing, measured each quarter for each utility type, *shall* have that
24 dollar value of savings transferred from the utility pool to their respective school to supplement
25 the needs of that school, and *shall* be available to be spent to support school activities for
26 students and staff. The savings *shall* be available to the school within thirty (30) days of the
27 close of each quarter.

28 **Section 13. Budgetary Transfer Authority for Guam Department of Education**
29 **(GDOE).** The Superintendent of the GDOE may transfer funds from the appropriations made to
30 GDOE within object classes, *except* that *no* funds *shall* be transferred into the Personnel Services

1 category. The Superintendent of the GDOE *shall not* transfer any appropriation for Increments
2 and Promotions and Reclassifications as provided within Section 3 of Part I of Chapter II of this
3 Act to supplement or support salaries. *If* a surplus in funding exists within the appropriation for
4 Increments and Promotions and Reclassifications, such amount *may* be used to support payment
5 for prior year obligations

6 **Section 14. Cost Saving Incentive.** The Superintendent of the GDOE is encouraged
7 to implement a Cost Savings Plan to include, but *not limited to*, consolidation of programs and
8 entities, maximizing on student-teacher ratios, and practicing energy conservation. *If* the
9 Superintendent is able to implement any cost savings within the GDOE less than its authorized
10 appropriated level, the Superintendent *shall* have that dollar value of savings available to be
11 spent to support payment for prior year obligations and the purchase of supplies and materials. *If*
12 the Superintendent is able to reduce the annual utility consumption by at least fifteen percent
13 (15%) of their prior annual billing, measured each quarter, for each utility type, the
14 Superintendent is authorized to have that dollar value of savings transferred from the utility pool
15 to supplement and support payment for prior year obligations and the purchase of supplies and
16 materials

17 **Section 15. Re-appropriation of Unexpended and Unencumbered Appropriations**
18 **to the Guam Department of Education.** The sum of One Million Two Hundred Ten Thousand
19 Four Hundred Eleven Dollars (\$1,210,411) of the unexpended and unencumbered appropriation
20 remaining as of August 1, 2010, from the appropriations contained in Section 4 of Public Law
21 30-37 is hereby re-appropriated to the Guam Department of Education to object category 230.

22 **Section 16.** The sum of Three Hundred Ninety-nine Thousand Seven Hundred Eighty-
23 five Dollars (**\$399,785**) is appropriated from the General Fund to the *Chamoru* Studies Division
24 administered by the GDOE to be expended for personnel salaries and benefits, contractual
25 services, supplies and materials, and equipment the support and the implementation of the
26 Content Standards and Performance Indicators of the course syllabi for the emphasis of fluency
27 and for the promotion of the proficiency skills in the areas of listening, speaking, reading, and
28 writing in the *Chamoru* language.

1 **CHAPTER II**

2 **PART II – OFFICE OF THE EDUCATION *SURUHĀNU***

3 **Section 1. Appropriation.** The amounts below are appropriated from the General
4 Fund to the Office of the Education *Suruhānu* for its operations in Fiscal Year 2011. This
5 appropriation *shall* be expended in accordance with object class allocations outlined below.

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

7

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
8 REG SALARIES	111	\$107,248	\$0	\$107,248
9 OT/SP	112	\$0	\$0	\$0
10 BENEFITS	113	\$35,437	\$0	\$35,437
11 TRAVEL/MILE	220	\$0	\$0	\$0
12 CONT. SERV.	230	\$4,500	\$0	\$4,500
13 OFF. RENTAL	233	\$24,000	\$0	\$24,000
14 SUP. & MAT.	240	\$6,329	\$0	\$6,329
15 EQUIPMENT	250	\$0	\$0	\$0
16 WRK. COMP.	270	\$0	\$0	\$0
17 DRUG TEST	271	\$0	\$0	\$0
18 SUBGRANT	280	\$0	\$0	\$0
19 MISC	290	\$0	\$0	\$0
20 POWER	361	\$0	\$0	\$0
21 WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$2,000	\$0	\$2,000
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$179,514	\$0	\$179,514

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$179,514
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$179,514

6 **Section 2. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Office of the Education
8 *Suruhånu*, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance pursuant
10 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$598
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12 **Section 3. Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are appropriated
14 from the General Fund to the Cost Account identified in this Subsection, and *shall* be used to
15 fund power, water/sewer, medical and dental insurance and vacancies in Fiscal Year 2011 for the
16 Office of the Education *Suruhånu* .

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$0
WATER/SEWER	Utility Cost Account	\$0
MED/DENTAL INSURANCE	Health Benefit Account	\$3,953
VACANCIES	Vacancy Pool Account	\$0
TOTAL		\$3,953

1 **CHAPTER II**

2 **PART III –GUAM CERTIFICATION OFFICE**

3 **Section 1. Guam Certification Office.** The amount below in this Subsection is
4 appropriated from the General Fund to the Guam Certification Office for its operations in Fiscal
5 Year 2011 in providing administrative support to the Guam Certification Office in accordance
6 with Chapter 27 of 17GCA, the Guam Academy Charter School Council in accordance with
7 §1211(e) of 17GCA, and the Council on Post-Secondary Institutions Certification in accordance
8 with §44104(e) of 17GCA. This appropriation *shall* be expended in accordance with object class
9 allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$140,248	\$0	\$140,248
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$46,965	\$0	\$46,965
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$13,816	\$0	\$13,816
8	OFF. RENTAL	233	\$7,200	\$0	\$7,200
9	SUP. & MAT.	240	\$1,865	\$0	\$1,865
10	EQUIPMENT	250	\$0	\$0	\$0
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$6,300	\$0	\$6,300
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
	PHONE/TOLL	363	\$4,800	\$0	\$4,800
	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$221,194	\$0	\$221,194

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$221,194
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$221,194

6 (a) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Guam Certification
8 Office, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance
10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$2,419
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12 (b) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund power, water/sewer, medical and dental insurance and
16 vacancies in Fiscal Year 2011 for the Guam Certification Office.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$0
WATER/SEWER	Utility Cost Account	\$0
MED/DENTAL INSURANCE	Health Benefit Account	\$4,984
VACANCIES	Vacancy Pool Account	\$0
TOTAL		\$4,984

1 **CHAPTER II**

2 **PART IV – UNIVERSITY OF GUAM**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
4 lump sum appropriation to the University of Guam. The funds *shall* be expended in accordance
5 to the budget request submitted and the priorities stipulated by the University of Guam’s Board
6 of Regents.

7 It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and
8 departments *shall* be taken into consideration to determine the current appropriation level
9 needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material
10 external funds received *shall* be used to maximize services and programs of the agencies through
11 pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding
12 where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial
13 reporting of these funds to the citizens of Guam. For FY 2011 the University of Guam will be the
14 recipient of the following federal funds below:

15 **SUMMARY OF FEDERAL FUNDS-UNIVERSITY OF GUAM**

FUNDING SOURCE	AMOUNT
STATE FISCAL STABILIZATION FUND-CAPITAL IMPROVEMENTS	17,000,000
STATE ENERGY PROGRAM (GRANT NO: EE00219)	1,500,000
GR. TOTAL	18,500,000

19
20 **Source: State Fiscal Stabilization Fund Application-University of Guam**

21 **Section 2. Appropriations to the University of Guam.** The amounts in the
22 Subsections below are appropriated from the respective Funds, and for the following purposes, to
23 the University of Guam for Fiscal Year 2011:

24 (a) **General Fund Appropriation for Operations.** The sum of Twenty
25 Seven Million Two Hundred Eight Thousand Six Hundred Twenty Dollars (**\$27,208,620**)
26 is appropriated from the General Fund to the University of Guam for its operations in
27 Fiscal Year 2011.

1 (b) **Federal Matching Grants-in-Aid.** The sum of One Million Five
2 Hundred Eight Thousand Dollars (**\$1,508,000**) is authorized from Federal Matching
3 Grants-in-Aid to the University of Guam for its operations in Fiscal Year 2011.

4 **Section 3. University of Guam for Scholarships and Training Programs.** The
5 following appropriations are made to the University of Guam:

6 (a) **Student Scholarships, Financial Assistance Programs and Program**
7 **Administration.** The sum of Two Million Five Hundred Fifty Thousand Six Hundred
8 Seventy Dollars (**\$2,550,670**) is appropriated from the General Fund to the University of
9 Guam for Fiscal Year 2011 for: Merit Awards, Student Loans, Nursing Training
10 Program, Professional and Technical Awards, Reserve Officer Training Corps (ROTC),
11 Regent Scholarships, Marine Lab Graduate Assistance Programs, Early High School
12 Admission Program, Pedro ‘Doc’ Sanchez Scholarship Program, John F. Quan Memorial
13 Scholarship Program and the administration of all student financial assistance programs.
14 The President of the University of Guam *shall* allocate this appropriation in order to fund
15 said student scholarships, financial assistance programs and program administration
16 subject to §15113 of Chapter 15, Title 17, Guam Code Annotated. *Not more than* ten
17 percent (10%) of the total appropriation herein *shall* be used for the administration of all
18 student financial assistance programs. The Nursing Training Program *shall* receive *no*
19 *less than* Five Hundred Thousand Dollars (**\$500,000**) and the Pedro ‘Doc’ Sanchez
20 Scholarship Program *shall* receive *no less than* Three Hundred Thousand Dollars
21 (**\$300,000**) of the appropriation contained herein, except that *if* a surplus exists, such
22 remaining funds *shall* be distributed to fund other scholarship programs contained in this
23 Subsection.

24 For new recipients of the student financial assistance programs contained in this
25 Subsection awarded beginning Academic Year 2010-2011, the stipends awarded in the
26 respective programs *shall* be awarded as follows:

27 (1) **Merit Awards.** Award recipients are entitled to a monthly stipend
28 to be disbursed in nine (9) monthly installments during the academic year, as
29 follows: First- and Second-year Students: Two Hundred Dollars (**\$200.00**) per

1 month; Third- and Fourth-year Students: Four Hundred Dollars (**\$400.00**) per
2 month; and graduate students: Five Hundred Dollars (**\$500.00**) per month.”

3 (2) **Nursing Training Program.** Award recipients are entitled to a
4 monthly stipend to be disbursed in nine (9) monthly installments during the
5 academic year, as follows: First- and Second-year Students: Two Hundred Dollars
6 (**\$200.00**) per month; Third- and Fourth-year Students: Four Hundred Dollars
7 (**\$400.00**) per month.

8 (b) **Dr. Antonio C. Yamashita Educator Corps.** The sum of One Million
9 Two Hundred Thirty-eight Thousand One Hundred Twenty-seven Dollars (**\$1,238,127**) is
10 appropriated from the General Fund to the University of Guam for Fiscal Year 2011. The
11 President of the University of Guam *shall* disburse, pursuant to the directives and policies
12 of the Educator Corps Council, stipends for the Dr. Antonio C. Yamashita Educator
13 Corps, and funds for the administration of said program pursuant to Chapter 18, Title 17,
14 Guam Code Annotated, and §15107 of Title 17 of the Guam Code Annotated, as
15 amended. *Not more than* ten percent (10%) of the total appropriation herein *shall* be used
16 for the administration of this program.

17 For new recipients of the Dr. Antonio C. Yamashita Educator Corps awarded
18 beginning Academic Year 2010-2011, stipends *shall* be awarded as follows:

19 (1) **Teacher Corps.** Award recipients are entitled to a monthly
20 stipend to be disbursed in nine (9) monthly installments during the academic year,
21 as follows: First- and Second-year Students: Two Hundred Dollars (**\$200.00**) per
22 month; Third- and Fourth-year Students: Four Hundred Dollars (**\$400.00**) per
23 month.

24 The President of the University of Guam *shall* post on the University of Guam’s website
25 all reports mandated by this Act regarding the Dr. Antonio C. Yamashita Educator Corps.

26 **Section 4. Appropriation for Aquaculture Development and Training Center.**
27 The sum of One Hundred Thirty-one Thousand Eight Hundred Forty-six Dollars (**\$131,846**) is
28 appropriated from the General Fund to the University of Guam for Fiscal Year 2011 for the *sole*
29 purpose of funding the continued operations of the Aquaculture Development and Training
30 Center. Said funds *shall not* be transferred *or* used for any other purpose.

1 **Section 5. Appropriation for WERI’s Guam Hydrologic Survey.** The sum of One
2 Hundred Ninety-two Thousand Three Hundred Nine Dollars (**\$192,309**) is appropriated from the
3 General Fund to the University of Guam for Fiscal Year 2011 for the *sole* purpose of funding the
4 Guam Hydrologic Survey (GHS) administered by the Water and Environmental Research
5 Institute of the Western Pacific (WERI). WERI *shall* continue to administer the GHS for those
6 purposes previously established by Guam law. Such funds *shall not* be transferred *or* used for
7 any other purpose.

8 **Section 6. Appropriation for WERI’s Comprehensive Water Resource**
9 **Monitoring Program.** The sum of One Hundred Sixty-three Thousand Eight Hundred
10 Seventeen Dollars (**\$163,817**) is appropriated from the General Fund to the University of Guam
11 for Fiscal Year 2011 to fund the Water and Environmental Research Institute of the Western
12 Pacific (WERI). Such funds *shall* be used for the sole purpose of matching the Federal funding
13 for the Comprehensive Water Resource Monitoring Program. WERI *shall* continue to
14 administer the Comprehensive Water Resource Monitoring Program for those purposes
15 previously established by Guam law. Such funds *shall not* be transferred *or* used for any other
16 purpose.

17 **Section 7. University of Guam for the Northern and Southern Soil and Water**
18 **Conservation District (SWCD) Program.** The sum of One Hundred Fifty-seven Thousand
19 Seven Hundred Twenty Dollars (**\$157,720**) is appropriated from the General Fund to the
20 University of Guam for the operations and activities of the Northern and Southern Soil and
21 Water Conservation Districts (SWCD) Program for FY 2011, and *shall* be equally divided
22 between the Northern and Southern Soil Conservation Districts. Expenditures from this
23 appropriation *shall* be made upon the approval of the District Directors, with the consent of the
24 SWCD Board and *shall not* require further approval by the University of Guam *or* any other
25 government entity. This Appropriation is *not* subject to transfer *or* use for any other purpose.

26 **Section 8. University of Guam for KPRG (Public Radio).** The sum of Ninety-four
27 Thousand One Hundred Seventy-six Dollars (**\$94,176**) is appropriated from the General Fund to
28 the University of Guam for the KPRG (Public Radio) Fiscal Year 2011 operations. The
29 President of the University of Guam *shall* disburse the funds to KPRG. *No later than* thirty (30)
30 days after the close of each fiscal quarter of FY 2011, the General Manager of KPRG *shall*

1 submit to the President of the University of Guam, and post on KPRG’s website, all reports
2 mandated by this Act.

3 **Section 9. Appropriation to the University of Guam.** The sum of Three Hundred
4 Sixty-five Thousand Three Hundred Sixty-five Dollars (**\$365,365**) is hereby appropriated from
5 the Tourist Attraction Fund to the University of Guam for the FY 2011 operations of the
6 Rhinoceros Beetle Program. Notwithstanding the general provisions of Title 11 GCA §30107.1
7 and this Act, this Appropriation *shall* continue to be available until expended and is *not* subject
8 to transfer *or* use for any other purpose.

9 **Section 10. Appropriation to the Guampedia Foundation.** The sum of One
10 Hundred Forty Thousand Dollars (**\$140,000**) is appropriated from the Tourist Attraction Fund to
11 the University of Guam for the operations of the Guampedia Foundation. Notwithstanding the
12 general provisions of §30107.1 of Title 11, Guam Code Annotated, and this Act, this
13 appropriation *shall* continue to be available until expended.

14 **Section 11. University of Guam Capital Improvements Fund Continuing**
15 **Appropriation.** The sum of Five Hundred Thousand Dollars (**\$500,000**) is appropriated from
16 the Guam Highway Fund to the University of Guam Capital Improvements Fund for the purpose
17 of paying for the debt service pursuant to §16132, Chapter 16 of Title 17, Guam Code
18 Annotated.

19 **Section 12. Program Revenue and Expenditure Reports.** *No later than thirty (30)*
20 *days after the end of each fiscal quarter, the President of the University of Guam shall post on*
21 *the University of Guam’s website and submit to I Maga’lahen Guåhan and the Speaker of I*
22 *Liheslaturan Guåhan quarterly program revenue and expenditure reports for the Aquaculture*
23 *Development and Training Center, WERI Guam Hydrologic Survey, WERI Comprehensive*
24 *Water Resource Monitoring Program, Northern and Southern Soil and Water Conservation*
25 *District Programs, and KPRG. Said reports shall be in the format of basic financial statements*
26 *or such format as may be prescribed by I Liheslaturan Guåhan.*

27 **Section 13. Program Annual Reports.** The President of the University of Guam
28 *shall post on the University of Guam’s website and shall submit to I Maga’lahen Guåhan and*
29 *the Speaker of I Liheslaturan Guåhan annual reports for: the Aquaculture Development and*
30 *Training Center, the WERI Guam Hydrologic Survey, the WERI Comprehensive Water*

1 Resource Monitoring Program, the Northern and Southern Soil and Water Conservation District
2 Programs and KPRG. At a minimum, said reports *shall* include: program mission statements,
3 objectives, sources of revenue, expenditures by budget classification, number of employees,
4 contracts, and *shall* describe program accomplishments in the fiscal year reported.

5 **Section 14. Scholarships, Financial Assistance and Other Reports.** Beginning in
6 Fiscal Year 2011, sixty (60) days after the end of Fiscal Year 2010, the President of the
7 University of Guam *shall* submit to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*
8 *Guåhan*, and post on the University of Guam's website, a report of expenditures from
9 appropriations made in this Act for student scholarships, student financial assistance, the Dr.
10 Antonio C. Yamashita Educator Corps, and the Educator Corps Council. Said report *shall*
11 include each program's name, the number of scholarships *or* loans issued by each program, the
12 date the scholarship *or* loan was awarded, the anticipated date of cohort graduation, the total
13 amount of awards *or* loans, the total amount of loans repaid to date, the balance of the
14 outstanding awards *or* loans, the amount of collections to date for outstanding loans and
15 repayments due, the number of awards for each field of study, and the number of recipients
16 working to complete their academic and financial obligations.

17 **Section 15. Appropriation to the Guam Cancer Trust Fund.** The sum of Five
18 Hundred Forty-four Thousand Six Hundred Thirty-three Dollars (**\$544,633**) is appropriated from
19 the Healthy Futures Fund to the University of Guam for the administration of the Guam Cancer
20 Trust Fund, pursuant to §26603 (d)(2) of Article 6, Chapter 26, Title 11, GCA. This
21 appropriation *shall* be used to fund cancer screening, treatment and support services for Fiscal
22 Year 2011.

23 **Section 16. Transfer Authority for the University Of Guam.** Appropriations for
24 the operations of the University of Guam, contained in Section 2 of Part IV of Chapter II of this
25 Act *or* for the prior years, may be transferred by the President of UOG out of operations and into
26 the appropriation for statutorily mandated scholarship programs contained in Section 3, Part IV,
27 Chapter II of this Act.

28 **Section 17. Continuing Appropriation.** The appropriations made to the Student
29 Financial Assistance Program, the Dr. Antonio C. Yamashita Educator Corps and the University

- 1 of Guam for Fiscal Year 2010 *shall not* lapse and *shall* continue until fully expended, to include
- 2 payment of prior year obligations.

1 **CHAPTER II**

2 **PART V – GUAM COMMUNITY COLLEGE**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
4 lump sum appropriation to the Guam Community College. The funds *shall* be expended in
5 accordance to the budget request submitted and the priorities stipulated by the Guam Community
6 College’s Board of Trustees.

7 It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and
8 departments *shall* be taken into consideration to determine the current appropriation level
9 needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material
10 external funds received *shall* be used to maximize services and programs of the agencies through
11 pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding
12 where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial
13 reporting of these funds to the citizens of Guam. For FY 2011 the Guam Community College
14 will be the recipient of the following federal funds below:

15 **SUMMARY OF FEDERAL FUNDS-GUAM COMMUNITY COLLEGE**

FUNDING SOURCE	AMOUNT
STATE FISCAL STABILIZATION FUND	8,167,463
STATE ENERGY PROGRAM (GRANT NO: EE00219)	1,286,000
GR. TOTAL	9,453,463

20 **Source: State Fiscal Stabilization Fund Application-Guam Community College**

21 **Section 2. Appropriations to the Guam Community College.** The amounts in the
22 Subsections below are appropriated from the following Funds, and for the following purposes, to
23 the Guam Community College for Fiscal Year 2011:

24 (a) **General Fund Appropriation for Operations.** The sum of Twelve
25 Million Eight Hundred Forty-one Thousand Two Hundred Fifty-seven Dollars
26 (\$12,841,257) is appropriated from the General Fund to the Guam Community College
27 for its operations in Fiscal Year 2011.

28 (b) **Guam Community College LPN and Vocational Guidance Programs.**
29 The sum of Seven Hundred Forty-two Thousand One Hundred Sixty-six Dollars
30 (\$742,166) is appropriated from the General Fund to the Guam Community College for

1 Fiscal Year 2011 to support the operations of the Licensed Practical Nursing Program
2 and the Vocational Guidance Program.

3 (c) **Appropriation to the Guam Community College Lodging**
4 **Management Program/ProStart Program.** The sum of Twenty-four Thousand One
5 Hundred Fifty-four Dollars (**\$24,154**) is appropriated from the Tourist Attraction Fund to
6 the Guam Community College for Fiscal Year 2011 for the Lodging Management
7 Program/ProStart Program. Unexpended funds appropriated for the Guam Community
8 College Lodging Management Program/ProStart Program *shall not* lapse and *shall*
9 remain available for use in succeeding fiscal years until all said sums are expended.

10 (d) **Appropriation to the Guam Community College Apprenticeship**
11 **Program.** The sum of Three Million Fifty-nine Thousand Two Hundred Sixty-five
12 Dollars (**\$3,059,265**) is appropriated from the Manpower Development Fund to the Guam
13 Community College for the Guam Community College Apprenticeship Program for
14 Fiscal Year 2011. In addition to the authorization continued in §71720 of Chapter 7,
15 Title 22, Guam Code Annotated, this appropriation herein *shall* be available and
16 authorized to be used by the Guam Community College to fund the operations of other
17 programs at the College, as approved by the Board and Administration of the College,
18 after all program requirements and obligations have been fully funded.

19 **Section 3. Reports.** The President of the Guam Community College *shall* submit
20 quarterly reports to *I Maga'lahren Guåhan* and the Speaker of *I Liheslaturan Guåhan* thirty (30)
21 days after the end of each fiscal quarter and post said report on the Guam Community College's
22 website. Said reports *shall* include, but are *not limited to*, the number of participants in each
23 GCC program, the amounts expended from appropriations in this Act by object classification, a
24 description of each program, the academic courses offered, and the requirements for participation
25 in each program.

1 **CHAPTER II**

2 **Part VI – MISCELLANEOUS EDUCATIONAL PROVISIONS**

3 **Section 1. Purchasing in Economies of Scale.** All agencies receiving
4 appropriations pursuant to this Chapter *shall* take all measures necessary to reduce costs by
5 purchasing services, supplies and materials to realize economies of scale.

6 **Section 2. Local Funds Reimbursement.** Funds appropriated to the Guam
7 Department of Education (GDOE) by *I Liheslaturan Guåhan shall not* be used to pay for
8 federally-funded program activities and expenditures *unless* such payment is specifically
9 authorized by Guam statute *or unless* such payment is made pursuant to grants that require that
10 local expenditures be made prior to receiving federal reimbursement. The Superintendent of
11 GDOE *shall* submit a report to *I Liheslaturan Guåhan, I Maga'lahen Guåhan* and the Office of
12 Public Accountability of all local funds expended in Fiscal Year 2011 for federally-funded
13 programs, the details of such expenditures by object class, the number of FTEs working in said
14 programs, the amounts reimbursed by federal funds and the amounts that have *not or will not* be
15 reimbursed by federal funds. Said report *shall* cite the authority to expend local funds for federal
16 programs, *shall* name the certifying office, and *shall* give the date of every expenditure.

1 **CHAPTER III**

2 **HEALTH**

3 **PART I - GUAM MEMORIAL HOSPITAL AUTHORITY**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
5 lump sum appropriation to the Guam Memorial Hospital Authority (GMHA). The funds *shall* be
6 expended in accordance to the budget request submitted and the priorities stipulated by the
7 GMHA Board of Trustees (Board) and the GMHA’s management.

8 *I Liheslaturan Guåhan* is resolved to continue to support and establish policies which are
9 in the best interest of the GMHA and its mission. The Board’s request to reduce the credits
10 applied against the appropriations to the Guam Memorial Hospital Authority Pharmaceuticals
11 Fund towards the payment of bills for services incurred by qualified Medically Indigent Program
12 (MIP) recipients will help increase GMHA revenues. The removal of credit towards the MIP
13 patient billing may result in over Seven Million Dollars (\$7,000,000) of additional cash
14 payments to the GMHA above the previous year.

15 Furthermore, *I Liheslaturan Guåhan* has increased its support to the GMHA from the
16 Healthy Futures Funds with additional direct support for operations of Two Million Four
17 Hundred Thirty-five Thousand Seven Hundred Seven Dollars (\$2,435,707), and One Million
18 Dollars (\$1,000,000) per year, allowing GMHA the immediate ability to draw upon its
19 authorized Twelve Million Dollars (\$12,000,000) line of credit to meet cash requirements for
20 critical resources for patient care.

21 **Section 2.** §26208 of Chapter 26 of Title 11, Guam Code Annotated, is hereby
22 *amended* to read:

23 **“§26208.** Creation of the Guam Memorial Hospital Authority
24 Pharmaceuticals Fund. There is hereby created, separate and apart from other funds of
25 the government of Guam, a fund known as the “Guam Memorial Hospital Authority
26 Pharmaceuticals Fund.” This Fund *shall not* be commingled with the General Fund and
27 *shall* be kept in a separate bank account of which GMHA will be authorized to withdraw
28 from the funds. Four percent (4%) of all Business Privilege Taxes collected in Guam
29 *shall* be deposited in the Guam Memorial Hospital Authority Pharmaceuticals Fund and
30 *shall* be appropriated by *I Liheslaturan Guåhan* to fund all pharmaceutical, drug, medical

1 supplies, medical equipment, blood and blood products, and medicine requirements for
2 Guam Memorial Hospital. The Department of Administration *shall* deposit, on the last
3 day of each month, a sum equal to four percent (4%) of all Business Privilege Taxes
4 collected for that month in the Guam Memorial Hospital Authority Pharmaceuticals
5 Fund. The Department of Administration *shall* be required to first and foremost fund the
6 Guam Memorial Hospital Authority Pharmaceuticals Fund *prior to* distribution to any
7 other source in accordance with the provisions of this requirement. The Guam Memorial
8 Hospital Authority Pharmaceutical Fund will *not* be subject to *I Maga'lahaen Guåhan's*
9 transfer authority or any method of withholding of appropriations that may be imposed
10 by the Bureau of Budget and Management Research (BBMR).”

11 **Section 3.** §26208.2 of Chapter 26 of Title 11, Guam Code Annotated, is hereby
12 *amended* to read:

13 “**§26208.2.** Application of Guam Memorial Hospital Authority
14 Pharmaceuticals Fund. For the purpose of recognizing appropriated Pharmaceutical
15 funds as operating revenue by the Guam Memorial Hospital Authority, retroactively and
16 prospectively, the Hospital *shall* apply Seventy Five (75%) of the funds received towards
17 the payment of bills for services incurred by qualified Medicaid recipients involved in the
18 program at the Hospital and to billings for services provided to patients classified as
19 “charity care” pursuant to criteria adopted by resolution by the Board of Trustees. The
20 Hospital will be responsible to fully demonstrate the manner in which the payments were
21 applied via the Hospital’s annual audited financial report. Such distinction *shall* in no
22 way result in the recognition of additional revenue by the Hospital other than what was
23 appropriated by *I Liheslaturan Guåhan.*”

24 **Section 4.** Guam Memorial Hospital Authority Pharmaceuticals Fund credit toward
25 Medicaid payments *shall not exceed* the sum of Six Million Seventy-one Thousand Two
26 Hundred Seventy-nine Dollars (**\$6,071,279.00**) in Fiscal Year 2011. Billings in excess of the
27 Seventy Five (75%) credit *shall* be paid by other appropriated funds. The Department of Public
28 Health and Social Services *shall* remit all adjudicated claims for processing for MIP payments.

1 **Section 5. Guam Memorial Hospital Authority Pharmaceuticals Fund**
2 **Appropriation.** Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11, Guam
3 Code Annotated, the sum of Eight Million Ninety-five Thousand Thirty-eight Dollars
4 **(\$8,095,038)** is appropriated from the Guam Memorial Hospital Authority Pharmaceuticals Fund
5 to the GMHA for Fiscal Year 2011.

6 **Section 6. Guam Memorial Hospital Authority Healthy Futures Fund**
7 **Appropriations.**

8 (a) Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11,
9 Guam Code Annotated, the sum of Two Million Four Hundred Thirty-five Thousand
10 Seven Hundred Seven Dollars **(\$2,435,707)** is appropriated from the Healthy Futures
11 Fund to the GMHA for Fiscal Year 2011 Operational Expenses.

12 (b) Pursuant to §26603(d) of Article 6, Chapter 26, Title 11, Guam Code
13 Annotated, the sum of One Million Dollars **(\$1,000,000)** is appropriated from the Healthy
14 Futures Fund to the GMHA for Fiscal Year 2011, for the line of credit pursuant to
15 §80104 (t), Chapter 80 Division 4, Title 10, Guam Code Annotated.

1 **CHAPTER III**

2 **HEALTH**

3 **PART II - DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the
5 Department of Public Health & Social Services (DPHSS) to expend their funds in accordance
6 with the object class appropriations.

7 It is further the intent of *I Liheslaturan Guåhan* to increase the funding level of the
8 DPHSS Community Health Centers. The increase *shall* be appropriated from the Healthy
9 Futures Fund and *shall* be expended in accordance with the following priorities, primarily
10 physicians and other health professionals previously funded through the American Recovery and
11 Reinvestment Act (ARRA), and utilities for the DPHSS Community Health Centers. Any
12 appropriations unexpended after paying for the aforementioned expenditures *shall* be used to
13 fund expenditures related to operations of the DPHSS Community Health Centers.

14 *I Liheslatura Guåhan* recognizes the efforts of the DPHSS Community Health Centers in
15 the expansion of facilities and services. It is the intent of *I Liheslaturan Guåhan* for the DPHSS
16 Community Health Center Council and the Management of the DPHSS Community Health
17 Centers to conduct a full review of their fee schedule to examine alternative ways to increase
18 funding.

19 **Section 2. Appropriation.** Funds provided in this Section are hereby appropriated
20 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
21 the Department of Public Health and Social Services for its operations in Fiscal Year 2011. This
22 appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$2,635,689	\$3,973,319	\$6,609,008
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$923,244	\$1,304,368	\$2,227,612
6	TRAVEL/MILE	220	\$42,156	\$12,750	\$54,906
7	CONT. SERV.	230	\$9,233,747	\$766,696	\$10,000,443
8	OFF. RENTAL	233	\$471,605	\$162,600	\$634,205
9	SUP. & MAT.	240	\$71,790	\$331,042	\$402,832
10	EQUIPMENT	250	\$10,049	\$0	\$10,049
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$150	\$0	\$150
14	MISC	290	\$19,245,650	\$200,000	\$19,445,650
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$428,951	\$20,412	\$449,363
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$33,063,031	\$6,771,187	\$39,834,218

17 **Healthy Futures Fund - \$6,044,365 (111-\$3,614,831; 113-\$1,173,741; 230-\$544,189; 233-**
 18 **\$162,600; 240-\$328,592; 290-\$200,000; 363-\$20,412)**

19 **Environmental Health Fund - \$726,822 (111-\$358,488; 113-\$130,627; 220-\$12,750; 230-**
 20 **\$222,507; 240-\$2,450)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$33,063,031
3	FEDERAL MATCHING GRANTS-IN-AID	\$25,914,601
4	SPECIAL FUNDS	\$6,771,187
5	TOTAL	\$65,748,819

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund, the Healthy Futures Fund, and the Environmental Health
8 Fund to Object Category 111 for the Department of Public Health and Social Services, and *shall*
9 be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
10 employees funded within this Subsection for satisfactory performance pursuant to §6202,
11 Chapter 6 of Title 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$71,213
13	General Fund-\$20,575; Healthy Futures Fund-\$40,794; Environmental Health Fund-\$ 9,844		

14 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
15 **Administered by the Department of Administration.** The amounts below are appropriated
16 from the General Fund, the Healthy Futures Fund, and the Environmental Health Fund to the
17 Cost Account identified in this Subsection and *shall* be used to fund power, water/sewer, medical
18 and dental insurance and vacancies in Fiscal Year 2011 for the Department of Public Health and
19 Social Services.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
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POWER	Utility Cost Account	\$644,411
WATER/SEWER	Utility Cost Account	\$30,542
MED/DENTAL INSURANCE	Health Benefit Cost Account	\$203,838
VACANCIES	Vacancy Pool Cost Account	\$0
TOTAL		\$878,791

Health Benefits: General Fund-\$65,403; Healthy Futures Fund-\$116,231; Environmental Health Fund-\$22,204

Section 5. Public Assistance Program Payments. The sum of Three Million Four Hundred Thirty-two Thousand Six Hundred Fifty-three Dollars (**\$3,432,653**) from the Base Operational Appropriation is authorized as the Local Match for Federal Matching Grants-In-Aid to the DPHSS for Public Assistance Program payments and administration for Fiscal Year 2011. Nine Million Six Hundred Nineteen Thousand Two Hundred Twenty-three Dollars (**\$9,619,223**) is authorized from Federal Matching Grants-In-Aid.

Section 6. Medically Indigent Program (MIP) Appropriations.

(a) The sum of Thirteen Million Three Hundred Twenty-two Thousand Nine Hundred Seven Dollars (**\$13,322,907**) is appropriated from the General Fund to the Medically Indigent Program Payment Revolving Fund (MIPPR) for the MIP for Fiscal Year 2011.

(b) The sum of Two Million Five Hundred Thousand Dollars (**\$2,500,000**) is appropriated from Guam Cancer Trust Fund to the MIPPR for the MIP to fund cancer screening, treatment and support services for Fiscal Year 2011.

Section 7. Medicaid Program. The sum of Fifteen Million Four Hundred Fifty-four Thousand Six Hundred Forty-five Dollars (**\$15,454,645**) from the Base Operational Appropriation is authorized as the local match requirement of the Medicaid Program and Fifteen Million Four Hundred Seventy Thousand Two Hundred Seventy-one Dollars (**\$15,470,271**) is authorized from Federal Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2011.

1 **Section 8. Medicines and Vacant Positions for the DPHSS Community Health**
2 **Centers.** The sum of Seven Hundred Sixty Thousand Seven Hundred Thirty-one Dollars
3 **(\$760,731)** is appropriated from the Healthy Futures Fund to the DPHSS Community Health
4 Centers for Fiscal Year 2011. Four Hundred Thirty-one Thousand Seven Hundred Thirty-one
5 Dollars **(\$431,731)** is for the purchase of medicines, and the sum of Three Hundred Twenty-nine
6 Thousand Dollars **(\$329,000)** is for the continued employment of providers hired to work in the
7 DPHSS Community Health Centers (Increased Services to Health Centers - ARRA Grant) in
8 Fiscal Year 2010.

9 **Section 9. Enhanced Allotment Plan.** The sum of Four Hundred Seventeen
10 Thousand Dollars **(\$417,000)** from the Base Operational Appropriation is authorized as the local
11 match requirement of the Enhanced Allotment Plan (Medicaid Part D) Program and Eight
12 Hundred Twenty-five Thousand One Hundred Seven Dollars **(\$825,107)** is authorized from
13 Federal Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2011.

14 **Section 10. Department of Public Health and Social Services Carry-Over**
15 **Authorization.** The unexpended balance of appropriations from the General Fund and Special
16 Funds to the DPHSS for Fiscal Year 2010 *shall not* revert to the General Fund and *shall* be
17 available until fully expended for the original purposes of said appropriations. The Director of
18 DPHSS *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* regarding the allocation,
19 demographics and expenditures of the appropriations contained herein *no later than* thirty (30)
20 days after the end of each quarter and post the same on DPHSS's website. The Director of
21 Administration *shall* pay MIP and Medicaid vendors on a first-in first-out basis.

22 **Section 11. Appropriation to the Guam Cancer Registry.** Pursuant to §26603(d)(4)
23 of Title 11 of the Guam Code Annotated, the sum of Two Hundred Two Thousand Nine
24 Hundred Seventy Dollars (\$202,970) is appropriated from the Healthy Futures Fund to the
25 Department of Public Health and Social Services to maintain the Guam Cancer Registry pursuant
26 to §3201.1 of Title 10 of the Guam Code Annotated. The Department of Public Health and
27 Social Services *shall* provide funding to the University of Guam for services, supplies and/or
28 materials in executing the Memorandum of Agreement between the University of Guam and the
29 Department of Public Health and Social Services regarding the collection of data and the

1 maintenance of the Guam Cancer Registry. Any funds pursuant to this Section *not* expended in
2 Fiscal Year 2010 *shall* revert to the Guam Cancer Trust Fund.

3 **Section 12.** The sum of One Hundred Thousand Dollars (**\$100,000**) is appropriated
4 from the General Fund to the Department of Public Health and Social Services and *shall* be used
5 to fund the operations of the Guam Animals in Need (GAIN) animal shelter in *Yigo*, Guam for
6 Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code
7 Annotated, and this Act, this appropriation *shall* continue to be available until expended.

1 **CHAPTER III**

2 **PART III - DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
4 Department of Mental Health and Substance Abuse (DMHSA) *shall* expend the funds
5 appropriated in accordance with the object class appropriation levels. The DMHSA *shall not*
6 have the authority to transfer any funds between object classes. Funds *shall* only be transferred
7 to the travel object class in so much as the funds transferred represent the local match to
8 authorized federal travel.

9 It is further the intent of *I Liheslaturan Guåhan* that the DMHSA *shall* expend *no less*
10 *than* One Million Four Hundred Thousand Dollars (\$1,400,000) for the operation of the Child
11 Adolescent Services Division and the *I Famagu'on-ta* Program.

12 It is further the intent of *I Liheslaturan Guåhan* that the DMHSA access the lump sum
13 amount of Two Million Dollars (\$2,000,000) for costs related to the consent decree on the
14 DMHSA. The funds *shall* be exclusively for the implementation of the Court-Ordered Amended
15 Comprehensive Implementation Plan (Permanent Injunction) as approved by the District Court.
16 *If* the funds are *not* expended within the fiscal year, the funds *shall not* lapse and *shall* remain
17 available for expenditure for its authorized purpose. Prior to use of the funds, the Director of the
18 DMHSA *shall* notify and submit a report to the Speaker of the *I Liheslaturan Guåhan*. The
19 report *shall* indicate the intent to use the funds to meet requirements set forth by the federal
20 monitors. The Director of the DMHSA *shall* submit a breakdown of the expenditures to be
21 incurred and reference the specific portions of the Permanent Injunction to be addressed.

22 **Section 2. Appropriation.** Funds provided in this Section are hereby appropriated
23 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
24 the DMHSA for its operations in Fiscal Year 2011. This appropriation *shall* be expended in
25 accordance with the object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$2,816,522	\$2,187,851	\$5,004,373
4	OT/SP	112	\$54,851	\$30,200	\$85,051
5	BENEFITS	113	\$984,962	\$670,304	\$1,655,266
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$2,704,756	\$254,075	\$2,958,831
8	OFF. RENTAL	233	\$98,000	\$0	\$98,000
9	SUP. & MAT.	240	\$0	\$1,041,169	\$1,041,169
10	EQUIPMENT	250	\$19,100	\$143,339	\$162,439
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$54,260	\$509,000	\$563,260
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$120,000	\$0	\$120,000
18	CAP. OTLY.	450	\$0	\$165,000	\$165,000
19	GR. TOTAL		\$6,852,452	\$5,000,938	\$11,853,390

20 **Healthy Futures Fund \$ 5,000,938**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$6,852,452
3	FEDERAL MATCHING GRANTS –IN-AID		\$0
4	SPECIAL FUNDS		\$5,000,938
5	TOTAL		\$11,853,390

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the DMHSA and *shall* be used to
8 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
10 Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$61,802
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12 **Healthy Futures Fund-\$7,309; General Fund-\$54,493**

13 **Section 4. Special Pay.** The amount below in this Subsection is appropriated from
14 the General Fund Object Category 111 and *shall* be used to fund all Special Pay, to include Night
15 Differential Pay and ten percent (10%) Hazardous Pay in Fiscal Year 2011 for eligible classified
16 employees funded within this Subsection.

17	SPECIAL PAY	111 Total	\$238,668
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18 **Section 5. Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are appropriated
20 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
21 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DMHSA.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$514,607
WATER/SEWER	Utility Cost Account	\$17,566
MED/DENTAL INSURANCE	Health Benefit Account	\$213,406
TOTAL		\$745,579

Health Benefits: \$30,400-Healthy Futures Fund; \$183,006-General Fund

Section 6. Department of Mental Health and Substance Abuse (DMHSA) – Detoxification & Rehabilitation Services. The sum of Eight Hundred Eighty-three Thousand Two Hundred Dollars (**\$883,200**) is appropriated from the General Fund to the DMHSA for Fiscal Year 2011 for outsourcing of drug and alcohol detoxification, rehabilitation, and prevention services, *provided* that the expenditure of such funds *shall* comply with Title 48 USC §1421b(p).

Section 7. Re-appropriation of Unexpended and Unencumbered Appropriations to the Department of Mental Health and Substance Abuse (DMHSA) for the Amended Comprehensive Implementation Plan (ACIP). The unexpended and unencumbered appropriation remaining as of August 1, 2010, the sum of Two Million Dollars (**\$2,000,000**), from the appropriation contained in Chapter 4, Section 3(b) of Public Law 29-02 is hereby re-appropriated to DMHSA in order to comply with the Court-Ordered Amended Comprehensive Implementation Plan (Permanent Injunction) approved by the District Court for Fiscal Year 2011. This re-appropriation *shall not* be subject to the transfer authority of *I Maga’lahen Guâhan*.

1 **CHAPTER III**

2 **PART IV - DEPARTMENT OF INTEGRATED SERVICES FOR INDIVIDUALS WITH**
3 **DISABILITIES**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
5 Department of Integrated Services for Individuals with Disabilities (DISID) *shall* retain its
6 funding levels according to the maintenance of effort and according to its expenditure levels in
7 Fiscal Year 2010.

8 **Section 2. Appropriation.** Funds provided in this Section are hereby appropriated
9 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
10 the DISID for its operations in Fiscal Year 2011.

11 This appropriation *shall* be expended in accordance with object class allocations outlined
12 below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$282,188	\$0	\$282,188
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$98,100	\$0	\$98,100
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$68,040	\$513,881	\$581,921
8	OFF. RENTAL	233	\$118,128	\$0	\$118,128
9	SUP. & MAT.	240	\$4,000	\$0	\$4,000
10	EQUIPMENT	250	\$0	\$0	\$0
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$609,955	\$0	\$609,955
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$15,500	\$0	\$15,500
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$1,195,911	\$513,881	\$1,709,792

17 **Healthy Futures Fund \$513,881**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,195,911
3	FEDERAL MATCHING GRANTS-IN-AID	\$2,992,651
4	SPECIAL FUNDS	\$513,881
5	TOTAL	\$4,702,443

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the DISID and *shall* be used to
 8 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
 10 Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$4,464
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12 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are appropriated
 14 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
 15 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DISID.

16	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
17	POWER	Utility Cost Account	\$0
18	WATER/SEWER	Utility Cost Account	\$0
19	MED/DENTAL INSURANCE	Health Benefit Account	\$14,127
20	TOTAL		\$14,127

CHAPTER IV
UNIFIED JUDICIARY

Section 1. Appropriation. The amounts specified in this Section are appropriated and authorized from the General Fund and Federal Matching Grants-in-Aid to the Unified Judiciary for its operations in Fiscal Year 2011.

It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and departments *shall* be taken into consideration to determine the current appropriation level needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material external funds received *shall* be used to maximize services and programs of the agencies through pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial reporting of these funds to the citizens of Guam. For FY 2011 the Unified Judiciary will be the recipient of the following federal funds below:

SUMMARY OF FEDERAL FUNDS-UNIFIED JUDICIARY

FUNDING SOURCE	AMOUNT
JABG: JUVENILE DRUG COURT	25,700
MENTAL HEALTH COURT	250,000
EDWARD BYRNE	454,999
STOP VAW	26,836
CHILD SUPPORT	250,264
EDUCATION SUBGRANTS	52,000
USDA RURAL DEVELOPMENT	100,000
PROJECT SAFE NEIGHBORHOODS	47,527
SEX OFFENDER MGT PLANNING	50,000
ARRA	6,697,932
GR. TOTAL	7,955,457

Source: Unified Judiciary Budget Hearing Presentation for FY 2011

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$23,121,379
3	FEDERAL MATCHING GRANTS-IN-AID	\$1,016,312
4	SPECIAL FUNDS	\$145,000
5	TOTAL	\$24,282,691

6 **Section 2. Court-Appointed Attorney Fees.** The sum of Eight Hundred Thousand
7 Dollars (**\$800,000**) is appropriated from the General Fund for Fiscal Year 2011 to the Unified
8 Judiciary for the sole purpose of paying court-appointed attorney fees arising from the defense of
9 indigent clients. Said funds *shall* be deposited into the Judicial Client Services Fund account, as
10 created by Title 7, Guam Code Annotated, Division 1, Chapter 9.6, and *shall not* be subject to
11 any transfer authority. Any unexpended funds appropriated herein *shall* be reverted to the
12 General Fund at the end of FY 2011.

13 **Section 3. Adult and Juvenile Drug Courts.** The sum of Six Hundred Ninety-eight
14 Thousand Nine Hundred Fifty-two Dollars (**\$698,952**) is appropriated from the General Fund to
15 the Unified Judiciary for the operations of the Adult and Juvenile Drug Courts for Fiscal Year
16 2011.

17 **Section 4. Family Visitation Center.** The sum of One Hundred Forty-five
18 Thousand Dollars (**\$145,000**) is appropriated from the Safe Streets Fund, for Fiscal Year 2011,
19 to the Unified Judiciary to pay for contractual services for the operation of the Family Visitation
20 Center, *provided*, that the Judiciary must comply with §18125 (c) and (d) of Title 16, Guam
21 Code Annotated, and §9211 (b) of Title 7, Guam Code Annotated.

22 **Section 5. Transfer Authority of the Judiciary of Guam.** The Unified Judiciary in
23 FY 2011 is authorized to transfer funds from the appropriation made in Section 1 into the
24 appropriations made in Sections 2, 3 and 4, but *shall not* transfer appropriations out from the
25 appropriations made in these Sections into Section 1.

26 **Section 6. Continuing Appropriation to the Judiciary.** The unexpended balance
27 of the funds appropriated to the Unified Judiciary for Fiscal Year 2010 *shall not* lapse and is
28 available to the Unified Judiciary for expenditures in Fiscal Year 2011.

1 **CHAPTER V**

2 **EXECUTIVE BRANCH**

3 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that the

4 Fiscal Year 2011 Budget submitted by the Administration on January 29, 2010 contains
5 information and assumptions requiring adjustments based upon the most recent financial reports
6 compiled by various executive branch agencies and the Office of Finance and Budget. The
7 financial team representing the Administration in a public hearing on the revenue projections
8 contained in the Fiscal Year 2011 budget submittal revised downward the estimated revenues,
9 factoring in most current financial reports. The Office of Finance and Budget, along with the
10 Special Economic Services and the Special Accounting Services work groups, independently
11 reviewed the additional information and concur that a reduction in revenue estimates is
12 necessary.

13 To manage the gap between the adopted revenue estimates and the actual revenues
14 collected during Fiscal Year 2010, the Administration has determined its priorities for the
15 various departments and agencies by the implementation of a reserve allotment schedule for the
16 expenditures of the appropriations approved in the Fiscal Year 2010 Budget.

17 The revised revenue estimates correspondingly require an adjustment in the budget
18 allocations for all departments and agencies receiving support from the General Fund from the
19 levels presented in the Administration’s Fiscal Year 2011 budget submittal. While challenged
20 with this task, *I Liheslaturan Guåhan*, in arriving at the funding levels contained herein, is
21 guided by the priorities of the Administration as reflected in its reserve of the allotment released
22 of the authorized appropriations for Fiscal Year 2010.

23 **Section 2. Appropriation.** The amounts specified in the Summary of Base
24 Operational Appropriation in Subsections (a) through (dd) are hereby appropriated and
25 authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid,
26 specified in the respective Summary of Base Operational Appropriation Funding Source, to the
27 agencies, departments and offices in each Subsection for its operations in Fiscal Year 2011. This
28 appropriation *shall* be expended in accordance with object class allocations outlined below.

1 (a) **OFFICE OF I MAGA'LAHI**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$3,268,039	\$239,673	\$3,507,712	
OT/SP	112	\$223,494	\$0	\$223,494	
BENEFITS	113	\$906,242	\$79,930	\$986,172	
TRAVEL/MILE	220	\$0	\$42,500	\$42,500	
CONT. SERV.	230	\$920,000	\$7,500	\$927,500	
OFF. RENTAL	233	\$35,000	\$0	\$35,000	
SUP. & MAT.	240	\$70,633	\$3,500	\$74,133	
EQUIPMENT	250	\$55,855	\$0	\$55,855	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$71,993	\$7,500	\$79,493	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$91,000	\$7,500	\$98,500	
CAP. OTLY.	450	\$75,000	\$0	\$75,000	
GR. TOTAL		\$5,717,256	\$388,103	\$6,105,359	

22 **Indirect Cost Fund \$388,103**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$5,717,256
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$388,103
5	TOTAL	\$6,105,359

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the sum
7 of Four Million Two Hundred Four Thousand Eight Hundred Eighty-seven Dollars
8 (**\$4,204,887**) be appropriated from the General Fund to the Executive Direction within
9 the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent
10 of *I Liheslaturan Guåhan* that the sum of Six Hundred Fifty-eight Thousand Nine
11 Hundred Twenty-two Dollars (**\$658,922**) be appropriated from the General Fund to the
12 Government House within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal
13 Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of One Hundred
14 Eighty-one Thousand Nine Hundred Thirty-five Dollars (**\$181,935**) be appropriated from
15 the General Fund, and the sum of Two Thousand Five Hundred Dollars (**\$2,500**) be
16 appropriated from the Indirect Cost Fund to the Bureau of Information Technology
17 within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the
18 intent of *I Liheslaturan Guåhan* that the sum of Six Hundred Sixty-three Thousand Four
19 Hundred Fifty-eight Dollars (**\$663,458**) be appropriated from the General Fund to the
20 Medical Referral Office within the Office of *I Maga'låhen Guåhan* for its operations in
21 Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of Three
22 Hundred Thirty-three Thousand Four Hundred Six Dollars (**\$333,406**) be appropriated
23 from the General Fund to the Guam Liaison Office, Washington D.C. within the Office
24 of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I*
25 *Liheslaturan Guåhan* that the sum One Million Twenty-one Thousand Fifty-four Dollars
26 (**\$1,021,054**) be appropriated from the General Fund, and Thirty-five Thousand Dollars
27 (**\$35,000**) from the Indirect Cost Fund to the Lt. Governor's Office within the Office of *I*
28 *Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I*
29 *Liheslaturan Guåhan* that the sum of Three Hundred Fifty Thousand Six Hundred Three

1 Dollars (**\$350,603**) be appropriated from the Indirect Cost to the Guam State
 2 Clearinghouse, and Training and Continuing Education within the Office of *I*
 3 *Maga'låhen Guåhan* for its operations in Fiscal Year 2011.

4 It is further the intent of *I Liheslaturan Guåhan* that the sum of Seventy-three
 5 Thousand Three Hundred Seventeen Dollars (**\$73,317**) be allocated from Office of the
 6 Governor to the Department of *Chamorro* Affairs as follows:

7 Object Class 111: Fifty-four Thousand Nine Hundred Eighty-eight Dollars
 8 (**\$54,988**); and,

9 Object Class 113: Eighteen Thousand Three Hundred Twenty-nine Dollars
 10 (**\$18,329**).

11 (2) **Increments and Promotions.** The amount below in this Subsection is
 12 appropriated from the General Fund to Object Category 111 to the Office of *I Maga'lahi*
 13 and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
 14 classified employees funded within this Subsection for satisfactory performance pursuant
 15 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

16 INCREMENTS AND PROMOTIONS 111 Total \$0

17 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 18 **Administered by the Department of Administration.** The amounts below are
 19 appropriated from the General Fund to the Cost Account identified in this Subsection and
 20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 21 in Fiscal Year 2011 for the Office of *I Maga'lahi*.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$4,000
WATER/SEWER	Utility Bank Fund	\$4,000
MED/DENTAL INSURANCE	Health Benefit Fund	\$0
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$8,000

29 (4) **Indirect Cost Fund.** The sum of Thirty Thousand Dollars (**\$30,000**) is
 30 appropriated from the Indirect Cost Fund to the Guam State Clearinghouse for costs such

1 as training, supplies and equipment associated with negotiating and administering the
2 Government of Guam's indirect cost rate in Fiscal Year 2011.

1 (b) ANCESTRAL LANDS COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$128,399	\$0	\$128,399
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$43,136	\$0	\$43,136
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$0	\$0
9	OFF. RENTAL	233	\$31,334	\$0	\$31,334
10	SUP. & MAT.	240	\$500	\$0	\$500
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$3,000	\$0	\$3,000
19	CAP. OTLY.	450	\$0	\$0	\$0
20	GR. TOTAL		\$206,369	\$0	\$206,369
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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$206,369
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$206,369

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Ancestral Lands
8 Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111	Total	\$981
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Ancestral Lands Commission.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$5,538
VACANCIES	Vacancy Pool Fund	\$0
TOTAL	`	\$5,538

1 (c) **BUREAU OF BUDGET AND MANAGEMENT RESEARCH**
 2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$188,888	\$324,754	\$513,642
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$30,268	\$114,116	\$144,384
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$13,170	\$0	\$13,170
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$2,000	\$0	\$2,000
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$14,333	\$0	\$14,333
19	CAP. OTLY.	450	\$0	\$0	\$0
20	GR. TOTAL		\$248,659	\$438,870	\$687,529

18 **Indirect Cost Fund \$438,870**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$248,659
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$438,870
5	TOTAL	\$687,529

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Bureau of Budget and
8 Management Research and *shall* be used to fund all increments and promotions in Fiscal
9 Year 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$18,585
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Bureau of Budget and Management Research.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$4,501
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$4,501

(3) **Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year 2011.** The sum of Thirty Thousand Dollars (**\$30,000**) is appropriated from the Indirect Cost Fund to the Bureau of Budget and Management Research for costs such as training, supplies and equipment associated with negotiating and administering the government of Guam’s indirect cost rate in Fiscal Year 2011.

(4) The sum of Six Hundred Thirty-seven Thousand Five Hundred Eighty-one Dollars (**\$637,581**) is appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the Bureau of Budget and Management Research for its Base Operational use as outlined in Chapter V Subsection (c). The Director of the Bureau of Budget and Management Research *shall* submit an expenditure plan by object category to the Office of Finance and Budget within thirty (30) days of the enactment of this Act.

1 (d) CIVIL SERVICE COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$580,015	\$0	\$580,015	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$187,180	\$0	\$187,180	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$10,208	\$0	\$10,208	
OFF. RENTAL	233	\$24,000	\$0	\$24,000	
SUP. & MAT.	240	\$1,000	\$0	\$1,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$3,000	\$0	\$3,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$805,403	\$0	\$805,403	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$805,403
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$805,403

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Civil Service
8 Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$7,401
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Civil Service Commission.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$25,570
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$25,570

1 (e) DEPARTMENT OF ADMINISTRATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$3,954,496	\$247,653	\$4,202,149	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$1,340,355	\$86,643	\$1,426,998	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$614,047	\$0	\$614,047	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$24,237	\$4,073	\$28,310	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$375,000	\$0	\$375,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$6,308,135	\$338,369	\$6,646,504	

19

20 Indirect Cost Fund \$338,369

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$6,308,135
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$338,369
5	TOTAL		\$6,646,504

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 to the Department of
 8 Administration and *shall* be used to fund all increments and promotions in Fiscal Year
 9 2011 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$93,754
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund to Object Category 111 and *shall* be used to fund all Special Holiday
 14 Pay in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

15	SPECIAL PAY	111 Total	\$5,143
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16 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 17 **Administered by the Department of Administration.** The amounts below are
 18 appropriated from the General Fund to the Cost Account identified in this Subsection and
 19 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 20 in Fiscal Year 2011 for the Department of Administration.

21	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
22			
23	POWER	Utility Bank Fund	\$168,061
24	WATER/SEWER	Utility Bank Fund	\$40,476
25	MED/DENTAL INSURANCE	Health Benefit Fund	\$179,708
26	VACANCIES	Vacancy Pool Fund	\$0
27	TOTAL		\$388,244
28	Indirect Cost Fund \$50,516 (Power)		

1 (4) **Support of Child in Custody (Title 19 GCA §5116).** The sum of Six
2 Hundred Eighty-four Thousand One Hundred Seventy Dollars (**\$684,170**) is appropriated
3 from the General Fund for Fiscal Year 2011 to the Department of Administration for the
4 *sole* purpose of paying orders of the court pursuant to §5116, Title 19, Guam Code
5 Annotated.

6 (5) **Residential Treatment Fund.** The sum of One Million Two Hundred
7 Thousand Dollars (**\$1,200,000**) is appropriated from the General Fund to the Department
8 of Administration (DOA) in Fiscal Year 2011 to pay the expenses of persons under the
9 jurisdiction of the Superior Court of Guam who require residential care because of
10 physical, mental or emotional disabilities, or severe emotional disturbances. All such
11 persons and their escorts referred off Guam for treatment and care *shall* submit to the
12 Director of Administration appropriate documentation to justify and receive
13 reimbursement of their travel expenses. The Director of Administration *shall* submit
14 reports to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* describing all
15 expenditures made pursuant to this appropriation *no later than* thirty (30) days after the
16 end of each quarter of Fiscal Year 2011 and post the same on the DOA website.

17 (6) **Government Claims Fund.** The sum of One Hundred Thousand Dollars
18 (**\$100,000**) is appropriated from the General Fund to the Department of Administration
19 for the Government Claims Fund for payment of approved government claims in Fiscal
20 Year 2011. The Director of Administration *shall, no later than* thirty (30) days after the
21 close of each quarter of Fiscal Year 2011, submit a report to the Speaker of *I*
22 *Liheslaturan Guåhan* describing expenditures made pursuant to this appropriation, and
23 post the same on the Department's website.

24 (7) **Government of Guam's General Purpose Financial Statement and**
25 **Single Audit Report.** The sum of Three Hundred Seventy-seven Thousand Dollars
26 (**\$377,000**) is appropriated from the General Fund to the Department of Administration
27 for the Fiscal Year 2010 Audit of the Government of Guam's General Purpose Financial
28 Statement and the Single Audit Report. The Public Auditor *shall* administer said funds
29 and *shall* oversee the annual audit.

1 (8) **Single Audit Report on the Tourist Attraction Fund.** The sum of
2 Eighteen Thousand Dollars (**\$18,000**) is appropriated from the Tourist Attraction Fund to
3 the Department of Administration for the Fiscal Year 2010 Audit of the Government of
4 Guam’s Tourist Attraction Fund Financial Statement and Single Audit Report. The
5 Public Auditor *shall* administer said funds and *shall* oversee the annual audit.

6 (9) **Single Audit Report on Guam Highway Fund.** The sum of Eighteen
7 Thousand Dollars (**\$18,000**) is appropriated from the Guam Highway Fund to the
8 Department of Administration for the Fiscal Year 2010 Audit of the Government of
9 Guam’s Highway Fund Financial Statement and Single Audit Report. The Public
10 Auditor *shall* administer said funds and *shall* oversee the annual audit.

11 (10) **Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year**
12 **2011 for Training and Continuing Education.** The sum of Thirty Thousand Dollars
13 (**\$30,000**) is appropriated from the Indirect Cost Fund to the Department of
14 Administration for training and continuing education of persons employed as government
15 accountants, and in related positions. Of the amount appropriated in this Subsection, the
16 amount of Four Thousand Dollars (**\$4,000**) *shall* be used for the Department of
17 Administration to conduct workshop training for citizen centric reporting.

18 (11) **Appropriation for Bank Fees and the Department of Administration.**
19 *I Liheslaturan Guåhan* recognizes the benefit of efficient cash management to the
20 operations of the government of Guam. By accepting various modes of payments, *I*
21 *Liheslaturan Guåhan* understands that its constituency *shall* be provided with options
22 whereby debts owed to the government of Guam can be satisfied. It is the intent *I*
23 *Liheslaturan Guåhan* to promote payment of these debts by accepting various payment
24 options.

25 *I Liheslaturan Guåhan* also recognizes that accepting various payment options
26 present additional cost to the government of Guam. Whereas, *I Liheslaturan Guåhan*
27 recognizes that use of credit cards and debit cards provide a convenient method for
28 citizens to pay their liabilities. Fees incurred to the use of these payment methods
29 represent a convenience to the payer and accordingly *shall not* be a burden to the
30 government of Guam.

1 The government of Guam through the Department of Administration *shall*
2 contract with a third party provider whereby collections of non-cash payments received
3 are processed. The third party service provider *shall* remit the full value of the liability
4 owed by the payer to the government of Guam. The third party service provider *shall*
5 have the ability to accept non-cash payments received and charge necessary fees related
6 to the processing of the payments.

7 The sum of Nine Hundred Thousand Dollars (**\$900,000**) is hereby appropriated
8 from the General Fund for projected first quarter bank fees. The remaining Two Million
9 Seven Hundred Thousand Dollars (**\$2,700,000**) of projected FY 2011 bank fees are
10 embedded as appropriations in the Base Operational Budget in Chapter V Subsection (e).

11 Effective January 1, 2011, the Department of Administration Base Operational
12 Budget *shall* be de-appropriated for all bank fees charged to the government of Guam for
13 payment of taxes, fees or any other payments that result in reduced revenue to the
14 government of Guam. On a monthly basis, all bank fees charged to the government of
15 Guam *shall* be de-appropriated from the Base Operational Budget in Chapter V
16 Subsection (e) and re-appropriated to said bank fees.

17 The Director of the Department of Administration *shall* provide a report to *I*
18 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* by January 15, 2011, on
19 the status of the mandate set forth in this Section and *shall* appear before the Committee
20 on Appropriations and present the findings. In the event that bank fees are still being
21 charged after January 1, 2011, a monthly de-appropriation report *shall* be sent to *I*
22 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* *no later than* the 15th of
23 the following month.

24 (12) The sum of One Million Five Hundred Dollars (**\$1,000,500**) is
25 appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the
26 Department of Administration for its Base Operational use as outlined in Chapter V
27 Subsection(e). The Director of the Department of Administration *shall* submit an
28 expenditure plan by object category to the Bureau of Budget and Management Research
29 and the Office of Finance and Budget within thirty (30) days of the enactment of this Act.

1 (f) **GUAM ELECTION COMMISSION**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$189,715	\$0	\$189,715	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$70,417	\$0	\$70,417	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$493,767	\$0	\$493,767	
OFF. RENTAL	233	\$111,539	\$0	\$111,539	
SUP. & MAT.	240	\$6,000	\$0	\$6,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$208,400	\$0	\$208,400	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$12,850	\$0	\$12,850	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,092,688	\$0	\$1,092,688	

17

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,092,688
3	FEDERAL MATCHING GRANTS -IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,092,688

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to
7 appropriate the sum of One Hundred Twenty-four Thousand Five Hundred Ninety-two
8 Dollars (**\$124,592**) from the General Fund to the Guam Election Commission to cover
9 the shortfall from the Special Election held in March of 2010, in addition to their initial
10 request in the following Object Classes:

- 11 Object Class 230: One Hundred Thousand Dollars (**\$100,000**); and
- 12 Object Class 233: Twenty-four Thousand Five Hundred Ninety-two Dollars
13 (**\$24,592**).

14 The sum of Two Hundred Fifty Thousand Dollars (**\$250,000**) shall be
15 appropriated from the General Fund to the Guam Election Commission in Object
16 Category 290 pursuant to Title 3, Guam Code Annotated, Chapter 21 the Guam
17 Decolonization Registry. Pursuant to Guam law, *at least* seventy percent (70%) of those
18 eligible to vote pursuant to Title 1, Guam Code Annotated, Chapter 21 must be registered
19 in the Decolonization Registry before a plebiscite can be scheduled. *I Liheslaturan*
20 *Guåhan* intends that the GEC efforts to update the Decolonization Registry be prioritized
21 and expedited, toward the goal of obtaining registrations of approximately seventy
22 percent (70%) of those persons eligible to vote in the plebiscite in the next fiscal year.

23 (2) **Increments and Promotions.** The amount below in this Subsection is
24 appropriated from the General Fund to Object Category 111 to the Guam Election
25 Commission and shall be used to fund all increments and promotions in Fiscal Year 2011
26 for eligible classified employees funded within this Subsection for satisfactory
27 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

28	INCREMENTS AND PROMOTIONS	111 Total	\$0
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29 (3) **Agency expenses appropriated to central cost funds administered by**
30 **the Department of Administration.** The amounts below are appropriated from the

1 General Fund to the Cost Fund identified in this Subsection and *shall* be used to fund
2 Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011
3 for the Guam Election Commission.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
6	POWER	Utility Bank Fund	\$0
7	WATER/SEWER	Utility Bank Fund	\$0
8	MEDICAL & DENTAL INSURANCE	Health Benefit Fund	\$12,700
9	VACANCIES	Vacancy Pool Fund	\$0
10	TOTAL		\$12,700

1 (g) DEPARTMENT OF REVENUE AND TAXATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$5,702,477	\$501,592	\$6,204,068	
OT/SP	112	\$138,609	\$11,370	\$149,979	
BENEFITS	113	\$1,919,548	\$137,737	\$2,057,285	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$1,473,892	\$1,473,892	
OFF. RENTAL	233	\$1,244,849	\$0	\$1,244,849	
SUP. & MAT.	240	\$0	\$137,730	\$137,730	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$1,000	\$0	\$1,000	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$30,000	\$0	\$30,000	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$9,036,483	\$2,262,321	\$11,298,803	

17

18 Better Public Service Fund \$1,576,609 (230-\$1,438,879; 240-\$137,730)

19 Tax Collection Enhancement Fund \$685,712 (111-\$501,592; 112-\$11,370; 113-\$137,737;
20 230-\$35,013)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$9,036,483
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$2,262,321
5	TOTAL	\$11,298,803

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
 7 Department of Revenue and Taxation *shall* utilize funds appropriated into Object
 8 Categories 111 and 113 for the purpose of funding any vacancies to be recruited for in
 9 Fiscal Year 2011.

10 It is further the intent of *I Liheslaturan Guåhan* that external funds available to
 11 agencies and departments *shall* be taken into consideration to determine the current
 12 appropriation level needed. As to maximize the use of these funds, *I Liheslaturan*
 13 *Guahan* intends that material external funds received *shall* be used to maximize services
 14 and programs of the agencies through pursuit of indirect cost reimbursements and use of
 15 ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also
 16 aspires for complete transparency in the financial reporting of these funds to the citizens
 17 of Guam. For FY 2011, the Department of Revenue and Taxation will be the recipient of
 18 the following federal funds below:

19 **SUMMARY OF FEDERAL FUNDS-DEPARTMENT OF REVENUE AND TAXATION**

20	FUNDING SOURCE	AMOUNT
21	STATE FISCAL STABILIZATION FUND	3,600,000
22	GR. TOTAL	3,600,000

23 **Source: State Fiscal Stabilization Fund Application-Department of Revenue and**
 24 **Taxation**

25 (2) **Increments and Promotions.** The amount below in this Subsection is
 26 appropriated from the General Fund and the Tax Collection Enhancement Fund to Object
 27 Category 111 to the Department of Revenue and Taxation and *shall* be used to fund all
 28 increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 29 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
 30 4, Guam Code Annotated.

1 INCREMENTS AND PROMOTIONS 111 Total \$6,671

2 **Tax Collection Enhancement Fund (111-\$3,284)**

3 **General Fund (111-\$3,388)**

4 (3) **Agency Expenses Appropriated to Central Cost Accounts**
5 **Administered by the Department of Administration.** The amounts below are
6 appropriated from the General Fund and the Tax Collection Enhancement Fund to the
7 Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer,
8 Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of
9 Revenue and Taxation.

10	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
11	POWER	Utility Bank Fund	\$0
12	WATER/SEWER	Utility Bank Fund	\$113,764
13	MED/DENTAL INSURANCE	Health Benefit Fund	\$272,737
14	VACANCY POOL	Vacancy Pool Fund	\$0
15	TOTAL		\$386,501

16 **Tax Collection Enhancement Fund (Health Benefits-\$23,990, Water/Sewer**
17 **\$113,764)**

18 **General Fund (Health Benefits-\$248,747)**

19 (4) **Appropriation to Department of Revenue and Taxation for Income**
20 **Tax Refund Compensation Plan.** The sum of Thirty Thousand Dollars (**\$30,000**) is
21 appropriated from the General Fund to the Department of Revenue and Taxation for
22 purpose of funding the incentive compensation plan required in Chapter I Section 8.

23 (5) **Re-appropriation of Unexpended and Unencumbered Appropriations**
24 **to the Department of Revenue and Taxation for the hiring of vacancies.** The
25 unexpended and unencumbered appropriations remaining as of August 1, 2010, the sum
26 of Three Hundred Thousand Dollars (**\$300,000**) from the appropriation contained in
27 Section 11, Chapter 1 of Public Law 29-03, is hereby re-appropriated to the Department
28 of Revenue and Taxation to fill their vacancies, which may include a tax attorney. This
29 re-appropriation *shall not* be subject to the transfer authority of *I Maga'lahaen Gu'ahan*.

1 (h) BUREAU OF STATISTICS AND PLANS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$825,485	\$0	\$825,485
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$273,628	\$0	\$273,628
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$0	\$0
OFF. RENTAL	233	\$21,000	\$0	\$21,000
SUP. & MAT.	240	\$6,474	\$0	\$6,474
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$0	\$0
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$9,000	\$0	\$9,000
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$1,135,587	\$0	\$1,135,587

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,135,587
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,135,587

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Bureau of Statistics
8 and Plans and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$15,378
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Bureau of Statistics and Plans.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$32,110
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$32,110

1 (i) **DEPARTMENT OF PUBLIC WORKS**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$5,590,106	\$6,329,923	\$11,920,029
5	OT/SP	112	\$0	\$59,712	\$59,712
6	BENEFITS	113	\$1,962,667	\$2,140,856	\$4,103,523
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$53,559	\$2,718,851	\$2,772,410
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$561,248	\$1,704,435	\$2,265,683
11	EQUIPMENT	250	\$0	\$635,070	\$635,070
12	WRK. COMP.	270	\$0	\$6,000	\$6,000
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$5,250	\$5,250
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$45,600	\$72,135	\$117,735
19	CAP. OTLY.	450	\$18,000	\$510,000	\$528,000
20	GR. TOTAL		\$8,231,180	\$14,182,232	\$22,413,412

21 **DPW Building & Design Fund \$541,175 (111-\$293,980; 113-\$88,777; 230-\$60,664; 240-\$7,684; 250-\$40,070; 450-\$50,000)**

22 **Solid Waste Operations Fund \$6,211,816 (111-\$1,384,680; 112-\$59,712; 113-\$496,767; 230-\$2,215,236; 240-\$1,003,380; 250-\$575,000; 270- \$5,000; 363-\$12,041; 450-\$460,000)**

23 **Territorial Highway Fund \$7,429,241 (111- \$4,651,263; 113-\$1,555,312; 230-\$442,951; 240- \$693,371; 250-\$ 20,000; 270- \$1,000; 290- \$5,250; 363-\$ 60,094)**

24 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

1 (3) **Agency Expenses Appropriated to Central Cost Accounts**
2 **Administered by the Department of Administration.** The amounts below are
3 appropriated from the General Fund, the Guam Highway Fund and the Solid Waste
4 Operations Fund to the Cost Account identified in this Subsection and *shall* be used to
5 fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year
6 2011 for the Department of Public Works.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$943,688
WATER/SEWER	Utility Bank Fund	\$162,300
MEDICAL & DENTAL INSURANCE	Health Benefit Fund	\$610,157
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$1,716,145
Power: Solid Waste Operations Fund \$99,000, Guam Highway Fund \$844,688		
Water: General Fund \$123,300, Solid Waste Operations Fund \$39,000		
Health Benefits: General Fund \$326,490, Solid Waste Operations Fund \$78,277,		
Guam Highway Fund \$190,061, DPW Building and Design Fund \$15,330		

1 (j) **CONTRACTORS LICENSE BOARD**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$342,835	\$342,835	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$126,097	\$126,097	
TRAVEL/MILE	220	\$0	\$16,000	\$16,000	
CONT. SERV.	230	\$0	\$72,980	\$72,980	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$11,055	\$11,055	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$4,200	\$4,200	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$12,000	\$12,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$585,167	\$585,167	

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18 **Contractors License Board Fund \$585,167**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$585,167
5	TOTAL	\$585,167

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Contractors License Board Fund to Object Category 111 for the
8 Contractors License Board and *shall* be used to fund all increments and promotions in
9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$6,470
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the Contractors License Board Fund to the Cost Account identified in
15 this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental
16 Insurance and Vacancies in Fiscal Year 2011 for the Contractors License Board.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$5,500
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$23,156
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$28,656

1 (k) **PEALS BOARD**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$72,862	\$72,862	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$23,910	\$23,910	
TRAVEL/MILE	220	\$0	\$3,500	\$3,500	
CONT. SERV.	230	\$0	\$30,845	\$30,845	
OFF. RENTAL	233	\$0	\$18,000	\$18,000	
SUP. & MAT.	240	\$0	\$2,500	\$2,500	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$60,679	\$60,679	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$2,900	\$2,900	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$215,196	\$215,196	

17

18 **PEALS Fund \$215,196**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$215,196
5	TOTAL	\$215,196

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Professional Engineers, Architects and Land Surveyors (PEALS)
8 Board Fund to Object Category 111 for the PEALS Board and *shall* be used to fund all
9 increments and promotions in Fiscal Year 2011 for eligible classified employees funded
10 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
11 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$2,451
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13 (2) **Agency Expenses Appropriated to Central Cost Accounts**
14 **Administered by the Department of Administration.** The amounts below are
15 appropriated from the Professional Engineers, Architects and Land Surveyors Board
16 Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power,
17 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
18 PEALS Board.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$3,500
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$2,367
VACANCIES	Vacancy Pool Fund	\$20,757
TOTAL		\$26,624

(3) **Funding Source.** The Professional Engineers, Architects and Land Surveyors Board is authorized, for its Fiscal Year 2011 operations, to expend *up to* the level of revenues collected for the Professional Engineers, Architects and Land Surveyors Board Fund in Fiscal Year 2011.

1 (1) **GUAM POLICE DEPARTMENT**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$15,401,914	\$0	\$15,401,914	
OT/SP	112	\$677,533	\$0	\$677,533	
BENEFITS	113	\$5,228,319	\$0	\$5,228,319	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$15,000	\$511,790	\$526,790	
OFF. RENTAL	233	\$232,200	\$0	\$232,200	
SUP. & MAT.	240	\$304,235	\$58,320	\$362,555	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$20,387	\$0	\$20,387	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$147,300	\$0	\$147,300	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$293,052	\$0	\$293,052	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$22,319,941	\$570,110	\$22,890,051	

17

18 **Police Services Fund \$570,110**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$22,319,941
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$570,110
5	TOTAL	\$22,890,051

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Guam Police
8 Department and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS 111 Total \$209,150

12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to
14 include Holiday Pay, Night Differential Pay, Hazardous Pay ten percent (10%),
15 Hazardous Pay four percent (4%), and Additional Pay six (6) hours, in Fiscal Year 2011
16 for eligible classified employees funded within this Subsection.

17 SPECIAL PAY 111 Total \$1,752,072

18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the General Fund to the Cost Account identified in this Subsection and
21 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
22 in Fiscal Year 2011 for the Guam Police Department.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$687,368
WATER/SEWER	Utility Bank Fund	\$41,043
MED/DENTAL INSURANCE	Health Benefit Fund	\$666,551
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$1,394,961

1 (m) DEPARTMENT OF CORRECTIONS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$8,526,210	\$0	\$8,526,210	
OT/SP	112	\$432,059	\$0	\$432,059	
BENEFITS	113	\$2,949,505	\$0	\$2,949,505	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$2,056,504	\$1,063,662	\$3,120,166	
OFF. RENTAL	233	\$114,000	\$0	\$114,000	
SUP. & MAT.	240	\$102,515	\$96,000	\$198,515	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$79,800	\$0	\$79,800	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$70,000	\$0	\$70,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$14,330,593	\$1,159,662	\$15,490,255	

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18 DOC Revolving Fund \$1,063,662 (230-\$1,063,662)

19 Safe Streets Act \$96,000 (240-\$96,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$14,330,593
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$1,159,662
5	TOTAL		\$15,490,255

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Department of
 8 Corrections, and *shall* be used to fund all increments and promotions in Fiscal Year 2011
 9 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$106,908
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to
 14 include Night Differential Pay, ten percent (10%) Hazardous Pay in Fiscal Year 2011 for
 15 eligible classified employees funded within this Subsection.

16	SPECIAL PAY	111	Total	\$1,492,904
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17 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 18 **Administered by the Department of Administration.** The amounts below are
 19 appropriated from the General Fund to the Cost Account identified in this Subsection and
 20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 21 in Fiscal Year 2011 for the Department of Corrections.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$991,082
WATER/SEWER	Utility Bank Fund	\$181,183
MED/DENTAL INSURANCE	Health Benefit Fund	\$434,270
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$1,606,535

(4) Re-appropriation of Unexpended and Unencumbered Appropriations to the Department of Corrections.

The sum of Three Million Two Hundred Eighty-three Thousand Five Hundred Eighty-nine Dollars (\$3,283,589) of the unexpended and unencumbered appropriation remaining as of August 1, 2010, from the appropriations contained in Section 4 of Public Law 30-37 is hereby re-appropriated to the Department of Corrections for the payment of prior and current year obligations for prisoners confined in federal facilities of the Federal Bureau of Prisons. This re-appropriation *shall not* be subject to transfer authority of *I Maga'lâhi*.

1 (n) DEPARTMENT OF AGRICULTURE

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$1,949,459	\$0	\$1,949,459	
OT/SP	112	\$14,437	\$0	\$14,437	
BENEFITS	113	\$667,386	\$0	\$667,386	
TRAVEL/MILE	220	\$5,000	\$0	\$5,000	
CONT. SERV.	230	\$22,697	\$13,200	\$35,897	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$14,442	\$18,535	\$32,977	
EQUIPMENT	250	\$0	\$5,000	\$5,000	
WRK. COMP.	270	\$1,288	\$0	\$1,288	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$3,400	\$3,400	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$25,000	\$4,784	\$29,784	
CAP. OTLY.	450	\$0	\$44,000	\$44,000	
GR. TOTAL		\$2,699,710	\$88,919	\$2,788,629	

17

18 Guam Plant Inspection & Permit Fund \$88,919

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$2,699,710
3	FEDERAL MATCHING GRANTS-IN-AID	\$327,000
4	SPECIAL FUNDS	\$88,919
5	TOTAL	\$3,115,629

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Department of
 8 Agriculture, and *shall* be used to fund all increments and promotions in Fiscal Year 2011
 9 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$27,769
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to
 14 include Night Differential Pay, ten percent (10%) Hazardous Pay, and eight percent (8%)
 15 Hazardous Pay, in Fiscal Year 2011 for eligible classified employees funded within this
 16 Subsection.

17	SPECIAL PAY	111 Total	\$69,024
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18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 19 **Administered by the Department of Administration.** The amounts below are
 20 appropriated from the General Fund and the Guam Plant Inspection and Permit Fund to
 21 the Cost Account identified in this Subsection and *shall* be used to fund Power,
 22 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
 23 Department of Agriculture.

24	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
26	POWER	Utility Bank Fund	\$126,488
27	WATER/SEWER	Utility Bank Fund	\$36,869
28	MED/DENTAL INSURANCE	Health Benefit Fund	\$92,795
29	VACANCIES	Vacancy Pool Fund	\$0
30	TOTAL		\$256,151

- 1 **Power: General Fund-\$101,488; Guam Plant Inspection & Permit Fund-\$25,000**
- 2 **Water: General Fund-\$34,669; Guam Plant Inspection & Permit Fund-\$2,200**

1 (o) **GUAM PUBLIC LIBRARY SYSTEM**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$795,101	\$0	\$795,101	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$279,033	\$0	\$279,033	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$70,000	\$0	\$70,000	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$20,678	\$0	\$20,678	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$77,123	\$0	\$77,123	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,241,934	\$0	\$1,241,934	

17

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,241,934
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,241,934

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Guam Public Library
 8 System, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
 9 eligible classified employees funded within this Subsection for satisfactory performance
 10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$16,290
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are
 14 appropriated from the General Fund to the Cost Account identified in this Subsection and
 15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 16 in Fiscal Year 2011 for the Guam Public Library System.

17	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
18			
19	POWER	Utility Bank Fund	\$122,845
20	WATER/SEWER	Utility Bank Fund	\$5,639
21	MED/DENTAL INSURANCE	Health Benefit Fund	\$38,644
22	VACANCIES	Vacancy Pool Fund	\$0
23	TOTAL		\$167,127

1 (p) DEPARTMENT OF YOUTH AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$2,511,411	\$103,902	\$2,615,313	
OT/SP	112	\$37,698	\$0	\$37,698	
BENEFITS	113	\$877,744	\$38,185	\$915,930	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$427,096	\$26,122	\$453,218	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$147,458	\$21,590	\$169,048	
EQUIPMENT	250	\$0	\$9,410	\$9,410	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$45,000	\$0	\$45,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$4,046,408	\$199,209	\$4,245,617	

17

18 Healthy Futures Fund \$199,209

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$4,046,408
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$199,209
5	TOTAL		\$4,245,617

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 of the Department of Youth
8 Affairs, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance
10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	32,834
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12 **Healthy Futures Fund-\$1,916**

13 **General Fund-\$30,918**

14 (2) **Special Pay.** The amount below in this Subsection is appropriated from
15 the General Fund Object Category 111, and *shall* be used to fund all Special Pay, to
16 include Holiday Pay, Night Differential Pay and ten percent (10%) Hazardous Pay, in
17 Fiscal Year 2011 for eligible classified employees funded within this Subsection.

18	SPECIAL PAY	111 Total	12,302
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19 (3) **Agency Expenses Appropriated to Central Cost Accounts**
20 **Administered by the Department of Administration.** The amounts below are
21 appropriated from the General Fund to the Cost Account identified in this Subsection and
22 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
23 in Fiscal Year 2011 for the Department of Youth Affairs.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$95,943
WATER/SEWER	Utility Bank Fund	\$15,780
MED/DENTAL INSURANCE	Health Benefit Fund	\$137,358
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$249,081

Health Benefits - Healthy Futures Fund \$6,712; General Fund \$130,646

(4) **Youth Program Appropriation.** The sum of Three Hundred Seventy-one Thousand Six Hundred Seventy-seven Dollars (**\$371,677**) is appropriated from the General Fund for Fiscal Year 2011 to the Department of Youth Affairs (DYA) to fund programs contracted out to non-governmental organizations for youths who are runaways, homeless, or victims of abuse.

(5) **Carry Over Authorization.** The unexpended balance of appropriation pursuant to Public Law 30-101 from the General Fund to the Department of Youth Affairs *shall not* revert to the General Fund and *shall* be available until fully expended for the original purposes of said appropriation.

1 (q) **GUAM ENVIRONMENTAL PROTECTION AGENCY**
 2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$0	\$282,058	\$282,058
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$99,555	\$99,555
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$248,000	\$248,000
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$43,248	\$43,248
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$200,000	\$200,000
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$38,134	\$38,134
19	CAP. OTLY.	450	\$0	\$0	\$0
20	GR. TOTAL		\$0	\$910,995	\$910,995

18 **Guam Environmental Fund \$310,796 (111- \$93,128; 113-\$33,321; 230-\$140,000; 240-\$24,344; 363-**
 19 **\$20,003)**

20 **Air Pollution Control Fund \$259,795 (111-\$139,129; 113-\$48,830; 230-\$50,000; 240-\$11,836; 363-**
 21 **\$10,000)**

22 **Water Protection Fund \$66,231 (111-\$20,946; 113-\$8,607; 230-\$28,000; 240-\$3,616; 363-\$5,062)**

23 **Water Research and Development Fund \$74,173(111-\$28,855; 113-\$8,797; 230-\$30,000; 240-\$3,452;**
 24 **363- \$3,069)**

25 **Solid Waste Operations Fund \$200,000 (290-\$200,000)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$910,995
5	TOTAL	\$910,995

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the Guam
7 Environmental Protection Agency to expend their funds in accordance with the object
8 class appropriations. The Guam Environmental Protection Agency *shall not* have the
9 authority to transfer any funds between object classes. Funds *shall only* be transferred to
10 the travel object class in so much as the funds transferred represent the local match to
11 authorized federal travel.

12 It is the intent of *I Liheslaturan Guåhan* to increase the appropriations level of the
13 Guam Environmental Protection Agency (GEPA). The additional funds *shall* be
14 appropriated from the Tourist Attraction Fund and the Solid Waste Operations Fund. The
15 appropriation recognizes the importance of environmental protection to the island’s
16 fragile ecological balance and continued sustainability. Appropriations from these funds
17 recognize that the cost imposed to the Agency *shall* be offset by funds generated related
18 to these activities.

19 The sum of Two Hundred Thousand Dollars (**\$200,000**) *shall* be appropriated
20 from the Solid Waste Operations Fund to the Guam Environmental Protection Agency.
21 The appropriation recognizes the duties and responsibilities of the Agency related to the
22 closure, monitoring, and opening of the island’s landfills.

23 The Tourist Attraction Fund *shall* provide resources to the Guam Environmental
24 Protection Agency for tasks performed by the Agency related to the monitoring of the
25 island’s beaches and any other tourist infrastructure. As tourism represents a major
26 contributor to the island’s economy, the following appropriation ensures that the island’s
27 beaches are safe for recreational and commercial use.

28 **Beach Monitoring.** The sum of One Hundred Thousand Dollars (**\$100,000**) is
29 hereby appropriated from the Tourist Attraction Fund to the Guam Environmental
30 Protection Agency for the *sole* purpose of beach monitoring. This appropriation *shall*

1 continue to be available until expended. This appropriation is *not* subject to transfer or
 2 use for any other purpose.

3 (2) **Increments and Promotions.** The amount below in this Subsection is
 4 appropriated to Object Category 111 for the Guam Environmental Protection Agency and
 5 *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
 6 classified employees funded within this Subsection for satisfactory performance pursuant
 7 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

8 INCREMENTS AND PROMOTIONS 111 Total \$0

9 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 10 **Administered by the Department of Administration.** The amounts below are
 11 appropriated to the Cost Account identified in this Subsection and *shall* be used to fund
 12 Power, Water/Sewer. Medical and Dental Insurance and Vacancies in Fiscal Year 2011
 13 for the Guam Environmental Protection Agency, and *shall* be funded from Object
 14 Categories 111 and 113 in Chapter V Section 2 (q).

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$81,406
WATER/SEWER	Utility Bank Fund	\$2,770
MED/DENTAL INSURANCE	Health Benefit Fund	\$0
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$84,176

23 **Power: Air Pollution Control Fund-\$20,000; Environmental Trust Fund-\$24, 230;**
 24 **Water Protection Fund-\$19,620; Water Research and Development Fund-**
 25 **\$17,556**

26 **Water: Air Pollution Control Fund-\$1,000; Environmental Trust Fund-\$1,770**

27 (4) **Funding Source.** Funds appropriated in (1) and (2) of this Subsection,
 28 *unless* otherwise specified, are appropriated from the Environmental Fund, the Guam
 29 Environmental Trust Fund, the Water Protection Fund, and the Water Research and
 30 Development Fund.

1 (5) **Transfer Exemption.** The funds appropriated in this Subsection are *not*
2 subject to *I Maga'låhen Guåhan's* transfer authority.

1 (r) DEPARTMENT OF LABOR/AHRD

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$214,856	\$662,984	\$877,840
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$49,613	\$216,341	\$265,954
TRAVEL/MILE	220	\$0	\$5,000	\$5,000
CONT. SERV.	230	\$39,369	\$82,319	\$121,688
OFF. RENTAL	233	\$137,692	\$40,260	\$177,952
SUP. & MAT.	240	\$2,619	\$6,703	\$9,322
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$1,800	\$0	\$1,800
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$898,593	\$41,400	\$939,993
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$30,000	\$9,000	\$39,000
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$1,374,542	\$1,064,006	\$2,438,548

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18 Manpower Development Fund \$ 1,064,006 (111-\$662,984; 113-\$216,341; 220-\$5,000; 230-
19 \$82,319; 233-\$40,260; 240-\$6,703; 290-\$41,400; 363-\$9,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,374,542
3	FEDERAL MATCHING GRANTS-IN-AID	\$41,400
4	SPECIAL FUNDS	\$1,064,006
5	TOTAL	\$2,479,948

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that an
 7 additional allocation of One Hundred Fifty Thousand Dollars (**\$150,000**) to the
 8 Department of Labor/Agency for Human Resources Development *shall* be allocated from
 9 the Manpower Development Fund. The funds *shall* be used exclusively for the *sole*
 10 purpose of Alien Labor Processing and Compliance Inspections.

11 (2) **Increments and Promotions.** The amount below in this Subsection is
 12 appropriated from the General Fund to Object Category 111 for the Department of
 13 Labor/AHRD, and *shall* be used to fund all increments and promotions in Fiscal Year
 14 2011 for eligible classified employees funded within this Subsection for satisfactory
 15 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

16	INCREMENTS AND PROMOTIONS	111 Total	\$12,241
17	General Fund: \$10,596; Manpower Development Fund: \$1,645		

18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 19 **Administered by the Department of Administration.** The amounts below are
 20 appropriated from the Manpower Development Fund to the Cost Account identified in
 21 this Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental
 22 Insurance and Vacancies in Fiscal Year 2011 for the Department of Labor/AHRD.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$26,277
VACANCIES	Vacancy Pool Fund	\$238,541
TOTAL		\$264,818

Health Benefits Account: General Fund-\$19,774; Manpower Development Fund-\$6,504

(4) **Appropriation to the Worker's Compensation Fund.** The sum of Seven Hundred Ninety-eight Thousand Five Hundred Ninety-three Dollars (**\$798,593**) is appropriated from the General Fund to the Department of Labor for the Worker's Compensation Fund for Fiscal Year 2011 for Worker's Compensation payments pursuant to §9144, Title 22, Guam Code Annotated, including, obligations incurred in past years and in the future. Said appropriation may be used to pay for medical, surgical, and other treatment; nurses; hospital services; medical travel and per diem costs; medicine; crutches; and equipment required by a claimant for such period as his injury and the recovery therefrom may require. Said appropriation *shall not* be expended for disability compensation payments for FTE's funded by this Act. The Director of Labor may use *no more than* Forty Thousand Dollars (**\$40,000**) from said appropriation to pay for legal services for Worker's Compensation hearings.

1 (s) DEPARTMENT OF PARKS AND RECREATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$2,083,179	\$154,000	\$2,237,179	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$730,616	\$46,000	\$776,616	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$58,647	\$0	\$58,647	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$36,000	\$12,694	\$48,694	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$30,000	\$0	\$30,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$2,938,442	\$212,694	\$3,151,136	

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18 Public Recreation Services Fund \$212,694 (111-\$154,000; 113-\$46,000; 240-\$12,694)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$2,938,442
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$212,694
5	TOTAL	\$3,151,136

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Department of Parks
8 and Recreation, and *shall* be used to fund all increments and promotions in Fiscal Year
9 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$46,012
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund Object Category 111, and *shall* be used to fund all Special Pay, to
14 include 10% Hazardous Pay and 8% Hazardous Pay, in Fiscal Year 2011 for eligible
15 classified employees funded within this Subsection.

16	SPECIAL PAY	111 Total	\$23,689
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17 (3) **Agency Expenses Appropriated to Central Cost Accounts**
18 **Administered by the Department of Administration.** The amounts below are
19 appropriated from the General Fund to the Cost Account identified in this Subsection and
20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
21 in Fiscal Year 2011 for the Department of Parks and Recreation.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$221,234
WATER/SEWER	Utility Bank Fund	\$401,790
MED/DENTAL INSURANCE	Health Benefit Fund	\$113,582
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$736,606

(4) **Maintenance and Repair of Public Restrooms.** The sum of Five Hundred Twenty Thousand One Hundred Sixty-six Dollars (**\$520,166**) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance and repair of restroom facilities in public parks island-wide for Fiscal Year 2011. *No later than thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation shall submit a quarterly report of the expenditures from this appropriation to the Public Auditor and the Speaker of I Liheslaturan Guåhan, and post the same on the Department’s website.*

(5) **Maintenance of Pool Facilities.** The sum of Three Hundred Forty-Nine Thousand Two Hundred Eleven Dollars (**\$349,211**) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance of pool facilities for Fiscal Year 2011. These funds *shall* be used for the northern pool and the *Hagåtña* pool. *No later than thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation shall submit a quarterly report of the expenditures from this appropriation to the Public Auditor and the Speaker of I Liheslaturan Guåhan, and post the same on the Department’s website.*

(t) **DEPARTMENT OF LAND MANAGEMENT**
SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$0	\$1,877,352	\$1,877,352
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$0	\$644,094	\$644,094
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$340,277	\$340,277
OFF. RENTAL	233	\$0	\$305,424	\$305,424
SUP. & MAT.	240	\$0	\$27,972	\$27,972
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$7,200	\$7,200
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$0	\$22,693	\$22,693
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$0	\$3,225,011	\$3,225,011

Land Survey Revolving Fund \$3,225,011 (111-\$1,877,352; 113-\$644,094; 230-\$340,277;
233-\$305,424; 240-\$27,972; 290-\$7,200; 363-\$22,693)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$3,225,011
5	TOTAL	\$3,225,011

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Land Survey Revolving Fund to Object Category 111 for the
8 Department of Land Management, and *shall* be used to fund all increments and
9 promotions in Fiscal Year 2011 for eligible classified employees funded within this
10 Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam
11 Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$47,616
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13 (2) **Agency Expenses Appropriated to Central Cost Accounts**
14 **Administered by the Department of Administration.** The amounts below are
15 appropriated from the Land Survey Revolving Fund to the Cost Account identified in this
16 Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance
17 and Vacancies in Fiscal Year 2011 for the Department of Land Management.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$91,784
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$91,784

(3) **Funding Source.** Funds provided for vacancies in this Subsection are appropriated from the Land Survey Revolving Fund. Notwithstanding §60602, Chapter 60 of Title 21, Guam Code Annotated, the appropriation made from the Land Survey Revolving Fund to the Department of Land Management by this Act may be expended for the Department of Land Management’s operations in Fiscal Year 2011.

1 (u) CHIEF MEDICAL EXAMINER

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$256,344	\$0	\$256,344	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$82,979	\$0	\$82,979	
TRAVEL/MILE	220	\$4,500	\$0	\$4,500	
CONT. SERV.	230	\$44,820	\$0	\$44,820	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$6,174	\$0	\$6,174	
EQUIPMENT	250	\$4,285	\$0	\$4,285	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$35	\$0	\$35	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$2,620	\$0	\$2,620	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$401,757	\$0	\$401,757	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$401,757
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$401,757

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Chief Medical
8 Examiner, and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$1,530
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and
16 Vacancies in Fiscal Year 2011 for the Chief Medical Examiner.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$7,913
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$7,913

1 (v) **VETERANS AFFAIRS OFFICE**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$159,328	\$0	\$159,328	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$53,828	\$0	\$53,828	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$90,000	\$0	\$90,000	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$14,924	\$0	\$14,924	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$7,000	\$0	\$7,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$325,080	\$0	\$325,080	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$325,080
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$325,080

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate
7 the sum of Ninety Thousand Dollars (**\$90,000**) from the General Fund, in addition to
8 their original request to Object Category 230 within the Veterans Affairs Office, to
9 contract maintenance services to address the deficiencies of the Veterans Cemetery.

10 (2) **Increments and Promotions.** The amount below in this Subsection is
11 appropriated from the General Fund to Object Category 111 for the Veterans Affairs
12 Office, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
13 eligible classified employees funded within this Subsection for satisfactory performance
14 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

15	INCREMENTS AND PROMOTIONS	111 Total	\$1,953
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16 (3) **Agency Expenses Appropriated to Central Cost Accounts**
17 **Administered by the Department of Administration.** The amounts below are
18 appropriated from the General Fund to the Cost Account identified in this Subsection and
19 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
20 in Fiscal Year 2011 for the Veterans Affairs Office.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$11,000
WATER/SEWER	Utility Bank Fund	\$1,032
MED/DENTAL INSURANCE	Health Benefit Fund	\$6,810
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$18,842

1 (w) CUSTOMS AND QUARANTINE AGENCY

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$5,733,393	\$5,733,393	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$1,804,776	\$1,804,776	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$95,491	\$95,491	
OFF. RENTAL	233	\$0	\$546,000	\$546,000	
SUP. & MAT.	240	\$0	\$16,440	\$16,440	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$54,600	\$54,600	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$8,250,700	\$8,250,700	

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18 Customs, Agriculture, and Quarantine Inspection Services Fund \$8,250,700 (111-
19 \$5,733,393; 113-\$1,804,776; 230-\$95,491; 233-\$546,000; 240-\$16,440; 290-\$54,600)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$8,250,700
5	TOTAL	\$8,250,700

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to
8 Object Category 111 for the Customs and Quarantine Agency, and *shall* be used to fund
9 all increments and promotions in Fiscal Year 2011 for eligible classified employees
10 funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6
11 of Title 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$71,177
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13 (2) **Special Pay.** The amount below in this Subsection is appropriated from
14 the Customs, Agriculture, and Quarantine Inspection Services Fund Object Category 111,
15 and *shall* be used to fund all Special Pay in Fiscal Year 2011 for eligible classified
16 employees funded within this Subsection.

17	SPECIAL PAY	111 Total	\$32,665
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18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to
21 the Cost Account identified in this Subsection and *shall* be used to fund Power,
22 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
23 Customs and Quarantine Agency.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$15,147
WATER/SEWER	Utility Bank Fund	\$45,000
MED/DENTAL INSURANCE	Health Benefit Fund	\$122,376
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$182,522

1 (x) DEPARTMENT OF *CHAMORRO* AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$501,608	\$0	\$501,608	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$170,093	\$0	\$170,093	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$132,499	\$0	\$132,499	
OFF. RENTAL	233	\$192,029	\$0	\$192,029	
SUP. & MAT.	240	\$3,737	\$0	\$3,737	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$999,967	\$0	\$999,967	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$999,967
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$999,967

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate
7 Seventy-two Thousand Four Hundred Forty-nine Dollars (**\$72,449**) from the General
8 Fund into Object Category 230 for the purpose of installing a fire alarm system at the
9 *Chamorro Village*.

10 The President’s position is currently filled by a Staff Assistant under Executive
11 Direction with the Office of *I Maga’låhen Guåhan* and *shall* continue to be funded as
12 such.

13 (2) **Increments and Promotions.** The amount below in this Subsection is
14 appropriated from the General Fund to Object Category 111 for the Department of
15 *Chamorro Affairs*, and *shall* be used to fund all increments and promotions in Fiscal
16 Year 2011 for eligible classified employees funded within this Subsection for satisfactory
17 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

18	INCREMENTS AND PROMOTIONS	111 Total	\$7,135
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19 (3) **Agency Expenses Appropriated to Central Cost Accounts**
20 **Administered by the Department of Administration.** The amounts below are
21 appropriated from the General Fund to the Cost Account identified in this Subsection and
22 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
23 in Fiscal Year 2011 for the Department of *Chamorro Affairs*.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$40,483
WATER/SEWER	Utility Bank Fund	\$3,478
MED/DENTAL INSURANCE	Health Benefit Fund	\$21,730
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$65,690

(4) The sum of Seventy-three Thousand Three Hundred Seventeen Dollars (\$73,317) is appropriated from the General Fund to the Department of *Chamorro* Affairs for the salary and benefits of the President.

1 (y) **DEPARTMENT OF MILITARY AFFAIRS**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$220,927	\$0	\$220,927	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$51,095	\$0	\$51,095	
TRAVEL/MILE	220	\$5,750	\$0	\$5,750	
CONT. SERV.	230	\$35,976	\$0	\$35,976	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$17,569	\$0	\$17,569	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$11,322	\$0	\$11,322	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$4,000	\$0	\$4,000	
CAP. OTLY.	450	\$18,250	\$0	\$18,250	
GR. TOTAL		\$364,889	\$0	\$364,889	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$364,889
3	FEDERAL MATCHING GRANTS-IN-AID	\$1,547,700
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,912,589

6 (1) **Increments and Promotions.** The amounts below are appropriated from
7 the General Fund to Object Category 111 for the Department of Military Affairs, and
8 *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
9 classified employees funded within this Subsection for satisfactory performance pursuant
10 to §6202, Chapter 6 of Title 4, Guam Code Annotated. The funding source for this
11 Subsection *shall* be forty percent (40%) from the General Fund and sixty percent (60%)
12 from Federal Matching Grants-in-Aid awarded to the Department of Military Affairs.

13	INCREMENTS AND PROMOTIONS	111 Total	\$1,059
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14 (2) **Agency Expenses Appropriated to Central Cost Accounts**
15 **Administered by the Department of Administration.** The amounts below are
16 appropriated from the General Fund to the Cost Account identified in this Subsection,
17 and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and
18 Vacancies in Fiscal Year 2011 for the Department of Military Affairs. The funding
19 source for this Subsection *shall* be forty percent (40%) from the General Fund and sixty
20 percent (60%) from Federal Matching Grants-in-Aid awarded to the Department of
21 Military Affairs.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$278,312
WATER/SEWER	Utility Bank Fund	\$6,083
MED/DENTAL INSURANCE	Health Benefit Fund	\$7,356
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$291,751

1 (z) **GUAM COUNCIL ON ARTS AND HUMANITIES**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$101,437	\$0	\$101,437	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$36,600	\$0	\$36,600	
TRAVEL/MILE	220	\$9,967	\$0	\$9,967	
CONT. SERV.	230	\$16,146	\$0	\$16,146	
OFF. RENTAL	233	\$37,150	\$0	\$37,150	
SUP. & MAT.	240	\$2,500	\$0	\$2,500	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$70,000	\$0	\$70,000	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$2,900	\$0	\$2,900	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$276,700	\$0	\$276,700	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$276,700
3	FEDERAL MATCHING GRANTS-IN-AID	\$288,700
4	SPECIAL FUNDS	\$0
5	TOTAL	\$565,400

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Guam Council on the
8 Arts and Humanities Agency, and *shall* be used to fund all increments and promotions in
9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.
11 The funding source for this Subsection *shall* be fifty percent (50%) from the General
12 Fund and fifty percent (50%) from Federal Matching Grants-in-Aid awarded to the Guam
13 Council on the Arts & Humanities Agency.

14	INCREMENTS AND PROMOTIONS	111 Total	\$0
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15 (2) **Agency Expenses Appropriated to Central Cost Accounts**
16 **Administered by the Department of Administration.** The amounts below are
17 appropriated to the Cost Account identified in this Subsection and *shall* be used to fund
18 Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011
19 for the Guam Council on the Arts and Humanities Agency. The funding source for this
20 Subsection *shall* be fifty percent (50%) from the General Fund and fifty percent (50%)
21 from Federal Matching Grants-in-Aid awarded to the Guam Council on the Arts &
22 Humanities Agency.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$12,000
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$0
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$12,000

(3) **Guam Territorial Band.** The sum of Fifty Thousand Dollars (**\$50,000**) is appropriated from the Tourist Attraction Fund to the Guam Council on the Arts and Humanities Agency, and *shall* be used to fund the operations of the Guam Territorial Band in Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

1 (aa) **GUAM FIRE DEPARTMENT**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$12,112,844	\$1,009,830	\$13,122,674	
OT/SP	112	\$1,895,257	\$194,105	\$2,089,362	
BENEFITS	113	\$4,180,142	\$197,329	\$4,377,471	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$222,093	\$160,000	\$382,093	
OFF. RENTAL	233	\$115,000	\$0	\$115,000	
SUP. & MAT.	240	\$165,316	\$92,296	\$257,612	
EQUIPMENT	250	\$0	\$257,024	\$257,024	
WRK. COMP.	270	\$8,786	\$0	\$8,786	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$589,950	\$216,544	\$806,494	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$45,000	\$48,000	\$93,000	
CAP. OTLY.	450	\$0	\$112,890	\$112,890	
GR. TOTAL		\$19,334,388	\$2,288,018	\$21,622,406	

19

20 **Enhanced 911 Emergency Reporting System Fund \$1,634,994 (111-\$547,830; 112-\$56,105;**
21 **113-\$197,329; 230-\$150,000; 240-\$82,296; 250-\$224,000; 290-\$216,544; 363-\$48,000; 450-**
22 **\$112,890)**

23 **Fire, Life and Medical Emergency Fund \$653,024 (111-\$462,000; 112-\$138,000; 230-**
24 **\$10,000; 240-\$10,000; 250-\$33,024)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$19,334,388
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$2,288,018
5	TOTAL	\$21,622,406

6 (1) **Legislative Intent.** Ambulance Fee Schedule Implementation Plan. *I*
7 *Liheslaturan Guåhan* recognizes the importance of working available ambulances for our
8 community. Without the benefit of working available ambulances, the community is
9 placed in a precarious situation and any time lost or delayed could result in a matter of
10 life and death. The people of Guam should never be placed at risk due to non-
11 functioning ambulances.

12 Currently, the Guam Fire Department (GFD) works in consultation with
13 emergency room physicians and staff of the Guam Memorial Hospital (GMH) to respond
14 to emergencies in the community. This partnership has worked to the advantage of both
15 GFD and GMH.

16 *I Liheslaturan Guåhan* understands that GFD has in place an adopted fee
17 schedule and is authorized to bill for its services, including ambulance services, which is
18 deposited to the Fire, Life and Medical Emergency (FLAME) Fund. However, for
19 numerous reasons GFD is unable to bill and collect accordingly.

20 The Fire, Life and Medical Emergency (FLAME) Fund is primarily used to
21 support the operations of the GFD, including the repair and maintenance of ambulances.
22 The collection of fees will ensure that working ambulances will be available and the
23 threat of the lack of emergency services will be diminished.

24 *I Liheslaturan Guåhan* desires to implement a billing system as soon as
25 practicable and wishes to authorize the GFD to enter into an agreement with third parties
26 to accomplish this goal and immediately make available the revenues to the GFD to
27 support its operations.

28 *I Liheslaturan Guåhan* finds there is an urgent need for the Guam Fire
29 Department to have the ability to obtain grants in support of its operations. *I*

1 *Liheslaturan Guåhan* authorizes that one (1) full-time employee from the existing Guam
2 Fire Department staffing pattern may be dedicated for grant writing purposes.

3 (2) **Authority to Enter Into Agreement or Contract.** Upon enactment of
4 the Annual Appropriations Act, the GFD and the GMH *shall* immediately convene a
5 Working Group to determine the feasibility of entering into a Memorandum of
6 Understanding between GMH and GFD, in which GMH will be responsible for the
7 issuance of bills for ambulance services provided by the GFD, receive and accept
8 payments for such services and remit collections for deposit to the FLAME Fund. GFD is
9 authorized to pay GMH from the collections an administrative fee for billing services
10 rendered under the Memorandum of Understanding. *If* the Working Group determines
11 such an arrangement is feasible, it *shall* be implemented by March 1, 2011.

12 *If* GMH is unable to enter into a Memorandum of Understanding, GFD *shall* issue
13 an RFP for a third party administrator to act as an agent for GFD in billing and collection
14 of fees for ambulance services.

15 (3) **Appropriation from the FLAME Fund from the Ambulance Services**
16 **Collection.** The sum of Six Hundred Thousand Dollars (**\$600,000**) is hereby
17 appropriated from the Fire, Life and Medical Emergency (FLAME) Fund to GFD
18 Miscellaneous Object Category 290.

19 The BBMR *shall not* release allotments for expenditures of the appropriation in
20 this Subsection, *if* the GFD does *not* have a Memorandum of Understanding with GMH
21 or a third party administrator in place by March 1, 2011 for the billing and collection of
22 ambulance services.

23 (4) **Increments and Promotions.** The amount below in this Subsection is
24 appropriated from the General Fund and to Object Category 111 for the Guam Fire
25 Department, and from the Enhanced 911 Emergency Reporting System Fund, and *shall* be
26 used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
27 employees funded within this Subsection for satisfactory performance pursuant to §6202,
28 Chapter 6 of Title 4, Guam Code Annotated.

29 INCREMENTS AND PROMOTIONS 111 Total \$116,829
30 General Fund-\$ 99,175; Enhanced 911 Emergency Reporting System Fund- \$17,654

(5) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund and the Enhanced 911 Emergency Reporting System Fund Object Category 111, and *shall* be used to fund all Special Pay, to include Holiday Pay, Night Differential Pay, 10% Hazardous Pay, Firefighter Pay, and EMT-A Duty Pay, in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY	111 Total	\$3,961,043
General Fund-\$ 3,899,612, Enhanced 911 Emergency Reporting System Fund- \$61,431		

(6) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and the Enhanced 911 Emergency Reporting System Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Fire Department.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$290,181
WATER/SEWER	Utility Bank Fund	\$58,437
MED/DENTAL INSURANCE	Health Benefit Fund	\$536,598
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$885,216

Power: General Fund-\$246,878; Enhanced 911 Emergency Reporting System Fund-\$43,303

Water: General Fund-\$51,137; Enhanced 911 Emergency Reporting System Fund-\$7,300

Health Benefits Account: General Fund-\$505,301; Enhanced 911 Emergency Reporting System Fund-\$31,297

(7) **Guam Fire Department Firefighter Recruit Cycle.** The sum of Six Hundred Thousand Dollars (**\$600,000**) is appropriated from the General Fund to the Guam Fire Department to conduct a Firefighter Recruit Cycle in Fiscal Year 2011. *No less than thirty (30) recruits shall* be funded from this appropriation.

1 (bb) **CHAMORRO LAND TRUST COMMISSION**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$451,795	\$451,795	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$170,129	\$170,129	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$41,136	\$41,136	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$3,192	\$3,192	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$6,600	\$6,600	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$672,852	\$672,852	

19

20 **Chamorro Land Trust Fund Operations Fund \$672,852**

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2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

3 GENERAL FUND \$0
4 FEDERAL MATCHING GRANTS-IN-AID \$0
5 SPECIAL FUNDS \$672,852
6 TOTAL \$672,852

7 (1) **FY 2010 Expenditure Authority.** The *Chamorro* Land Trust
8 Commission is authorized to expend any existing fund balance and revenues collected
9 from its operations above the revenues adopted in P.L. 30-55 for the following purpose:

10 (A) Independent financial audit for 2008, 2009 and 2010 \$45,000
11 (B) MOU Extension with the University of Guam \$33,000
12 (C) Legal Fees \$40,000
13 (D) Miscellaneous \$12,000.

14 (2) **Increments and Promotions.** The amount below in this Subsection is
15 appropriated from the *Chamorro* Land Trust Operations Fund to Object Category 111 for
16 the *Chamorro* Land Trust Commission, and *shall* be used to fund all increments and
17 promotions in Fiscal Year 2011 for eligible classified employees funded within this
18 Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam
19 Code Annotated.

20 INCREMENTS AND PROMOTIONS 111 Total \$7,549

21 (3) **Agency Expenses Appropriated to Central Cost Accounts**
22 **Administered by the Department of Administration.** The amounts below are
23 appropriated from the *Chamorro* Land Trust Operations Fund to the Cost Account
24 identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and
25 Dental Insurance and Vacancies in Fiscal Year 2011 for the *Chamorro* Land Trust
26 Commission.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$14,500
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$19,192
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$33,692

(4) **Funding Source.** Funds provided for vacancies in this Subsection are appropriated from the *Chamorro* Land Trust Operations Fund. The appropriation made from the *Chamorro* Land Trust Operations Fund to the *Chamorro* Land Trust Commission by this Act may be expended for the *Chamorro* Land Trust Commission’s operations in Fiscal Year 2011.

1 (cc) **PBS GUAM**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$366,532	\$0	\$366,532
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$132,769	\$0	\$132,769
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$51,029	\$0	\$51,029
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$0	\$0
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$0	\$0
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$550,330	\$0	\$550,330

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$550,330
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$550,330

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for PBS Guam, and *shall* be
8 used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
9 employees funded within this Subsection for satisfactory performance pursuant to §6202,
10 Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$7,299
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for PBS Guam.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$60,000
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$24,891
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$84,891

1 (dd) **GUAM REGIONAL TRANSIT AUTHORITY**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$245,253	\$245,253	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$82,659	\$82,659	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$2,654,060	\$2,654,060	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$4,000	\$4,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$8,400	\$8,400	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$6,000	\$6,000	
CAP. OTLY.	450	\$0	\$54,302	\$54,302	
GR. TOTAL		\$0	\$3,054,674	\$3,054,674	

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20 **Public Transit Fund \$416,427 (230-\$416,427)**

21 **Territorial Highway Fund \$2,638,247 (111-\$245,253; 113-\$82,659; 230-\$2,237,633; 240-**
22 **\$4,000; 290-\$8,400; 363-\$6,000; 450-\$54,302)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$3,054,674
5	TOTAL	\$3,054,674

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the Guam Highway Fund to Object Category 111 to the Guam
 8 Regional Transit Authority, and *shall* be used to fund all increments and promotions in
 9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
 10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$4,298
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are
 14 appropriated from the Guam Highway Fund to the Cost Account identified in this
 15 Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance
 16 and Vacancies in Fiscal Year 2011 for the Guam Regional Transit Authority.

17	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
18			
19	POWER	Utility Bank Fund	\$0
20	WATER/SEWER	Utility Bank Fund	\$0
21	MED/DENTAL INSURANCE	Health Benefit Fund	\$10,321
22	VACANCIES	Vacancy Pool Fund	\$0
23	TOTAL		\$10,321

24 (3) **Guam Regional Transit Authority Collections.** The Guam Regional
 25 Transit Authority is authorized for its Fiscal Year 2011 operations to expend *up to* the
 26 level of revenues collected for the Public Transit Fund in Fiscal Year 2011.

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CHAPTER VI

LEGISLATIVE BRANCH

Section 1. Appropriation. The sum of Seven Million Seven Hundred Sixteen Thousand Four Hundred Fifty Dollars (**\$7,716,450**) is appropriated from the General Fund to *I Liheslaturan Guåhan* for its operations, including personnel services, for Fiscal Year 2011.

Section 2. Appropriation to the Office of Finance and Budget. The sum of Three Hundred Ninety-two Thousand Four Hundred Sixty Dollars (**\$392,460**) is appropriated from the General Fund to *I Liheslaturan Guåhan*, specifically for the Office of Finance and Budget (OFB) for its operations, inclusive of personnel services, for Fiscal Year 2011.

Section 3. Continuing Appropriation for *I Liheslaturan Guåhan*. The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for Fiscal Year 2010 *shall not* lapse and is available to *I Liheslaturan Guåhan* for expenditures in Fiscal Year 2011.

Section 4. Continuing Appropriation for the Office of Finance and Budget. The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for the Office of Finance and Budget (OFB) for Fiscal Year 2010 *shall not* lapse and is available to *I Liheslaturan Guåhan* for OFB for expenditures in Fiscal Year 2011.

1 CHAPTER VII

2 LEGAL SERVICES

3 PART I - OFFICE OF THE ATTORNEY GENERAL

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
5 Office of the Attorney General (OAG) *shall* expend the funds appropriated in accordance with
6 the object class appropriation levels. *I Liheslaturan Guåhan* supports the efforts of the OAG to
7 acquire the appropriate technology to replace its aging APASI system. The OAG *shall* expend
8 up to Thirty-four Thousand Dollars (**\$34,000**) from the Miscellaneous Object Category (290) for
9 the preliminary work related to the APASI system upgrade. The funds *shall* be used to produce
10 the Planning Advance Planning Document (PAPD), which *shall* be submitted to the Speaker of *I*
11 *Liheslaturan Guåhan* upon its completion. Along with the PAPD, the OAG *shall* submit to the
12 Speaker of *I Liheslaturan Guåhan* a formal commitment letter from the respective grantor
13 agency, pledging the total federal funds for the APASI system upgrade.

14 **Section 2. Appropriation.** The amounts below are appropriated and authorized from
15 the General Fund to the OAG for its operations in Fiscal Year 2011, to include office rental and
16 local matching fund requirements. This appropriation *shall* be expended in accordance with
17 object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$5,408,900	\$0	\$5,408,900
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$1,791,921	\$0	\$1,791,921
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$200,000	\$0	\$200,000
8	OFF. RENTAL	233	\$538,973	\$0	\$538,973
9	SUP. & MAT.	240	\$50,000	\$0	\$50,000
10	EQUIPMENT	250	\$9,510	\$0	\$9,510
11	WRK. COMP.	270	0	\$0	0
12	DRUG TEST	271	0	\$0	0
13	SUBGRANT	280	0	\$0	0
14	MISC	290	\$2,393,314	\$0	2,393,314
15	POWER	361	0	\$0	0
16	WATER/SEWER	362	0	\$0	0
17	PHONE/TOLL	363	\$42,000	\$0	\$42,000
18	CAP. OTLY.	450	\$110,190	\$0	\$110,190
19	GR. TOTAL		\$10,544,807	\$0	\$10,544,807

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18 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$10,544,807
20	FEDERAL MATCHING GRANTS-IN-AID	\$4,645,844
21	SPECIAL FUNDS	\$0
22	TOTAL	\$15,190,651

1 **Section 3. Increments and Promotions.** The amount below in this Subsection is
2 appropriated from the General Fund to Object Category 111 for the OAG, and *shall* be used to
3 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
4 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
5 Guam Code Annotated.

6 INCREMENTS AND PROMOTIONS 111 Total \$60,149

7 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
8 **Administered by the Department of Administration.** The amounts below are appropriated
9 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
10 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the OAG.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$0
WATER/SEWER	Utility Cost Account	\$0
MED/DEN/LIFE INSURANCE	Health Benefit Account	\$189,008
TOTAL		\$189,008

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17 **Section 5.** Of the personnel funded by the appropriations contained in this Chapter,
18 one (1) Assistant Attorney General *shall* be assigned to the Department of Mental Health and
19 Substance Abuse for the duration of the Permanent Injunction.

20 **Section 6.** Of the personnel funded by the appropriations contained in this Chapter,
21 one (1) Assistant Attorney General *shall* be assigned to represent the entire government of Guam
22 relative to the *Ordot* Landfill Case, and toward the release of the Division of Solid Waste from
23 receivership.

24 **Section 7.** Of the personnel funded by the appropriations contained in this Chapter, *at*
25 *least* one (1) Assistant Attorney General *shall* be assigned to represent the entire government of
26 Guam for advisement on procurement.

27 **Section 8.** Continuing Appropriation for the Office of the Attorney General (OAG).
28 The unexpended or unencumbered balance of funds appropriated to OAG for Fiscal Year 2010,
29 pursuant to Public Law 29-129, *shall not* lapse and *shall* be available to OAG for expenditures in
30 Fiscal Year 2011 for the purpose for which it was authorized.

1 **Section 9.** Continuing Appropriation for the Office of the Attorney General (OAG).
2 The unexpended or unencumbered balance of funds appropriated to OAG for Fiscal Year 2010,
3 *shall not* lapse and *shall* be available to OAG for expenditures in Fiscal Year 2011.

4 **Section 10.** Transfer Authority for the Office of the Attorney General (OAG).
5 The OAG may transfer funds between appropriations made in this Act for the Office of
6 the Attorney General, *provided* that the OAG notifies *I Maga’lahen Guåhan* and the Speaker of *I*
7 *Liheslaturan Guåhan* no later than fifteen (15) working days before the transfer is made, *except*
8 that *no* funds *shall* be transferred for regular salaries (Object Class 111) and benefits (Object
9 Class 113).

1 **CHAPTER VII**

2 **PART II – PUBLIC DEFENDER SERVICE CORPORATION**

3 **Section 1. Appropriation.** Amounts specified in this Section are appropriated from
4 the General Fund to the Public Defender Service Corporation for its operations in Fiscal Year
5 2011, to include office rental and local matching fund requirements. This appropriation *shall* be
6 expended in accordance with object class allocations outlined below.

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

8	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
9	REG SALARIES	111	\$2,351,732	\$0	\$2,351,732
10	OT/SP	112	\$0	\$0	\$0
11	BENEFITS	113	\$836,354	\$0	\$836,354
12	TRAVEL/MILE	220	\$0	\$0	\$0
13	CONT. SERV	230	\$115,904	\$0	\$115,904
14	OFF. RENTAL	233	\$271,200	\$0	\$271,200
15	SUP. & MAT.	240	\$24,700	\$0	\$24,700
16	EQUIPMENT	250	\$10,000	\$0	\$10,000
17	WRK. COMP	270	\$0	\$0	\$0
18	DRUG TEST	271	\$0	\$0	\$0
19	SUBGRANT	280	\$0	\$0	\$0
20	MISC	290	\$44,500	\$0	\$44,500
21	POWER	361	\$21,600	\$0	\$21,600
22	WATER/SEWER	362	\$0	\$0	\$0
	PHONE/TOLL	363	\$32,030	\$0	\$32,030
	CAP. OTLY	450	\$0	\$0	\$0
	GR. TOTAL		\$3,708,020	\$0	\$3,708,020

1	SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE	
2	GENERAL FUND	\$3,708,020
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$3,708,020

1 **CHAPTER VIII**

2 **MAYORS COUNCIL OF GUAM**

3 **Section 1. Appropriation.** The amounts below are appropriated from the General
4 Fund to the Mayors Council of Guam for its operations in Fiscal Year 2011. This appropriation
5 *shall* be expended in accordance with object class allocations outlined below.

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$4,764,057	\$0	\$4,764,057
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	1,629,928	\$0	1,629,928
TRAVEL/MILE	220	0	\$0	0
CONT. SERV.	230	\$65,000	\$0	\$65,000
OFF. RENTAL	233	\$98,772	\$0	\$98,772
SUP. & MAT.	240	\$20,000	\$0	\$20,000
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$788,304	\$0	\$788,304
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$88,187	\$0	\$88,187
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$7,454,248	\$0	\$7,454,248

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$7,454,248
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$7,454,248

6 **Section 2. Increments and Promotions.** The amount below in this
7 Subsection is appropriated from the General Fund to Object Category 111 for the Mayors
8 Council of Guam, and *shall* be used to fund all increments and promotions in Fiscal Year
9 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$1,454
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12 **Section 3. Mayors Council Expenses Appropriated to Central Cost**
13 **Accounts Administered by the Department of Administration.** The amounts below
14 are appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund power, water/sewer, medical and dental insurance in Fiscal
16 Year 2011 for the Mayors Council of Guam.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$615,117
WATER/SEWER	Utility Cost Account	\$152,210
MED/DENTAL INSURANCE	Health Benefit Cost Account	\$245,640
TOTAL		\$1,012,968

Section 4. Streets Maintenance and Beautification. The sum of Four Hundred Seventy Thousand Nine Hundred Twenty-one Dollars (**\$470,921**) is appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Fiscal Year 2011 for the maintenance and beautification of village secondary and tertiary roads, and for the operations of the Mayors' offices, but *not* for personnel costs. Said funds *shall not* be subject to any transfer authority of *I Maga'låhen Guåhan*, and *shall* be divided among the Village Mayors as follows:

- (a) Each Mayor *shall* receive the sum of Twenty Thousand Dollars (**\$20,000**); and
- (b) The remaining balance of the fund *shall* be distributed to each Mayor pro rata based on the total road mileage in his village as a percentage of Guam's total road mileage in the most current report of Guam Roads Pavement Inventory of the Department of Public Works.

Section 5. Island-wide Village Beautification Projects. The sum of One Million Thirty-six Thousand Twenty-six Dollars (**\$1,036,026**) is appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Island-wide Village Beautification Projects to include:

- (a) the maintenance and repair of the village's recreational facilities under the jurisdiction of the Mayor;
- (b) the maintenance and repair of each village's main roads; and
- (c) the planting and maintenance of each village's official flower and other flowering plants, shrubs and trees adjacent to the village's main roads, public restrooms and recreational facilities. A Mayor may contract with a private entity to provide the

1 services authorized by this Section, subject to the Guam Procurement Law, Chapter 5,
2 Title 5, Guam Code Annotated.

3 **Section 6. Grounds Maintenance for Schools.** Subject to approval and
4 scheduling of the public school principals, the Mayors are responsible for regular ground
5 maintenance of Guam Department of Education school grounds in their respective
6 districts where ground maintenance is *not* already subject to an existing contract for a
7 minimum of twice a month during a regular school calendar year. Subject to approval of
8 scheduling with the public school principals, the Mayor may contract with a private entity
9 to provide the services authorized by this Section.

10 The sum of Four Hundred Eighty Thousand Six Hundred Forty-seven Dollars
11 **(\$480,647)** is appropriated from the General Fund to the Mayors Council of Guam
12 Revolving Fund for the grounds maintenance of specified schools of the Department of
13 Education, to be allocated as follows:

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VILLAGE	SCHOOL	AMOUNT
Agana Heights	Agana Heights Elementary	\$9,289
Agat	Marcial Sablan Elementary	\$12,276
	Oceanview Middle	\$18,032
Barrigada	P.C. Lujan Elementary	\$9,562
	B.P. Carbullido Elementary	\$8,020
	L.P. Untalan Middle	\$8,470
Dededo	M.A. Ulloa Elementary	\$14,049
	Wettengel Elementary	\$18,414
	J.M. Guerrero Elementary	\$15,686
	Liguan Elementary	\$0
	Astumbo Elementary	\$8,866
	Finegayan Elementary	\$20,460
	V.S.A. Benavente Middle	\$28,644
	Astumbo Middle	\$0
	Okkodo High	\$0
Inarajan	Inarajan Elementary	\$6,315
	Inarajan Middle	\$8,007
Mangilao	H.B. Price Elementary	\$7,707
	George Washington High	\$49,647
	Adacao Elementary	\$0
Merizo	Merizo Elementary	\$6,697

1	MTM	J.Q. San Miguel Elementary	\$4,160
2	Ordot/Chalan Pago	Ordot/Chalan Pago Elementary	\$9,616
3		Agueda Johnston Middle	\$15,700
4	Piti	Jose Rios Middle	\$7,679
5	Santa Rita	H.S. Truman Elementary	\$13,244
6		Southern High	\$42,284
7		Alternative School	\$4,528
8	Sinajana	C.L. Taitano Elementary	\$4,556
9	Talofofu	Talofofu Elementary	\$8,184
10	Tamuning	L.B. Johnson Elementary	\$4,092
11		Tamuning Elementary	\$4,774
12		Chief Brodie Elementary	\$8,184
13		JFK High School	\$20,000
14	Umatac	F.Q. Sanchez Elementary	\$1,364
15	Yigo	Upi Elementary	\$10,230
16		D.L. Perez Elementary	\$17,732
17		Machananao Elementary	\$9,412
18		F.B. Leon Guerrero Middle	\$17,732
19		Simon Sanchez High	\$18,687
20	Yona	M.U. Lujan Elementary	\$8,348
21	TOTAL FOR ALL VILLAGES		\$480,647

22 **Section 7. Authorization to Reallocate Funds.** Notwithstanding any other
23 provision of Law, the Mayors Council of Guam is authorized to reallocate funds
24 appropriated in Fiscal Year 2011 Miscellaneous (Object Category 290) into other

1 categories, *except* personnel, within all Base Operational Appropriations, including the
2 return of funds transferred from Object Category 290 back into Object Category 290.

3 **Section 8.** Public Safety and Social Education Programs. The sum of Four
4 Hundred Forty-seven Thousand Three Hundred Seventy-five Dollars (**\$447,375**) is
5 appropriated from the General Fund to the Mayors Council of Guam, with each village
6 to receive Fifteen Thousand Dollars (\$15,000), and with the remaining funds to the
7 Mayors Council of Guam, for Fiscal Year 2011, to be expended in accordance with plans
8 approved by the Mayors Council of Guam or respective Village Municipal Planning
9 Council and filed with the Director of Administration, to fund public safety and social
10 education programs that enforce alcohol regulations, reduce underage drinking, support
11 traffic safety, reduce drug-related violence and abuse, to support government of Guam
12 substance abuse prevention programs, and to support organized sports programs in the
13 community.

1 **CHAPTER IX**

2 **PUBLIC ACCOUNTABILITY, STANDARDS AND PRACTICES**

3 **PART I – OFFICE OF PUBLIC ACCOUNTABILITY**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guâhan* that the
5 Office of Public Accountability *shall* expend the funds appropriated for the rent increase related
6 to the office space utilized for the Procurement hearings.

7 **Section 2. Appropriations.** The amounts below are appropriated from the General
8 Fund to the Office of Public Accountability for its operations in Fiscal Year 2011. This
9 appropriation *shall* be expended in accordance with the object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$686,148	\$0	\$686,148
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$237,770	\$0	\$237,770
6	TRAVEL/MILE	220	0	\$0	0
7	CONT. SERV.	230	\$146,660	\$0	\$146,660
8	OFF. RENTAL	233	\$102,594	\$0	\$102,594
9	SUP. & MAT.	240	\$10,800	\$0	\$10,800
10	EQUIPMENT	250	\$25,100	\$0	\$25,100
11	WRK. COMP.	270	0	\$0	0
12	DRUG TEST	271	0	\$0	0
13	SUBGRANT	280	0	\$0	0
14	MISC	290	\$5,950	\$0	\$5,950
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$7,000	\$0	\$7,000
18	CAP. OTLY.	450	0	\$0	0
19	GR. TOTAL		\$1,222,021	\$0	\$1,222,021

18 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$1,222,021
20	FEDERAL MATCHING GRANTS-IN-AID	\$0
21	SPECIAL FUNDS	\$0
22	TOTAL	\$1,222,021

23 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 24 appropriated from the General Fund to Object Category 111 for the Office of the Public
 25 Accountability, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for

1 eligible classified employees funded within this Subsection for satisfactory performance pursuant
 2 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

3 INCREMENTS AND PROMOTIONS 111 Total \$9,138

4 **Section 4. Office of Public Accountability Expenses Appropriated to Central**
 5 **Cost Accounts Administered by the Department of Administration.** The amounts below are
 6 appropriated from the General Fund to the Cost Account identified in this Subsection, and *shall*
 7 be used to fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the
 8 Office of Public Accountability.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
11 POWER	Utility Cost Account	\$0
12 WATER/SEWER	Utility Cost Account	\$0
13 MED/DENTAL INSURANCE	Health Benefit Cost Account	\$32,707
14 TOTAL		\$32,707

15 **Section 5. Transfer Authority for the Office of Public Accountability.** The Public
 16 Auditor may transfer funds between appropriations made in this Act for the Office of Public
 17 Accountability, provided that the Public Auditor notifies *I Maga'låhen Guåhan* and the Speaker
 18 of *I Liheslaturan Guåhan* no later than fifteen (15) working days before the transfer is made.

19 **Section 6. Continuing Appropriation for the Office of Public Accountability.**
 20 The unexpended or unencumbered balance of funds appropriated to the OPA for FY 2010,
 21 pursuant to Public Law 29-129, *shall not* lapse and *shall* be available to the OPA for
 22 expenditures in FY-2011 for the purposes for which it was authorized.

1 **CHAPTER IX**

2 **PART II – GUAM BOARD OF ACCOUNTANCY**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
4 lump sum appropriation to the Guam Board of Accountancy. The funds *shall* be expended in
5 accordance to the budget request submitted and the priorities stipulated by the Guam Board of
6 Accountancy.

7 **Section 2. Appropriation.** The amounts below are appropriated from the Guam
8 Board of Accountancy Special Fund (P.L. 30-55) to the Guam Board of Accountancy for its
9 operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with the
10 object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$0	\$0	\$0
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$0	\$0	\$0
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$0	\$357,740	\$357,740
8	OFF. RENTAL	233	\$0	\$23,868	\$23,868
9	SUP. & MAT.	240	\$0	\$6,000	\$6,000
10	EQUIPMENT	250	\$0	\$5,000	\$5,000
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$0	\$15,192	\$15,192
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$0	\$300	\$300
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$0	\$408,100	\$408,100

18 **Guam Board of Accountancy Fund \$408,100**

19 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

20	GENERAL FUND	\$0
21	FEDERAL MATCHING GRANTS-IN-AID	\$0
22	SPECIAL FUNDS	\$408,100
23	TOTAL	\$408,100

1 **CHAPTER X**

2 **GUAM VISITORS BUREAU**

3 **Section 1. Appropriation.** The amounts below are appropriated from the Tourist
4 Attraction Fund (TAF), *not* otherwise appropriated, to the Guam Visitors Bureau (GVB) for its
5 operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with the
6 allocations outlined in this Section.

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

8 (a)	GENERAL ADMINISTRATION	\$2,136,248
9 (b)	MARKETING	\$8,091,538
10 (c)	PRINTING, PROMOTIONAL	\$238,769
11 (d)	RESEARCH	\$374,834
12 (e)	DESTINATION DEVELOPMENT	\$1,349,790

13 **Section 2. Appropriation to GVB for Special Projects.** The sum of Nine Hundred
14 Eight-six Thousand Four Hundred Forty-six Dollars (**\$986,446**) is appropriated from the TAF to
15 the GVB to fund the *Tumon* and *Hagåtña* Beach Cleaning, *Tumon* Landscaping, and Island-wide
16 Roadways Maintenance projects in Fiscal Year 2011. Notwithstanding the general provisions of
17 §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be
18 available until expended.

19 **Section 3. Appropriation to GVB for *Pa'a Taotao Tano*.** The sum of One Hundred
20 Twenty-five Thousand Dollars (**\$125,000**) is appropriated from the TAF to the GVB for the
21 Fiscal Year 2011 operations of *Pa'a Taotao Tano* to provide for the Local Match for the ANA
22 Language Grant, the New *Pa'a* AmeriCorps, the *Guahu Taotao Tano* Annual Pageant, and the
23 Northern Cultural Arts Program. Notwithstanding the general provisions of §30107.1, Title 11,
24 Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until
25 expended.

26 **Section 4. Appropriation to GVB for the Historic *Inalahan* Foundation.** The
27 sum of One Hundred Twenty-five Thousand Dollars (**\$125,000**) is appropriated from the TAF to
28 the GVB for the Fiscal Year 2011 operations of the Historic *Inalahan* Foundation.
29 Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this
30 Act, this appropriation *shall* continue to be available until expended.

1 **Section 5. Appropriation to GVB for the Pacific War Museum Foundation.** The
2 sum of Seventy-five Thousand Dollars (**\$75,000**) is hereby appropriated from the TAF to the
3 GVB for the Fiscal Year 2011 operations and expansion of the Pacific War Museum.

4 **Section .6. Appropriation to GVB for the Traditions About Seafaring Islands**
5 **(TASI).** The sum of Forty Thousand Dollars (**\$40,000**) is appropriated from the TAF to the
6 GVB for the Fiscal Year 2011 operations of the Traditions About Seafaring Islands (TASI).
7 Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this
8 Act, this appropriation *shall* continue to be available until expended.

9 **Section 7. Appropriation to GVB for the Tourism Education Council.** The sum
10 of Thirty Thousand Dollars (**\$30,000**) is hereby appropriated from the TAF to the GVB for the
11 Fiscal Year 2011 operations of the Tourism Education Council. Notwithstanding the general
12 provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be
13 available until expended.

14 **Section 8. Appropriation to GVB for the *Haya* Cultural Preservation**
15 **Foundation (*Sinangån-ta* Outreach).** The sum of Twenty-five Thousand Dollars
16 (**\$25,000**) is hereby appropriated from the TAF to the GVB for the Fiscal Year 2011 for the
17 operations of the *Haya* Cultural Preservation Foundation (*Sinangån-ta* Outreach).
18 Notwithstanding the general provisions of Title 11 GCA §30107.1, and this Act, this
19 appropriation *shall* continue to be available until expended.

20 **Section 9. Appropriation to the Festival of the Pacific Arts Revolving Fund.** The
21 sum of One Hundred Thousand Dollars (**\$100,000**) is hereby appropriated from the TAF to the
22 Festival of Pacific Arts Revolving Fund for the purposes of planning, conducting, and hosting
23 the Twelfth (12th) Festival of Pacific Arts in 2016. The funds appropriated in this Section *shall*
24 *not* be used to fund either administrative *or* contractual salaries.

25 **Section 10. Appropriation to the Guam Visitors Bureau Rainy Day Fund.** The
26 sum of Two Hundred Thousand Dollars (**\$200,000**) is hereby appropriated from the TAF to the
27 GVB for deposit in the Rainy Day Fund, in accordance with the provisions set forth in Section
28 1(b) of Public Law 30-116, for the purposes cited therein. Notwithstanding the general
29 provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be
30 available until expended, and is *not* subject to transfer *or* use for any other purpose.

1 **Section 11. Appropriation to the Guam Museum Foundation.** The sum of One
2 Hundred Seventy Thousand Six Hundred Ninety-seven Dollars (**\$170,697**) is hereby
3 appropriated from the TAF to the Guam Museum Foundation for pro rata payment on a loan
4 secured for the purposes of designing and constructing the Guam Museum facility.
5 Notwithstanding the general provisions of Title 11 GCA §30107.1, and this Act, this
6 appropriation *shall* continue to be available until expended, and is *not* subject to transfer *or* use
7 for any other purpose.

8 **Section 12. Appropriation to GVB for the Reconstruction of San Vitores Phase II
9 and Phase III.** The sum of Four Hundred Eighty Thousand Dollars (**\$480,000**) is appropriated
10 from the TAF to the GVB for Fiscal Year 2011 to complete the entire scope of work to repair,
11 resurface, and renovate key intersections along Pale San Vitores Road.

12 **CHAPTER XI**

13 **MISCELLANEOUS APPROPRIATIONS**

14 **Section 1. Public Streetlights Appropriations.**

15 (a) **Special Fund Appropriations.** The sum of Three Million Five Hundred Sixty-
16 three Thousand One Hundred Forty-five Dollars (**\$3,563,145**) is appropriated from the
17 Streetlight Fund to the Utility Cost Account to pay to the Guam Power Authority for the
18 operation of public streetlights in Fiscal Year 2011.

19 (b) The sum of One Million Seven Hundred Seventy-two Thousand Eight Hundred
20 Ninety-three Dollars (**\$1,772,893**) is appropriated from the Guam Highway Fund to the Utility
21 Cost Account to pay to the Guam Power Authority for the operation of public streetlights in
22 Fiscal Year 2011.

23 **Section 2. Appropriations to Retirees for Supplemental Annuity Benefits and
24 for Other Costs.**

25 (a) The sum of Eleven Million Three Hundred Seventy-five Thousand Dollars
26 (**\$11,375,000**) is appropriated from the General Fund to the Supplemental Annuity Benefits
27 Special Fund for Fiscal Year 2011 for direct payments to government of Guam retirees who
28 retired prior to October 1, 1995, or their survivors, for the continuing payment of Four Thousand
29 Two Hundred Thirty-Eight Dollars (**\$4,238**) per year in supplemental annuity benefits,
30 consisting of the sums of One Thousand Two Hundred Dollars (**\$1,200**), One Thousand Five

1 Hundred Dollars (**\$1,500**), Seven Hundred Dollars (**\$700**), and Eight Hundred Thirty-Eight
2 Dollars (**\$838**) in annual benefits authorized by various General Appropriation Acts.

3 (b) No retiree who is eligible for Retiree Supplemental Annuity Benefits provided for
4 in Subsection (a) hereof *shall* receive said benefits if his annual retirement annuity, excluding
5 survivor benefits and excluding the supplemental benefits authorized herein, is *greater than*
6 Forty Thousand Dollars (**\$40,000**). No retiree who is eligible for Retiree Supplemental Annuity
7 Benefits *shall* receive more than the sum of Forty Thousand Dollars (**\$40,000**) in combined
8 retirement annuities and Supplemental Annuity Benefits in any one (1) fiscal year.

9 (c) The Director of Administration *shall* coordinate with the Director of the
10 Government of Guam Retirement Fund (GGRF) and *shall* disburse to the retirees or their
11 survivors, the supplemental annuity benefits provided for in Subsection (a) of this Section. The
12 GGRF *shall* provide the Director of Administration with the information he needs to effect
13 disbursement. To realize savings associated with the cost of preparing separate checks and
14 mailing separate checks for the supplemental annuity for retirees, the Director of Administration
15 may enter into an Memorandum of Understanding (MOU) with the GGRF in which the Director
16 of Administration remits the supplemental annuity payments to the GGRF for disbursement to
17 the retiree at the same time the regular annuity check is issued, *or* by including the supplemental
18 annuity in the regular annuity check issued by the GGRF.

19 (d) Funds held in the Supplemental Annuity Benefits Special Fund *shall not* be
20 commingled with the General Fund or any other fund, *shall* be held in a separate bank account
21 that *shall* continue to be administered by the Director of Administration, and *shall not* be subject
22 to *I Maga'lahaen Guåhan's* transfer authority.

23 (e) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat International
24 Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation,
25 the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the
26 Guam Waterworks Authority and the Guam Visitors Bureau *shall* remit to the Department of
27 Administration an amount equal to the number of retirees eligible pursuant to Subsection (a)
28 hereof who have retired from that entity multiplied by Four Thousand Two Hundred Thirty-eight
29 Dollars (**\$4,238**). Said remittances *shall* be paid in two (2) equal installments on or before

1 October 10, 2010, and April 15, 2011, respectively. Said remittances *shall not* be subject to *I*
2 *Maga'lahaen Guåhan's* transfer authority.

3 (f) The sum of Nineteen Million Five Hundred Thousand Dollars (**\$19,500,000**) is
4 appropriated from the General Fund to the GGRF to pay the following two (2) items for current
5 retirees for Fiscal Year 2011 :

6 (1) Retiree group health, dental and life insurance premiums (to continue
7 existing programs currently contained in the semi-monthly payments); and

8 (2) Retiree life insurance subsidy (to continue existing programs currently
9 contained in the semi-monthly payments).

10 (g) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat International
11 Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation,
12 the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the
13 Guam Waterworks Authority and the Guam Visitors Bureau *shall* remit to the GGRF payments
14 for medical, dental, and life insurance payments for retirees who have retired from those
15 respective agencies. Said remittances *shall* be paid in two (2) equal installments on or before
16 October 10, 2010, and on or before April 1, 2011, respectively. The agencies' remittances for
17 medical, dental and life insurance mandated herein are *ex gratia* payments, and are for Fiscal
18 Year 2011 *only*.

19 (h) For Fiscal Year 2011, the sum of Seven Hundred Two Thousand Dollars
20 (**\$702,000**) is appropriated from the General Fund to the GGRF to pay the cost of Medicare
21 premiums for government of Guam retirees and their survivors domiciled on Guam, and who are
22 eligible to receive Social Security income benefits, and who are eligible to enroll in the
23 government of Guam Group Health Insurance Program. No government of Guam retiree or their
24 survivor *shall* be required to enroll in the Government of Guam Health Insurance Program in
25 order to receive the reimbursement.

26 (i) For Fiscal Year 2011, the sum of One Hundred Forty-five Thousand Dollars
27 (**\$145,000**) is appropriated from the General Fund to the GGRF for *I Maga'lahi* and *I Segundo*
28 *na Maga'lahi/I Segundo na Maga'håga'* pensions.

29 (j) For Fiscal Year 2011, the sum of Four Hundred Fifty-eight Thousand Four
30 Hundred Forty-eight Dollars (**\$458,448**) is appropriated from the General Fund to the GGRF for

1 retirement annuities for former judges and justices of the Superior Court and Supreme Court of
2 Guam.

3 (k) The GGRF Board of Trustees *shall* enact and, if necessary, amend administrative
4 regulations that establish procedures to ensure the proper submission, receipt and accounting of
5 all sums remitted pursuant to Subsections (e) and (g) hereof.

6 **Section 3. Survivor Supplemental Annuity Additions.** Title 4 GCA §8135(d)(6) is
7 *amended* to read:

8 “(6) the prospective payment of supplemental benefits for the period of
9 October 1, 2010, through September 30, 2011, for survivors of those employees who
10 retired prior to October 1, 1995, to be paid in the following manner:

11 (i) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
12 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
13 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
14 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
15 benefits formerly contained in various General Appropriation Acts.

16 (ii) No person eligible for Retiree Supplemental Annuity Benefits
17 provided for in this Section *shall* receive such benefits if his regular annual
18 retirement annuity exclusive of the supplemental amounts authorized hereby
19 *exceeds* Forty Thousand Dollars (**\$40,000**). No persons eligible for Retiree
20 Supplemental Annuity Benefits *shall* receive more than the sum of Forty
21 Thousand Dollars (**\$40,000**) in combined retirement annuities and supplemental
22 retirement annuities.

23 (iii) Any retiree or survivor eligible to receive the supplemental annuity
24 may waive their supplemental annuity payment authorized herein by the filing of
25 a notarized affidavit waiving such payment with the Retirement Fund.”

26 **Section 4. Disability Supplemental Annuity Additions.** §8129(g), Title 4, Guam
27 Code Annotated, is *amended* to read:

28 “(g) Any disability retirement annuitant who commenced receiving a disability
29 retirement annuity prior to October 1, 1995, and who is entitled to disability retirement
30 benefits under this Chapter *shall* receive, during the period commencing on October 1,

1 2010, and ending on September 30, 2011, prospective non-cumulative supplemental
2 annuity benefits as follows:

3 (1) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
4 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
5 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
6 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
7 benefits formerly contained in various General Appropriation Acts.

8 (2) No persons eligible for Retiree Supplemental Annuity Benefits
9 provided for in Paragraph (g) of this Section *shall* receive such benefit if their
10 regular annual retirement annuity, excluding survivor benefits, prior to the
11 supplemental amounts herein *exceeds* Forty Thousand Dollars (**\$40,000**). No
12 persons eligible for Retiree Supplemental Annuity Benefits *shall* receive more
13 than the sum of Forty Thousand Dollars (**\$40,000**) in combined retirement
14 annuities and supplemental retirement annuities.

15 (3) Any disability retirement annuitant eligible to receive the supplemental
16 annuity may waive their supplemental annuity payment authorized herein by the
17 filing of a notarized affidavit waiving such payment with the Retirement Fund.”

18 **Section 5. Retirees Supplemental Annuity Additions.** §8122(d)(6), Title 4, Guam
19 Code Annotated, is hereby *amended* to read as follows:

20 “(6) Any retirement annuitant who commenced receiving a retirement annuity
21 prior to October 1, 1995, and who is entitled to retirement benefits under this Chapter,
22 *shall* receive, during the period commencing on October 1, 2010, and ending on
23 September 30, 2011, prospective, non-cumulative supplemental annuity benefits as
24 follows:

25 (i) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
26 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
27 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
28 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
29 benefits formerly contained in various General Appropriation Acts.

1 (ii) No retiree who is eligible for Retiree Supplemental Annuity
2 Benefits provided for in this Section *shall* receive such benefit if his regular
3 annual retirement annuity, excluding the supplemental amounts authorized herein
4 and survivor benefits, *exceeds* Forty Thousand Dollars (**\$40,000**). A retiree who
5 is eligible for Retiree Supplemental Annuity Benefits *shall* receive *no more than*
6 Forty Thousand Dollars (**\$40,000**) in combined retirement annuities and
7 supplemental retirement annuities.

8 (iii) Any retiree or survivor eligible to receive the supplemental annuity
9 may waive their supplemental annuity payment authorized herein by the filing of
10 a notarized affidavit waiving such payment with the Retirement Fund.”

11 **Section 6. Appropriation for Cost of Living Allowance (COLA).**

12 (a) *I Maga’lahen Guâhan shall* provide, by a single lump sum payment, a Cost of
13 Living Allowance (COLA) of One Thousand One Hundred Dollars (**\$1,100**) to each retiree of
14 the GGRF who is retired as of September 30, 2010, or his survivor, *no later than* November 1,
15 2010, *unless* the annuitant chooses in writing to receive bi-monthly payments from October 1,
16 2010 through September 30, 2011. The sum of Six Million Seven Hundred Seventy Thousand
17 Five Hundred Dollars (**\$6,770,500**) is appropriated from the General Fund to the Department of
18 Administration to pay said Cost of Living Allowance (COLA).

19 (b) The Guam Power Authority, the A. B. Won Pat International Airport Authority,
20 the Guam Economic Development Authority, the Guam Housing Corporation, the Government
21 of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the Guam Waterworks
22 Authority and the Guam Visitors Bureau *shall* pay a Cost of Living Allowance (COLA) in a
23 single payment of One Thousand One Hundred Dollars (**\$1,100**) to every Government of Guam
24 Retirement Fund retiree who retired from each respective aforementioned agency as of
25 September 30, 2010, or his survivor, *no later than* November 1, 2010, *unless* the annuitant
26 chooses in writing to receive bi-monthly payments from October 1, 2010 through September 30,
27 2011.

28 (c) Each agency mentioned in Subsection (b) *shall* reimburse the General Fund for
29 any COLAs paid by the Fund in Fiscal Year 2011 to retirees who have retired from that agency
30 and their survivors, *no later than* December 31, 2010.

1 (d) Any retiree or survivor eligible to receive the Cost of Living Allowance (COLA)
2 may waive their Cost of Living Allowance (COLA) payment authorized herein by the filing of a
3 notarized affidavit waiving such payment with the entity responsible for the Retirement Fund.

4 (e) *If* a retiree is both a Defined Benefit and a Defined Contribution Retiree, he or his
5 survivor *shall only* be entitled to a single COLA payment.

6 **Section 7. The Government of Guam Competitive Wage Act of 2011.**

7 (a) **Legislative Findings and Intent.** It is the finding of *I Liheslaturan Guåhan* that
8 the government of Guam, as the largest employer on island, has a duty to examine and evaluate
9 its human resources demands in the face of an ever-increasing global economy.

10 *I Liheslaturan Guåhan* finds that the government of Guam *does not* operate in a vacuum,
11 but must compete with other employers, such as the federal and private sector, for the island's
12 supply of professionals in all fields. As an organization, the government of Guam must ensure it
13 has the necessary tools to address the increasing complexity of the government operations and
14 changes in the economic environment of the island.

15 *I Liheslaturan Guåhan* recognizes that the proposed military buildup will result in the
16 inflation of the price of commodities and services on the island, including the wages. As such, *I*
17 *Liheslaturan Guåhan* plans to adopt a proactive approach in light of the recent exodus of
18 professional staff, and the shortage of credentialed and experienced applicants due to the
19 increasingly competitive job market. The delivery of government services occurs at the front
20 lines and recruitment and retention of such employees is paramount to the delivery of services,
21 particularly in light of the fact that the government of Guam has *not* changed its Unified Pay
22 Structure in over eighteen (18) years.

23 The first phase adjustment of the Unified Pay Structure as proposed by the Department of
24 Administration will affect approximately five thousand nine hundred twenty-nine (5,929)
25 employees within the government of Guam. The estimated fiscal impact can be categorized as
26 (1) the cost to bring employees who are below the minimum of the recommended salary ranges
27 to the minimum of those ranges; (2) placing employees who are in the recommended salary
28 range at the appropriate position salary range; and (3) for employees whose current salary is
29 between the range minimum and midpoint; this is the cost of placing employees at the next
30 highest step in the new salary range.

1 (b) Implementation of the Government-wide Position Classification, Compensation &
2 Benefits Study. The sum of Thirteen Million One Hundred Fourteen Thousand Five Hundred
3 Ninety-six Dollars (**\$13,114,596**) is appropriated from the General Fund to the Department of
4 Administration for the purpose of implementing the salary adjustments in Fiscal Year 2011, as
5 recommended by the comprehensive Government-wide Position, Classification, Compensation
6 and Benefits Study Plan, conducted by the Hay Group, Inc. pursuant to Section 13 of Public Law
7 No. 29-52, and the Governor's Executive Order No. 2006-21. This appropriation precedes
8 transmittal by *I Maga'lahi* to *I Liheslatura* of a final, implementable Plan to adjust
9 compensation, classification and benefits; and notwithstanding any other provision of law or this
10 Act, this Subsection (b) *shall* be effective *only* upon formal adoption by *I Maga'lahi* of a Plan
11 consistent with the Hay Group, Inc. recommendations and consistent with this Act.

12 (c) Funds appropriated in this Section *shall* be used *only* for the salary adjustments of
13 permanent classified personnel filling authorized full-time equivalent (FTE) positions, as
14 approved in the department or agency's Fiscal Year 2010 budget, or under this Act, and as
15 recommended in the Comprehensive Government-wide Positions, Classifications, and Benefits
16 Study Plan pursuant to Section 13 of Public Law 29-52, and Executive Order 2006-21. It is the
17 intent of *I Liheslaturan Guåhan* to *not* include position(s) such as unclassified personnel, limited
18 term appointees or any personnel under non-permanent status, as part of the Government-wide
19 pay adjustment authorized herein, and to disallow the use of the funds appropriated in Subsection
20 (b) of this Section for such use.

21 **Section 8. Appropriation to Department of Mental Health & Substance Abuse.**
22 The sum of Fifty Thousand Dollars (**\$50,000.00**) is appropriated from the General Fund to the
23 Department of Mental Health and Substance Abuse for the OASIS Empowerment Center for
24 Women Alcohol Substance and Homeless Program. This appropriation is *not* subject to any
25 transfer authority.

26 **Section 9. Public Law 30-55, Section 8 of Chapter X is amended to read**

27 **“Section 8. Appropriations to Traditions About Seafaring Islands (TASI).**
28 The sum of One Hundred Thousand Dollars (**\$100,000**) is appropriated from the General
29 Fund to the Guam Visitors Bureau for the operations of the Traditions About Seafaring
30 Islands (TASI).”

1 **CHAPTER XII**

2 **MISCELLANEOUS PROVISIONS**

3 **Section 1. §§221503 and 221504, Article 15, Chapter 22 of Title 5, Guam Code**
4 **Annotated, are hereby amended to read as follows:**

5 **“§221503. Purpose.**

6 The Indirect Cost Account *shall* be expended by appropriation by law for the
7 following purposes:

8 (a) Training such as Continuing Professional Education Credits, CPE.

9 (b) Negotiating and Administering the government of Guam’s indirect
10 cost rate.

11 (c) Purchasing of Supplies and Equipment associated with Negotiating
12 and Administering the government of Guam’s indirect cost rate.

13 (d) Automated budget development and maintenance.

14 (e) General Operations for the agencies stipulated in §221504, Article
15 15, Chapter 22 of Title 5.

16 **§221504. Deposits and Expenditures.**

17 Deposits *shall* be made into the Indirect Cost Account from Federal
18 Reimbursement, for Executive Line Agency Claims or Claims on Indirect Cost not to
19 exceed five percent (5%) of the total program monies based on a negotiated and approved
20 Indirect Cost Rate from U.S. Department of Interior to be applied in administering
21 Federal Programs. Monies deposited in the Indirect Cost Account *shall* be expended for
22 the following agencies:

23 (a) Department of Administration;

24 (b) Bureau of Budget & Management Research;

25 (c) Office of Public Accountability;

26 (d) Guam State Clearinghouse.

27 (e) Guam Department of Education”

28 **Section 2. Utility Cost Account.** There is hereby created a Utility Cost Account.
29 All appropriations to the Utility Cost Account in this Act and subsequent Acts for power,
30 water/sewer of departments or agencies *shall* be released from the Utility Cost Account monthly

1 at the rate of one-twelfth (1/12) of the total appropriation and used exclusively by the
2 Department of Administration for payments of utility charges for the specified departments or
3 agencies. This Cost Account *shall not* be subject to *I Maga'lahaen Guåhan's* transfer authority.

4 **Section 3. Health Benefit Cost Account.** There is hereby created a Health Benefit
5 Cost Account. All appropriations to the Health Benefit Cost Account in this Act and subsequent
6 Acts for the health, life and dental premiums of departments or agencies *shall only* be used by
7 the Department of Administration to pay for health, life and dental insurance premiums for the
8 specified department or agency. This Cost Account *shall not* be subject to *I Maga'lahaen*
9 *Guåhan's* transfer authority. Any provider to the government of health, dental or life insurance
10 *shall* submit a report to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan Guåhan*
11 detailing the number of employees enrolled in each plan and the premium cost of the employee
12 share and the government share of each enrollee, within thirty (30) days of the close of the
13 annual open enrollment of such plan. Thereafter, a monthly report detailing the number of new
14 enrollees and the number of enrollees dropping the plans *shall* be filed with *I Maga'lahaen*
15 *Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

16 **Section 4. Vacancy Pool Cost Account.** There is hereby created a Vacancy Pool
17 Cost Account. All appropriations to the Vacancy Pool Cost Account in this Act and subsequent
18 Acts for vacant positions of Executive Branch departments, unless otherwise stated, *shall* be
19 deposited into the Vacancy Pool Cost Account and *shall only* be used to pay salaries of new hires
20 after October 1, 2010 for positions unfilled at the beginning of FY 2011 for the specified agency.
21 This Cost Account *shall not* be subject to *I Maga'lahaen Guåhan's* transfer authority, but
22 corresponding amounts *shall* be transferred by the Bureau of Budget and Management Research
23 (BBMR) to an agency or department to be used for payroll upon the filling of an authorized
24 position. The Cost Account *shall* be available to pay the salaries of employees returning to their
25 government position who were *not* in the previous fiscal year staffing pattern drawing a salary.
26 Certification of the availability of funds for the recruitment GG1s for all vacancies to be filled
27 using the Vacancy Pool Cost Account *shall* be by BBMR.

28 **Section 5. Deficit Reduction.** All unpaid prior year obligations, including
29 obligations for tax refunds; vendor payables; back pay for employees or other obligations
30 resulting from judgments or awards approved prior to FY 2011 by any regulatory body, court or

1 administrative authority, which remain unpaid at the beginning of FY 2011, *unless* otherwise
2 authorized, *shall* be paid from the un-appropriated General Fund revenues collected in excess of
3 appropriations and reserved for deficit reduction pursuant to §22436 of Article 4, Chapter 22 of
4 Title 5, Guam Code Annotated. The obligations *shall* be paid in the order of when they were
5 incurred, with the longest outstanding obligation being paid first and so forth. The Department
6 of Administration *shall* transmit a copy of the cumulative prior year obligations on a quarterly
7 basis to *I Maga'lahaen Guåhan*, the Speaker of *I Liheslaturan Guåhan*, and the Office of Finance
8 and Budget.

9 **Section 6. Section 1 of Public Law 28-38 is hereby amended to read as follows:**

10 “**Section 1.** Special Retirement Provisions for the Guam Department of
11 Education (GDOE) and Guam Memorial Hospital Authority (GMHA). On the first day
12 of the first month following the enactment hereof and on every first day of every month
13 thereafter, the Department of Administration (DOA) *shall* compute and recognize interest
14 owed for both the GDOE and GMHA retirement liabilities to the Government of Guam
15 Retirement Fund (GGRF) equal to outstanding liability multiplied by the one twelfth
16 (1/12) of the most recent historical five (5) year average annual rate of return of the
17 defined benefit investment portfolio, inclusive of performance which yielded negative
18 returns. Liability payments made by the GDOE or GMHA *shall* be credited to the
19 respective liability balance prior to the next month’s interest calculations. The GGRF
20 *shall not* be entitled to any additional interest for liabilities identified in this Section
21 beyond what the DOA calculates on the first day of each month. The GGRF *shall* accept
22 and approve for retirement any eligible employee of the DOE or the GMHA upon the
23 condition that the respective agency's employer and employee contributions to the Fund
24 for the applicable fiscal year are current and paid in full as provided in P.L. 27-106,
25 Chapter VI, Section 13. If the GDOE or GMHA fails to make current payments for the
26 applicable fiscal year, the Fund *shall* cease processing applications from employees of
27 that agency until payment is made in full.

28 The GGRF and the DOA *shall* reconcile the annualized interest paid during the
29 current fiscal year upon release of the GGRF rate of return performance report for
30 Quarter ending September 30 for the same twelve (12) month period. The GGRF *shall*

1 invoice the DOA for any underpayment of interest computed by subtracting actual
2 interest payments from interest calculated using the current fiscal year monthly principal
3 balances outlined in Section 1 and the twelve (12) month average rate of return for the
4 same period. Any overpayments to the GGRF *shall* remain with the GGRF.

5 On the first day of the first month following the enactment hereof and on every first day
6 of every month thereafter, with a grace period of *no more than* ten (10) days, the Treasurer of
7 Guam *shall* pay “interest only” payments for the Guam Department of Education (GDOE)
8 deficiency to the Government of Guam Retirement Fund (GGRF) and the Treasurer of Guam
9 *shall* pay “interest only” payments for the Guam Memorial Hospital Authority (GMHA)
10 deficiency to the GGRF on the first day of the first month following the enactment hereof and on
11 every first day of every month thereafter. The Government of Guam Retirement Fund *shall*
12 accept and approve for retirement any eligible employee of the Guam Department of Education
13 or the Guam Memorial Hospital Authority upon the condition that the respective agency's
14 employer and employee contributions to the Fund for the applicable fiscal year are current and
15 paid in full as provided in P.L. 27- 106, Chapter VI, Section 13, including interest and penalties
16 pursuant to Title 4 GCA §8137(c) and interest at the actuarial rate determined in the latest
17 completed actuarial valuation prepared for the Board of Trustees by the actuary appointed by the
18 Board, which is seven and one-half percent (7.5%). If the Treasurer of Guam fails to make
19 current payments as required by this Section or if GDOE or GMH fails to make current payments
20 for the applicable fiscal year, the Fund *shall* cease processing applications from employees of
21 that agency until payment is made in full.”

22 **Section 7. Retirement Option for Government of Guam Employees.** A member
23 of the Government of Guam Retirement Fund (GGRF) who is eligible for retirement may retire
24 upon the complete remittance of his outstanding individual contributions to the GGRF, including
25 the employee and employer retirement contributions. Any and all fees, interest at actuarial set
26 assumed rate of return for fund investments rates, and penalties required by the GGRF *shall* be
27 paid by the government. This Section *shall not* restrict the continuing remittance of existing
28 GGRF contributions as required by law or by the GGRF. By the fifteenth (15th) day of each
29 month, the Director of the GGRF *shall* provide a detailed report to the Speaker of *I Liheslaturan*
30 *Guåhan* regarding said remittances and the number of retirements pursuant to this Section during

1 the previous month. Nothing herein *shall* be construed to abrogate any provision of Public Law
2 28-38.

3 **Section 8. Volunteers and Donations for Skinner Plaza, Plaza De España and**
4 **Guam Congress Building.** The Executive Director of *I Liheslaturan Guåhan* may receive
5 donations, including, but *not* restricted to, donations of goods, materials and services, for the
6 purpose of maintaining and renovating Skinner Plaza, the *Plaza De España*, and the Guam
7 Congress Building (also known as the Old Legislative Building).

8 **Section 9. Temporary Employment of Retired Corrections Officers.** The
9 Department of Corrections (DOC) may hire retired Guam Corrections Officers if a critical need
10 arises. Retired corrections officers hired under this Section may receive their retirement annuity
11 while employed on this temporary basis. Officers may *only* be hired under this Section to fill
12 positions left vacant because of military activation of corrections officers or absence due to a
13 long term disability status which has been certified by a medical doctor. The DOC may exercise
14 this hiring authority provided its authorized budget for personnel is *not* exceeded in filling those
15 positions and *shall* be terminated when the incumbent returns from military service. Retired
16 officers may be hired *only* in the ranks of Corrections Officers Supervisor I and below, *only* at
17 Step I, and *shall not* receive sick and annual leave. Officers hired under this Section *shall* meet
18 requirements for the position in question, except for written examinations, and the Director of
19 DOC *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Chapter 8 of
20 Title 4, Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue
21 to receive retirement benefits.

22 **Section 10. Temporary Employment of Retired Guam Police Officers.** The Guam
23 Police Department (GPD) may hire retired Guam Police Officers if a critical need arises because
24 of military activation of police officers or absence due to a long term disability status which has
25 been certified by a medical doctor. The GPD may exercise this hiring authority provided its
26 authorized budget for personnel is *not* exceeded. The retiree hired *shall* fill such a vacant
27 position and *shall* be terminated when the incumbent returns from military service. Retired
28 officers may be hired *only* at the ranks of Sergeant I and below, *only* at Step I, and *shall not*
29 receive sick and annual leave. Officers hired under this Section *shall* first meet the requirements
30 for the position in question, except for written examinations, and the Chief of Police of GPD

1 *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4, Guam
2 Code Annotated, retirees hired temporarily pursuant to this Section may continue to receive
3 retirement benefits. The GPD may pay for Civilian Volunteer Police Reserve stipends to the
4 Police Reserve Officer to provide temporary services because of military activation of the
5 regular police officer.

6 **Section 11. Temporary Employment of Retired Guam Firefighters.** The Guam
7 Fire Department (GFD) may hire retired GFD firefighters if a critical need arises because of
8 military activation of GFD firefighters or absence due to a long term disability status which has
9 been certified by a medical doctor. The GFD may exercise this hiring authority provided its
10 authorized budget for personnel is *not* exceeded. The retirees hired *shall* fill such a vacant
11 position and *shall* be terminated when the incumbent returns from military service. Retired fire
12 personnel may be hired *only* at the ranks of Fire Specialist and below, *only* at Step I, and *shall*
13 *not* receive sick and annual leave. Retired firefighters hired under this Section *shall* first meet
14 the requirements for the position in question, except for written examinations, and the Fire Chief
15 of GFD *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4,
16 Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue to
17 receive retirement benefits.

18 **Section 12. Temporary Employment of Retired Customs and Quarantine**
19 **Officers.** The Customs and Quarantine Agency (CQA) may hire retired Customs and
20 Quarantine Officers if a critical need arises as a result of military activation of Customs officers
21 or absence due to a long term disability status which has been certified by a medical doctor or
22 when vacancies cannot be filled within six (6) months because of the lack of qualified applicants.
23 The CQA may exercise this hiring authority provided its authorized budget for personnel is *not*
24 exceeded. The retired officer *shall* fill such a vacant position and *shall* be terminated when the
25 incumbent returns from military service or when a fully-qualified applicant is available. Retired
26 officers may be hired *only* in the ranks of Customs Officer III and below, *only* at Step I, and *shall*
27 *not* receive sick and annual leave. Retirees hired pursuant to this Section *shall* meet
28 requirements for the position in question, except for written examinations, and the Director of
29 CQA *shall* certify that every retiree hired is fit for duty. The requirements of Title 17, Article 3,
30 Chapter 32 are waived for employment pursuant hereto except for §32304(b)(4).

1 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to
2 this Section may continue to receive retirement benefits.

3 **Section 13. Temporary Employment of Retired Department of Revenue and**
4 **Taxation Employees.** The Department of Revenue & Taxation (DRT) may hire retired
5 employees of the DRT when a critical need arises or absence due to a long term disability status
6 which has been certified by a medical doctor. The DRT may exercise this hiring authority
7 provided its authorized budget for personnel is *not* exceeded in the areas of Tax Collection,
8 Taxpayer Assistance, Tax Investigation, Auditing, and Tax Processing. Said retirees *shall* be
9 hired at Step I for the position in question and *shall not* receive sick and annual leave.
10 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to
11 this Section may continue to receive retirement benefits.

12 **Section 14. Locum Tenens Exemption during the Absence of the Chief Medical**
13 **Examiner.** The Office of the Chief Medical Examiner is exempt from the government of Guam
14 Procurement Law in contracting for the professional services of a qualified medical examiner to
15 be provided when the Chief Medical Examiner is absent from work.

16 **Section 15. Advance Payments for Medical Services.** In order to expedite
17 acceptance of Medically Indigent Program (MIP) clients at the Joint Commission accredited
18 facilities for medical treatment approved by the MIP, the Director of Public Health and Social
19 Services (DPHSS) may advance payments for said medical treatment or air ambulance program
20 established by Section 33, Chapter V of Public Law 28-150, and may establish escrow accounts
21 for immediate and advance payment of medical treatment at hospitals and other medical facilities
22 accredited by the Joint Commission determined by the Director of DPHSS to be best able to
23 serve Medically Indigent Program clients.

24 **Section 16. Transfer of Employees.** (a) Notwithstanding any other provision of law,
25 and in recognition of personnel shortages in certain areas, *I Maga'lahaen Guåhan* is authorized to
26 transfer employees within or between any line department or agency of the government of
27 Guam, *except* that:

- 28 (1) This Section *shall not* apply to any employee of the Legislative or Judicial
29 Branches of government;
- 30 (2) The transfer of an employee *shall not* result in a loss of pay or salary;

1 (3) No employee *shall* be transferred if the employee has filed a viable
2 grievance with the Civil Service Commission for discrimination based on political
3 affiliation, gender, or sexual harassment, unless the employee consents to said transfer;

4 (4) Notwithstanding any other provision of law or regulation, no employee of
5 an autonomous agency may be transferred to a line department or agency;

6 (5) *I Maga'lahaen Guåhan shall* transfer the funding authorized for that
7 employee's position from the transferor agency to the transferee agency, including
8 GMHA, DPHSS, DMHSA, *unless* the transfer is from a line agency to an autonomous
9 agency;

10 (6) This Section *shall not* be used to transfer employees acting in good faith
11 who report or expose bad business practices, illegal activities, or inappropriate conduct
12 by public officials; and

13 (7) *No* employee occupying a classified position created by statute within an
14 agency *shall* be transferred out of an agency nor *shall* such employee and position be
15 transferred out of such agency. Any employee whose classified position is created by
16 statute within a specific department or agency, and has been transferred out of such
17 agency or whose classified position has been transferred out of such agency *shall* be
18 immediately transferred back to such agency.

19 (b) *I Maga'lahaen Guåhan shall* submit a report to the Speaker of *I Liheslatura* of the
20 transfer of each employee pursuant to this authorization, with the name and position of the
21 employee being transferred, the line department or agency the employee is being transferred
22 from, the line department or agency the employee is being transferred to, the time duration of the
23 transfer, and whether the transfer is permanent.

24 **Section 17. Contracts Exceeding Funds Restriction.** No agency *shall* contract or
25 agree to spend any money in excess of the amount allotted to that agency for that agreement by
26 the Bureau of Budget and Management Research. Any contract or agreement made in violation
27 hereof *shall* be void. Any agency head or certifying officer who knowingly contracts or agrees
28 to spend any money in excess of said allotments *shall* be guilty of a misdemeanor.

29 **Section 18. Restrictions on Executive Branch Hiring of Unclassified Employees.**
30 *No* government funds of any kind or description may be expended for the employment or hiring

1 of unclassified employees in the Executive Branch of the government of Guam, *except* for the
2 following:

3 (a) Certified persons in the Guam Department of Education, as identified in
4 Subsection (12) of §715 of Chapter 7 of Title 1 of the Guam Code Annotated;

5 (b) Any academic teaching positions at the University of Guam and the Guam
6 Community College;

7 (c) Nurses, doctors, licensed health professionals and ancillary health
8 employees necessary for clinical purposes at the Department of Public Health and Social
9 Services, the Department of Mental Health and Substance Abuse, the Office of the Chief
10 Medical Examiner, the Guam Memorial Hospital Authority, the Guam Police
11 Department, and the Department of Integrated Services for Individuals with Disabilities;

12 (d) Department of Labor Survey Workers;

13 (e) Systems and Programming Administrator, Junior Systems Programmer,
14 Senior Programmer Analyst, Junior Application Analyst, Junior Programmer Analyst and
15 Junior Application Programmer and positions dealing with tax audits, tax investigations,
16 tax collections and processing of taxes at the Department of Revenue and Taxation;

17 (f) Federally-funded positions (matching and up to 100%);

18 (g) Persons filling temporary vacancies created by the call to active military
19 duty of employees who are members of the reserve components of the Department of
20 Defense and the Department of Transportation, including, but *not* limited to, the United
21 States Army, United States Navy, United States Marine Corps, United States Air Force,
22 the Army National Guard, the Air National Guard, and the United States Coast Guard, *or*
23 created by absence due to a long term disability status which has been certified by a
24 medical doctor. Departments may exercise this hiring authority provided its authorized
25 budget for personnel is *not* exceeded;

26 (h) Positions within the Office of *I Maga'lahaen Guåhan*, the Office of *I*
27 *Segundo Na Maga'lahaen Guåhan* and the Guam State Clearinghouse, and department or
28 agency heads, deputies and private secretaries;

29 (i) Positions within the Mayors Council of Guam;

30 (j) Positions within the Guam Election Commission;

1 (k) Limited-term, part time substitute teachers of the Guam Department of
2 Education;

3 (l) All persons employed pursuant to this Section, effective October 1, 2010,
4 *shall* meet the minimum Knowledge, Abilities and Skills (KAS) associated with such
5 position; and

6 (m) professional engineers required to fill Chief Engineer positions.

7 **Section 19. Board and Commission Meeting Stipends.** Any compensation or
8 stipend owed to a Board or Commission member for attending a regular or special meeting in FY
9 2011 *shall* be paid from the budget of the department or agency responsible for the
10 administrative support and operations of such Boards or Commissions. Any Board member who
11 has served on a Board continuously—for ten (10) years or more—may receive a stipend totaling
12 *no more than* Two Hundred Fifty Dollars (\$250) per month for meetings attended; however,
13 Board and Commission members may elect to not receive said compensation.

14 **Section 20. Contracts.** Positions in the classified and unclassified service *shall not* be
15 filled pursuant to a contractual arrangement, *except* as provided in this Section for FY 2011.

16 (a) Subject to Chapter 5, Title 5, Guam Code Annotated, government of
17 Guam departments and agencies may contract with independent contractors, provided
18 that no agency may contract for services customarily provided by employees in the
19 classified service, except as provided by law.

20 (b) Government of Guam departments and agencies that do not customarily
21 obtain professional services, such as licensed health professionals, licensed architects,
22 licensed engineers, legal services, actuarial services and auditing services through an
23 employee in the classified service in that department or agency may contract to obtain
24 such services.

25 (c) The Office of the Attorney General and the Public Defender Service
26 Corporation are authorized to contract with attorneys as independent contractors to
27 provide services in areas in which it is impracticable or impossible for the office to
28 proceed. Such contracts *shall* be let in accordance with the procurement laws of Guam.
29 No such independent contractor hired pursuant to this Section may receive from the
30 government of Guam any remuneration in any form other than in payment for the

1 position into which such person is hired. The Office of the Attorney General and the
2 Executive Director of the Public Defender Service Corporation *shall* file a copy of every
3 such contract with the Chief Procurement Officer and the Director of Administration
4 together with a written certification stating why it is impracticable to handle the matter
5 within the office as otherwise constituted.

6 (d) This Section *shall not* apply to the Guam Department of Education; the
7 University of Guam; the Guam Community College; the Unified Judiciary when filling
8 positions of justices and judges pro tem, law clerks, and legal interns; the Department of
9 Revenue and Taxation when filling the position of legal counsel; *I Liheslaturan Guåhan*;
10 the Guam Memorial Hospital; and the Department of Public Health and Social Services
11 and the Department of Mental Health and Substance Abuse when filling positions of
12 licensed health professionals.

13 (e) Any instrumentality of the government of Guam that fills any classified or
14 unclassified positions by contractual arrangement in accordance with this Section *shall*
15 file a copy of every such contract with the Chief Procurement Officer together with a
16 written certification stating why it is impracticable to handle the matter within the
17 instrumentality as otherwise constituted.

18 **Section 21. Wireless Communications Restrictions.** *No* government of Guam funds,
19 regardless of source and including funds expended by autonomous agencies, *shall* be expended
20 for the use of cellular telephones, cellular telephone services and other wireless telephone
21 services, *unless* the government of Guam will be reimbursed from Federal funds or other grants.
22 This Section *shall not* apply to *I Maga'lahren Guåhan*; *I Segundo Na Maga'lahren Guåhan* ; the
23 Speaker of *I Liheslaturan Guåhan*; the Chief Justice of the Supreme Court of Guam; the
24 Presiding Judge of the Superior Court of Guam; official use of the Crisis Hotline Program of the
25 Department of Mental Health and Substance Abuse; law enforcement officials; on-call health
26 professionals at the Guam Memorial Hospital Authority, the Department of Mental Health and
27 Substance Abuse, and the Department of Public Health and Social Services; Village Mayors and
28 Vice Mayors; GFD and EMS officials; on-call emergency management personnel; and the Chief
29 Medical Examiner.

1 **Section 22. Exception for Internet and Data Network and Wireless Non-Mobile**
2 **Telephone Services.** The restrictions on the funds for wireless telephone service contained in
3 Section 21 of this Chapter *shall not* apply to the wireless internet and data networking services,
4 Voice Over Protocol (VOIP) and wireless local loop (stationary [non-mobile] wireless phone
5 systems) telephone services.

6 **Section 23. Deposit for Drug Testing.** The sum of Two Thousand Dollars (**\$2,000**) is
7 appropriated from the General Fund; the sum of Three Hundred Eighty Five Dollars (**\$385**) is
8 appropriated from the Guam Contractors License Board Fund; the sum of Seven Hundred Fifty
9 Dollars (**\$750**) is appropriated from the Indirect Cost Fund; the sum of One Hundred Thirteen
10 Dollars (**\$113**) is appropriated from the Land Survey Revolving Fund; the sum of Four Hundred
11 Eighteen Dollars (**\$418**) is appropriated from the Manpower Development Fund; the sum of
12 Thirty Eight Dollars (**\$38**) is appropriated from the PEALS Fund; the sum of Two Thousand
13 Dollars (**\$2,000**) is appropriated from the Solid Waste Operations Fund; and the sum of Two
14 Thousand Dollars (**\$2,000**) is appropriated from the Territorial Highway Fund to individual
15 agencies for drug testing, and *shall* be deposited into an account with the Department of
16 Administration, which is tasked with the implementation and payment of all testing by
17 government employees as set out in Executive Orders 95-29 and 2005-18. This Fund *shall not* be
18 subject to *I Maga'lahaen Guåhan's* transfer authority.

19 **Section 24. Deposit for Random Drug Testing for Testing Designated Positions.**
20 The sum of Thirteen Thousand Nine Hundred Thirty Dollars (**\$13,930**) is appropriated from the
21 General Fund, representing the total of all appropriations in this Act to individual agencies for
22 random drug testing of employees in Testing Designated Positions (TDP) delineated in the
23 Department of Administration Drug Free Workplace Program (DFWP Operating Procedures),
24 and *shall* be deposited into an account with the Department of Administration. This Fund *shall*
25 *not* be subject to *I Maga'lahaen Guåhan's* transfer authority.

26 **Section 25. Program Reporting Requirements for Employment, Employment**
27 **Placement, and Job Training Programs at the Guam Community College, the University of**
28 **Guam, and the Guam Department of Labor.**

29 (a) The President of the University of Guam, the President of the Guam
30 Community College, and the Director of the Guam Department of Labor *shall* transmit a

1 report to *I Maga'lahren Guåhan* and to the Speaker of *I Liheslaturan Guåhan*, no later
2 than June 30 of each year, the actual number of program completers and/or certificates
3 issued for each program, and employment data for said program completer for the two (2)
4 years following completion of their respective programs, to include salary levels, job
5 location, or whether the job is in the same field as the program.

6 (b) The report mandated in Subsection (a) shall also be posted on each
7 agency's respective website.

8 **Section 26.** If any Cost Accounts created by this Act require existing automated
9 postings within the Government of Guam Financial Management System to be manually
10 duplicated to conform to the requirements in this Act the Department of Administration may
11 instead report the details of the Cost Account outside the Financial Management System.

12 **Section 27. Office of the Adequate Education *Suruhanu*.** §111000 of Title 17, Guam
13 Code Annotated, is hereby *amended* to read:

14 “§11100. **Creation of Office.** The Office of the Adequate Education
15 *Suruhanu* (hereinafter referred to as the ‘Education *Suruhanu*’) is hereby established as
16 an entity of the Office of the Attorney General of Guam. It is operationally independent
17 from *I Maga'lahren Guåhan*, *I Liheslaturan Guåhan*, the Department of Education (DOE)
18 and the Guam Education Policy Board (Board). *I Maga'lahren Guåhan*, *I Liheslaturan*
19 *Guåhan*, DOE or the Board shall not prevent, impair, or prohibit the Education *Suruhanu*
20 from initiating, carrying out, or completing his duties. The Education *Suruhanu* shall be
21 the head of the office.”

1 **CHAPTER XIII**

2 **ADMINISTRATIVE PROVISIONS**

3 **Section 1. Authorization for Matching Requirements for Federal Grants-In-Aid.**

4 All departments are authorized to expend funds appropriated in this Act for matching
5 requirements of Federal grants.

6 **Section 2. Carryover of Local and Federal Matching Program Funds for Grants.**

7 The Local and Federal Matching Funds for programs whose expiration dates extend beyond
8 September 30, 2011 *shall not* lapse and may be expended throughout the period of the grant
9 award.

10 **Section 3. Government of Guam Retirement Fund Rate of Contribution.** In

11 accordance with §8137(e) of Article 1, Chapter 8 of Title 4 of the Guam Code Annotated, the
12 government rate of contribution to the Government of Guam Retirement Fund throughout Fiscal
13 Year 2011 *shall* be twenty seven and forty six hundredths percent (27.46%).

14 **Section 4. Autonomous Agency Revenues and Expenditures Reported to *I***

15 ***Maga’lahen Guåhan and I Liheslaturan Guåhan.*** Notwithstanding any other provision of law,
16 every autonomous and semi-autonomous agency or public corporation in the government of
17 Guam *shall* report all revenues and expenditures for all funds under its purview and
18 administration to *I Maga’lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* on a monthly
19 basis and post the same on its website. Each monthly report *shall* be due *no later than* thirty (30)
20 days after the end of each month.

21 **Section 5. Revenue Tracking Report.** The Director of the Bureau of Budget and

22 Management Research, in collaboration with the Director of Revenue and Taxation and the
23 Director of the Department of Administration, *shall* determine, after the end of each month of the
24 fiscal year, the revenue tracking for the balance of the fiscal year, based upon the actual
25 collections of the preceding month, and prepare a statement comparing “actual” and “projected”
26 revenues. Said statement *shall* be certified as to its accuracy by each of the aforementioned
27 Directors, and submitted to the Speaker of *I Liheslaturan Guåhan* *no later than* thirty (30) days
28 after the end of each month of the fiscal year. Said statements *shall* be posted quarterly on the
29 Bureau of Budget and Management Research’s website. The Director of the Bureau of Budget
30 and Management Research and the Director of *I Liheslaturan Guåhan* and the Office of Finance

1 and Budget *shall* from time to time meet to revise, approve and implement changes to the format
2 of the report.

3 **Section 6. Prior Year Appropriations Report.** *I Liheslaturan Guåhan* finds that in
4 order to work effectively to reduce and manage the deficit of the government of Guam, it will
5 need to repeal or de-appropriate past appropriations, which remain outstanding but *not* expended.
6 To assist in this effort, the Department of Administration, in collaboration with the Office of
7 Finance and Budget, *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* on January 1,
8 2011 delineating any appropriation from fiscal years prior to 2011, which has *not* been
9 encumbered or fully expended as of the date of the report. The report *shall* also delineate those
10 appropriations from fiscal years prior to 2011 which have been carried forward to Fiscal Year
11 2011 pursuant to law or this Act and the expenditures thereon. Thereafter, monthly updates to
12 the report *shall* be submitted until unexpended appropriations from prior fiscal years are
13 eliminated by repeal or other operation of law.

14 **Section 7. Exemption from BBMR Allotment Release Control.** §1303, Title 5,
15 Guam Code Annotated, *shall not* apply to the Mayors Council of Guam, the Office of Public
16 Accountability, the Office of Finance and Budget, the Office of the Attorney General, the
17 Department of Revenue and Taxation, *I Liheslaturan Guåhan*, and the Unified Judiciary. Said
18 entities may draw against their respective appropriations as needed to meet their obligations in
19 accordance with a drawdown schedule that said entities *shall* submit to the Director of the
20 Department of Administration, *no later than* October 31, 2010. Failure to submit such
21 drawdown schedule *shall* subject such entity to the allotment release control by the Bureau of
22 Budget and Management Research.

23 **Section 8. Special Fund Transfer.** Unless specified in this Act, *I Maga'låhen*
24 *Guåhan* is authorized to transfer to the General Fund any cash available from any appropriated
25 Special Fund or Revolving Fund to fund the appropriations authorized by this Act. All cash
26 from Special Funds or Revolving Funds transferred to cover the appropriations authorized by
27 this Act *shall* be promptly reimbursed to the Special or Revolving Fund from which it was
28 withdrawn as cash becomes available. *I Maga'låhen Guåhan shall* submit a report to the
29 Speaker of *I Liheslaturan Guåhan* on the fifth (5th) day of every month on all transfers made
30 pursuant to this Section. Said report *shall* enumerate the amount of each transfer, identify the

1 funds to and from which the transfer was made and state the purpose of each transfer. Unless
2 otherwise restricted or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is
3 authorized to transfer *up to* fifteen percent (15%) between object categories within an agency
4 Fiscal Year 2011 Special Fund base operational (*except* the utility funds) appropriations
5 contained in Chapter V and in Parts II, III and IV of Chapter III of this Act; provided that notice
6 of each transfer and justification therefore are delivered within fifteen (15) working days after
7 the transfer is made to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and
8 Budget.

9 **Section 9. Secondary and Tertiary Road Projects.** *I Maga'låhen Guåhan*, after
10 consultation with the Village Mayors, may delete and add secondary and tertiary road repair
11 projects to the list in Part IV of Chapter II of Public Law 28-68, if such amendment is
12 necessitated by changes in cost estimates, availability of funds or critical needs, provided that the
13 repair of potholes on primary and secondary roads *shall* remain a high priority and *shall*
14 commence as soon as practicable. The Directors of the Bureau of Budget and Management
15 Research and the Department of Public Works *shall* report to *I Liheslaturan Guåhan* the status
16 and balance of the appropriations made to fund the repair of such road projects pursuant to PL
17 28-68.

18 **Section 10. Facilities Insurance Requirements.** Every department and agency of the
19 government of Guam, through the Department of Administration, may expend such sums as
20 necessary from the department or agency's appropriations for operations contained in this Act,
21 for insurance of government-owned facilities, built or repaired with FEMA grant funds, where
22 such insurance is required by FEMA.

23 **Section 11. Reporting Requirements for Non-Profit Organizations.** All non-profit
24 organizations that receive funds pursuant to this Act *shall* maintain financial records that
25 accurately account for said funds and *shall* provide a budgetary breakdown by object category to
26 the department or agency that oversees the appropriation. The non-profit organization *shall* be
27 provided a copy of this Section by the department or agency overseeing such appropriation. The
28 non-profit organization *shall* also provide to said department:

- 29 (a) A quarterly report describing its activities during the reporting period and
30 the results it achieved *no later than* twenty (20) days after the end of each quarter;

1 (b) Notification of all procurement of equipment and services of Five
2 Thousand Dollars (\$5,000) or more prior to awarding the contract therefore;

3 (c) Access to the overseeing department or agency's duly authorized
4 representative, and government of Guam auditors, to appropriate records for the purpose
5 of audit and examination of books, documents, papers and records of funds expended
6 under the appropriation;

7 (d) Submission of a detailed inventory listing of each year's purchases, as
8 certified by its certifying officer; and

9 (e) A Final Report to the overseeing department or agency for submission to *I*
10 *Liheslaturan Guåhan* containing a full disclosure of all expenditures of funds
11 appropriated by this Act *no later than* November 15, 2011. The overseeing department
12 or agency *shall* post the same on its website.

13 (f) Non-compliance with these reporting requirements will subject the non-
14 profit organization to a three percent (3%) reduction of its appropriation(s) and the
15 overseeing agency's contract with the organization *shall* so provide.

16 **Section 12. Fund Reversions.** *Unless* otherwise specified in this Act:

17 (a) General Fund Reversion. All unexpended or unencumbered
18 appropriations made from the General Fund pursuant to this Act *shall* revert to the
19 General Fund on the last day of Fiscal Year 2011.

20 (b) Tourist Attraction Fund Reversion. All unexpended or unencumbered
21 appropriations made from the Tourist Attraction Fund pursuant to this Act *shall* revert to
22 the Tourist Attraction Fund on the last day of Fiscal Year 2011.

23 (c) Healthy Futures Fund Reversion. All unexpended or unencumbered
24 appropriations made from the Healthy Futures Fund pursuant to this Act *shall* revert to
25 the Healthy Futures Fund on the last day of Fiscal Year 2011.

26 **Section 13. Restriction on the Home Use of Government of Guam Vehicles.**

27 *Except* when expressly permitted by §1103(c) of Chapter 1, Title 4, Guam Code Annotated, or
28 any other law, *no* government of Guam owned, leased or rented vehicles may be driven home by
29 an employee *unless* such employee is on call as an emergency first responder.

1 **Section 14. Transfer Authority of *I Maga'låhen Guåhan*.** Unless otherwise
2 restricted or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is authorized
3 to transfer *up to* fifteen percent (15%) between Fiscal Year 2011 General Fund Executive Branch
4 base operational (*except* the utility funds) appropriations contained in Chapter V and in Parts II,
5 III and IV of Chapter III of this Act; *provided* that notice of each transfer and justification
6 therefore are delivered within fifteen (15) working days after the transfer is made to the Speaker
7 of *I Liheslaturan Guåhan* and the Office of Finance and Budget. Notwithstanding any other
8 provision of law, no funds *shall* be transferred out of the Guam Department of Education
9 Operations Fund or Fiscal Year 2011 General Fund appropriations made to the Guam
10 Department of Education, the Unified Judiciary, *I Liheslaturan Guåhan*, the Office of Finance
11 and Budget, the Mayors Council, the Office of the Attorney General, and the Office of Public
12 Accountability. No transfer *shall* be made into the Solid Waste Operations Fund from any other
13 appropriation or any other Fund during FY 2011, *except* for General Fund appropriations
14 specifically made to the Solid Waste Operations Fund by this Act or specifically authorized by
15 law. This transfer provision *shall not* be applicable to transfers made for the purpose of
16 providing local match requirements for Federal Grants-In-Aid and for funding the ten percent
17 (10%) Law Enforcement pay raise in FY 2011. No General Fund transfer *shall* be made to the
18 Customs and Quarantine Fund. *I Maga'låhen Guåhan shall* report such transfers accordingly.

19 **Section 15. Email Addresses Paid for with Government of Guam Funds.** All
20 email addresses paid for by any funds appropriated by this Act *shall* be posted on the respective
21 agency's or branch's website.

22 **Section 16. Combined Purchase of Textbooks.** The Guam Department of
23 Education, the University of Guam, and the Guam Community College *shall* together develop a
24 more cost-effective method of purchasing textbooks for the government of Guam, in which the
25 government would benefit from the economies of scale and combined purchasing power of the
26 three (3) institutions. The joint proposal *shall* target implementation for School Year 2011-2012
27 and *shall* be submitted to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no
28 *later than* January 15, 2011.

1 **Section 17. Uniform Allowances.** Uniform allowances authorized in this Act *shall*
2 *not* be less than Three Hundred Fifty Dollars (\$350.00) for the Fiscal Year, and *shall* be issued to
3 the employees *no later than* the end of the first quarter of FY 2011.

4 **Section 18. Administration of Deficit Reduction.** The Department of
5 Administration is hereby designated the authority to receive and process claims submitted
6 pursuant to Section 5 of Chapter XII of this Act.

7 **Section 19. Revenue Processing.** *I Liheslaturan Guåhan* recognizes the benefits and
8 importance of timely processing of individual income taxes. As individual income taxes
9 represent a significant source of the government of Guam's tax revenues, the timely processing
10 of these returns is imperative. Furthermore, the timely processing of individual income taxes
11 allows the government of Guam to recognize receivables owed to the government and liabilities
12 owed to individual income tax payers through refunds. *I Liheslaturan Guåhan* also recognizes
13 that timely processing benefits both the government and the individual taxpayer. Therefore, it is
14 the intent of *I Liheslaturan Guåhan* to find methods to expedite the processing of income tax
15 returns. Whereas, electronic receipt of income tax returns prevents the need to enter the data
16 manually. *I Liheslaturan Guåhan* recognizes the value of receiving income tax returns
17 electronically and espouses the removal of any barrier to achieving this. As such, the Director of
18 Revenue and Taxation *shall* submit a feasibility study, related to accepting income tax returns
19 online, to the Speaker of *I Liheslaturan Guåhan* by January 1, 2011. The feasibility study *shall*
20 include the following items:

- 21 • (a) Survey from the major tax accounting firms of the tax software used;
- 22 • (b) Compatibility of the tax software to the systems of the Department of Revenue
23 and Taxation;
- 24 • (c) Timeline whereby the major tax software in (a) is integrated into the system of the
25 Department of Revenue and Taxation; and
- 26 • (d) Approximate cost of the integration plan through solicitation of quotes,
27 specifically for the integration.

28 **Section 20. Government Staffing Pattern**

29 (a) Staffing Pattern. *No later than* thirty (30) days after the end of each quarter of
30 Fiscal Year 2011, every director, administrator or head of a government of Guam agency,

1 excluding line agencies, *shall* submit to the Speaker of *I Liheslaturan Guåhan* and post on the
2 agency website a current staffing pattern in the format of the Executive Branch FY 2011 Budget
3 Call, as of the previous quarter's ending. The agencies required to submit are all semi-
4 autonomous agencies, public corporations, the President of the Mayors Council of Guam, and the
5 Administrator of the Courts of the Unified Judiciary. Said staffing pattern *shall* include, at a
6 minimum, the name of every current employee and his position title, salary, increment costs and
7 benefit costs, as well as the funding source for his salary and benefits.

8 (b) *No later than* thirty (30) days after the end of each quarter of Fiscal Year 2011,
9 the Director of the Department of Administration *shall* post the government wide line agency
10 staffing pattern on the bit.guam.gov portal on the budget website. The format of the report *shall*
11 be the current staffing pattern in the format of the Executive Branch FY 2011 Budget Call, as of
12 the previous quarter's ending. Said staffing pattern *shall* include, at a minimum, the name of
13 every current employee and his position title, salary, increment costs and benefit costs, as well as
14 the funding source for his salary and benefits.

15 **Section 21. Make Work Pay Accounting Error Adjustment to FY 2010 Budget**

16 **Act.** (a) Chapter I, Section 2 (A.) of Public Law 30-55 is *amended* as follows:

17 "A.

18 PROVISION FOR TAX REFUND PAYMENTS (\$134,260,000)

19 TOTAL GENERAL FUND REVENUE AVAILABLE FOR OPERATIONS \$512,901,145

20 PROVISION FOR TAX REFUND PAYMENTS (\$134,260,000)

21 TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION \$507,818,638"

22 (b) A new Subsection (F.) is *added* to Chapter I, Section 2 of Public Law 30-55:

23 "F. The Bureau of Budget Management and Research and the
24 Department of Administration *shall* adjust all budgetary accounts, both revenue
25 projections and appropriation levels to reflect the amendment of Public Law 30-
26 55 in Chapter XIII, Section 21(a) of this Act. These adjustments *shall* be made
27 prior to the closing of all FY 2010 accounts."

28 **Section 22.** *No more than* twenty-five percent (25%) of the appropriation to Object
29 Classes 111 and 113 in the Base Operation Appropriation to the Office of *I Maga'lahi* may be
30 expended or transferred before January 1, 2011.

1 **Section 23. Severability.** If any provision of this Act or its application to any person
2 or circumstance is held invalid, the invalidity *shall not* affect other provisions or applications of
3 this Act which can be given effect without the invalid provision or application and to this end the
4 provisions of this Act are severable.

8

I MINA' TRENTA NA LIHESLATURAN GUÅHAN

2010 (SECOND) Regular Session

Date: 8/20/10

VOTING SHEET

SBill No. 439-30(COR)

Resolution No. _____


Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
ADA, Thomas C.	✓				
ADA, V. Anthony <i>//</i>	✓				
AGUON, Frank B., Jr.	✓				
BLAS, Frank F., Jr. <i>///</i>		*			
CALVO, Edward J.B.		✓			
CRUZ, Benjamin J. F.	✓				
ESPALDON, James V. <i>///</i>		*			
GUTHERTZ, Judith Paulette	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
TAITAGUE, Telo <i>///</i>		*			
TENORIO, Ray		✓			
WON PAT, Judith T.	✓				

TOTAL

10 5 _____

CERTIFIED TRUE AND CORRECT:


Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



Mina'Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

August 16, 2010

The Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trenta na Liheslaturan Guahan
155 Hesler Place
Hagatña, Guam 96910

Chairman
Committee on Appropriations,
Taxation, Banking, Insurance,
Retirement, and Land

Member
Committee on Education

Member
Committee on
Municipal Affairs,
Aviation, Housing, and
Recreation

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

VIA: The Honorable Rory J. Respicio
Chairperson, Committee on Rules

RE: Committee Report on Bill No. 439-30 (COR)

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 439-30 (COR):
"AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF
THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR
FISCAL YEAR ENDING SEPTEMBER 30, 2011 AND MAKING OTHER
APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND
ADMINISTRATIVE PROVISIONS," which was referred to the Committee
on Appropriations, Taxation, Banking, Insurance, Retirement, and Land.

Committee votes are as follows:

- 5 TO PASS
- 0 NOT TO PASS
- 1 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

Si Yu'us Ma'ase,

Senator vicente c. pangelinan
Chairman

2010 AUG 17 PM 2:12

COMMITTEE REPORT
ON

Bill No. 439-30 (COR):

“AN ACT MAKING APPROPRIATIONS FOR
THE OPERATIONS OF THE EXECUTIVE
BRANCH OF THE GOVERNMENT OF GUAM
FOR FISCAL YEAR ENDING SEPTEMBER 30,
2011 AND MAKING OTHER APPROPRIATIONS,
AND ESTABLISHING MISCELLANEOUS AND
ADMINISTRATIVE PROVISIONS.”



Mina' Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

August 17, 2010

MEMORANDUM

To: All Members
Committee on Appropriations, Taxation, Banking,
Insurance, Retirement and Land

Subject: Committee Report on **Bill No. 439-30 (COR)**

Chairman
Committee on Appropriations,
Taxation, Banking, Insurance,
Retirement, and Land

Member
Committee on Education

Member
Committee on
Municipal Affairs,
Aviation, Housing, and
Recreation

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement and Land (Committee) received the Fiscal Year 2011 Budget submitted to the *I Liheslaturan Guahan* on January 30, 2010. The Committee has spent the past several months reviewing and analyzing the submittal.

Members of the Committee were informed and hearings scheduled to receive the presentation by the various departments and agencies of the Executive Branch, as well as the semi-autonomous agencies of the government.

The budget hearings began in May, 2010 and for the next couple of months each entity was given the opportunity to articulate the basis for their budget requests. The Guam Department of Education administration and each of the schools appeared before the Committee.

The work of the Committee was supported by the Office of Finance and Budget (OFB) providing technical expertise and compiling both historical as well as current data on the operations of each of the entities.

For analysis of the revenue estimates, the OFB convened the Special Accounting Service and the Special Economic Service (SES) groups to develop both technical recommendation and policy alternatives related to the financial challenges facing the government of Guam. As part of this Committee report, we have attached a comprehensive analysis and recommendations of the OFB. I encourage you to read and study the attached report to assist each member of the Legislative body during our deliberations in the forthcoming budget session.

The expenditure levels were developed and adjusted using the revenue levels recommended by the OFB and the SES, a level more conservative than the adjusted revenue projection presented to the Committee.

Included in this Committee report are the appropriations authorized for each entity and the object category governing the expenditures.

Memo to Committee Members
August 17, 2010
Page 2

Committee Findings and Recommendation

The Committee commends the work of all parties involved in the development of the Fiscal Year 2011 budget. It acknowledges the cooperation of the Administration's representatives and their willingness to re-examine and adjust the initial revenue estimates when faced with more current financial data.

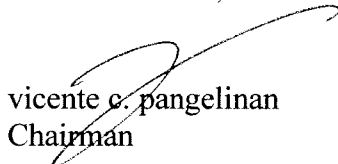
Furthermore, the expenditure levels for the different components of the government of Guam as evidenced by the allotment releases to address the gap between the estimated revenues and actual collections in FY2010 serve as a guide in determining the priorities of the Administration in making the adjustments to the expenditure levels submitted on January 30, 2010 required to balance the budget for FY2011.

It is the policy decision of the Committee that the FY2011 budget provide the essential resources to critical government components and provide for and address the unaccounted and off-budget expenditures in previous fiscal years, which have been the primary cause of the shortages in budgets allocated to the agencies and programs authorized in the budget.

While there are ample and good reasons to expect brighter days ahead for our island and our economy, it is the sense of the Committee that constrained optimism is the prudent and correct policy in arriving at the revenue estimate to support government operations.

It is therefore the recommendation of the Committee to pass Bill 439-30, the FY2011 Budget Act.

Si Yu'os Ma'ase,




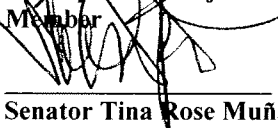
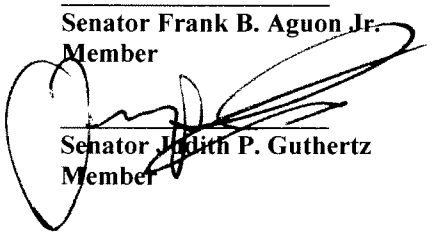
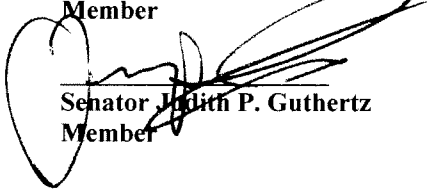
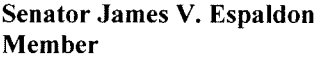
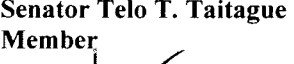


vicente c. pangelinan
Chairman

I MINA' TRENTA NA LIHESLATURAN GUÅHAN

Committee Voting Sheet

Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land

Bill No. 439-30 (COR): AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.

Committee Members	To Pass	Not To Pass	Report Out	Abstain	Inactive Files
 Senator vicente c. pangelinan Chairperson	✓				
 Speaker Judith T. Won Pat, Ed.D Vice Chairperson	✓				
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Fiscal Year 2011

“Closing the Fiscal Gap”

Office of Finance and Budget

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INTRODUCTION

The Government of Guam (GovGuam) *Fiscal Year 2011 Annual Appropriations Act* (Act) places lawmakers and the outgoing Governor of Guam at a fork in the road where one road leads to a balanced budget, while the other road leads to a ballooning deficit. The road on which taxpayers travel will depend largely on whether policymakers decide to fund previously unfunded mandates (i.e., the third increment of the Law Enforcement Compensation, the Government-wide pay raises through the continued denial of tax refunds).

The following report by the OFB does not represent a technical paper on economics or accounting. The purpose of the following is to present to the external stakeholders—the public as well as the policymakers—the current financial state-of-affairs of the GovGuam as the OFB can best assess it, using the data gathered from the Special Economics Services (SES), the Special Accounting Services (SAS), and independent analysis.

GovGuam revenues are generated from three main sources when excluding the sale of debt instruments: General Tax Revenue (61%), Special Fund Tax Revenue (11%) and Federal Grants (28%). The focus of this analysis is on General Tax Revenue as it relates to funding the current and existing government operations via the Act. Existing Special Fund Tax Revenues are earmarked for specific programs and are generally not viewed as potential funding sources for new programs and initiatives during the annual appropriations process. Federal grant money is beyond the scope of the appropriation process and is not a dependable source of funds for legislatively-mandated programs and initiatives.

The main components of the GF Revenue are Individual Income or Personal Income Tax (PIT), Corporate Income Tax, Withholding Tax—all of which are inclusive of interest and penalty revenue—Gross Receipts Tax (GRT), Section 30 revenue, and “Other” sources.

The GovGuam collects tax from income of individuals, partnerships, companies, corporations and other taxable entities. The income tax rates and laws mirror the United States Internal Revenue Code. Gross Receipts Tax (GRT) is collected from all individuals and entities that conduct business on Guam based on the application of a 4% tax rate against values, gross proceeds of sales, or gross income.

Section 30 revenues include all amounts received by the GovGuam as proceeds of custom duties, federal income tax derived from Guam, excise tax, quarantine, passport, immigration and naturalization fees collected in Guam. Section 30 revenues are paid in advance annually, based on estimates provided to the Department of Treasury (Treasury) by the GovGuam by July of each year. The Office of Insular Affairs (OIA) and Treasury review and approve the advance request and issue a treasury warrant by the first week in October of the new fiscal year. The remittance is later reconciled in future years based on actual withholding and income tax collections by the Internal Revenue Service (IRS) on behalf of Guam. If the remittance requested is higher than actual Section 30 revenues after the reconciliation, the excess request must be reimbursed to the Treasury. In the last ten years, Guam has overestimated Section 30 revenues by over \$45 million dollars. The Treasury recovers the overpayment by garnishing the Section 30 revenue in future years. Section 30 funds for tax years 2008 and 2009 remain un-reconciled and will become a potential future liability to the GF.

A series of historical information and identification of current and future spending options are presented in this analysis for public consumption to “lay all the cards on the table” about the difficult budgetary decisions presented to policymakers over the next several years. The decisions made in the Fiscal Year 2011 budget could potentially set in motion the long-term financial success or failure of GovGuam should the Guam Military Build-up:

- a) not materialize;
- b) be significantly delayed; or
- c) lead to costs outweighing the benefits for Guam taxpayers and the GovGuam.

Deficit

A look into the financial condition of the GovGuam reveals a telling tale of years declining government collections, increased expenditures, and the lack of strategic planning for the management of the limited resources of the island. Part of the current state of the government’s finances is a direct result of decisions made by local government officials, at the legislative and executive levels, while other parts are a direct result of decisions made by external policymakers—namely, the United States Congress.

The following does not represent an indictment against a particular individual, political party, nor a particular leader or set of leaders. Rather, it seeks to identify the sources of the public sector debt from a macroeconomic standpoint and to evaluate the systematic breakdown of controls previously established to minimize the growth in expenditures. This systematic breakdown stems from the lack of a clear vision and plan to address and prioritize spending in light of declining government revenues.

Due to the urgency of these matters, the Legislature’s Committee on Appropriations (Committee) responded expeditiously by convening the Special Economic Services (SES) group to initiate dialogue on these issues and topics. The SES, through its first two sessions, has sought to respond to these fiscal challenges by bringing them to the forefront thus offering recommendations. The SES—created statutorily—draws from technical professionals within the government bureaucracy and provides a bipartisan approach to addressing the fiscal condition of the government.

This year’s sessions with the SES (July 2010) reveal a clearer picture of the total debt of the GovGuam (Debt). The total debt represents the accumulated deficit of the government going into FY 2011. The OFB defines a deficit as an entity, such as the GovGuam, that spends more than it collects in revenues. Utilizing figures reported during earlier meetings with the SES, the OFB has attempted to construct a reasonable estimate of the debt. To qualify the following presentation, the discussion below on the government’s debt represents an estimate based on information currently available, which may differ from estimates reported by other entities. In constructing an estimate for the debt, the OFB analyzed the debt source and categorized it as either structural or cyclical.

STRUCTURAL DEFICIT

A structural deficit is defined as a portion of public sector debt that will exist—regardless—of revenue levels. Structural deficits are a direct result of either overspending, declining revenue collections or a combination of both. Without a plan to address structural

deficits, they become chronic shortfalls imbedded in Guam’s economy because of the strain placed on the GovGuam and on to the taxpayers. The structural deficit will linger, regardless of economic growth, until a plan is developed and executed by both the Legislative and Executive Branches.

A structural deficit can only be addressed by either increasing tax revenues or decreasing expenditures. These two options, however, present other challenges thus creating other difficult scenarios. Increasing taxes in Guam’s closed, isolated economy only increases the burden on residents and forces lower standards of living. Reducing expenditures is an alternative that would also have troubling side effects such as reduced regulatory enforcement, reduced public safety presence and larger classroom sizes. The OFB estimates the structural deficit at around \$325 million (composed of past due obligations, Operational Growth, Future Obligations, and Potential Growth in Operation amounts as set forth in Table 1 below).

Table 1

Table 1: Structural Deficit-Composition	
Description	Amount (\$)
Past Due Obligations	278,501,272
Operational Growth	19,093,236
Future Obligations	12,419,139
Potential Growth in Operation	15,620,724
Grand Total	325,634,371

Information used to construct the estimate was taken from documents provided during meetings conducted with the SES meetings on July 6 and 20, 2010. Additional information was acquired through other reports by the Bureau of Budget and Management Research (BBMR), the Department of Administration (DOA), and the Department of Revenue and Taxation (DRT) requested after the meeting.

The largest component of the structural deficit represents items traditionally classified as the deficit, namely unpaid past due obligations. Table 2 provides a detailed breakdown of these items.

Table 2

Discretionary	Non-Discretionary	Table 2: Structural Deficit-Past Obligations	Amount (\$)
✓		Individual Income Tax 2009 and Prior-Interest Bearing	184,151,468
	✓	Federal Bureau of Prisons	5,037,640
	✓	Guam Power Authority-GDOE Promissory Note	6,950,169
	✓	Retirement Fund (DOE)	5,710,987
	✓	Retirement Fund (GMH)	4,507,347
✓		Accounts Payable-Prior Year Obligations	11,780,078
	✓	Mental Health Permanent Injunction	5,000,000
✓		Continuing Appropriations	30,000,000
✓		COLA-Interest Bearing	16,468,878
✓		COLA-Opt Out	2,027,371
	✓	FEMA-Disallowed Cost	2,367,334
	✓	DPHSS/ PH Pro (Public Assistance Transactional Database)	4,500,000
		Grand Total	278,501,272
Discretionary refers to obligations whereby the GovGuam has the ability to forgo addressing these obligations in the upcoming fiscal year, if current revenues are insufficient.			
Non-discretionary obligations are past events or expenditures incurred, which the GovGuam must address in the FY 2011 budget act.			

The main source of the structural deficit is the income tax refund liability (estimated to be around \$184 million) which includes current-year as well as prior-year income tax refunds. At the SES meeting on July 20, 2010, the Director of Revenue and Taxation stated the Earned Income Tax Credit (EITC) represents a significant portion of the income tax refunds owed. He described the EITC as an unfunded mandate by the United States Federal Government which is subsidized by the GovGuam to the detriment of its revenue base.

The EITC is a Federal Government initiative where taxpayers can claim a credit equal to a percentage of their income depending on employment and socioeconomic status. The IRS describes the EITC as "a refundable federal income tax credit for low to moderate income working individuals and families. Congress originally approved the tax credit legislation in 1975, in part to offset the burden of social security taxes and to provide an incentive to work. When EITC exceeds the amount of taxes owed, it results in a tax refund to those who claim and qualify for the credit." The intent of the EITC is to encourage employment welfare recipients by incentivizing them to work by supplementing their wages with a year-end tax refund "bonus."

According to the DRT Director, the current annual liability for the EITC is approximately \$40 million a year. Understanding the trend of EITC is critical to long-term and annual budget

planning for the government that necessitates timely and accurate reports about the frequency and the amount of individuals who claim this credit each tax year.

The EITC liability for 2010 and 2011 are likely to either remain at or exceed current levels. Most recipients of the EITC pay little to no income tax into the Guam treasury which forces Guam to use taxes and revenues from other sources to pay for the EITC program. The result is an inadequate collection of taxes to support the programs and services required for all the residents of Guam including timely tax refund payments. The Committee does not support raising taxes and fees in order to support EITC, because then it becomes a redistribution of income among classes which is contrary to the intent of the EITC (to promote individual achievement and self-sufficiency). Raising taxes will only bring others down toward the poverty line or take away from investment activity.

The recent legislation of H.R. 4994 was overwhelmingly passed by the House of Representatives and is now awaiting action of the United States Senate. One provision of H.R. 4994 adds a section to the Internal Revenue Code of 1986 titled "EITC Outreach." The change will require the Director of the DRT to notify each qualifying taxpayer who is eligible for the EITC credit in any preceding taxable year but did not claim the credit. The OFB is concerned that this legislation will only increase the burden to the Guam Treasury by alerting "new" EITC eligible taxpayers and will likely push the participation level in taking the EITC toward 100% compliance.

The tax policies enacted by the United States Congress in the past decade have also had an adverse impact on Guam's income tax base. Several of these changes merit discussion as they represent the primary reason for the island's current structural deficit, specifically reducing overall government revenues.

Two significant changes to the U.S. Tax Code materially reduced tax revenues due to the GovGuam in 2001 and 2003. These include the reduction of the income tax brackets for all individuals and reduction in the capital gains and dividend taxes ("Bush" Tax Cuts). Individual income taxes represent 60% of the total tax revenues of the GovGuam; therefore, any changes to these rates correspond with material declines in government revenues. Based on the analysis of the Bush Tax Cuts, the estimated impact on the income tax revenue on the GovGuam is estimated to be between four to six million dollars. Another change that likely caused material reduction to corporate income tax revenue is the carry-back of the net operating loss for tax year 2008 from small business. The American Recovery and Reinvestment Act of 2009 (ARRA) allowed companies with a net operating loss in 2008 to elect to offset against income earned in the past (up to five prior years). At this time, estimates of the impact of the net operating loss cannot be reasonably performed due to a lack of information.

Along with the reduction of income taxes due to changes in the U.S. Tax Code, the GovGuam continues to forgo tax revenues through the issuance of tax rebates on corporate dividends and exemptions on gross receipt taxes given through the use of qualifying certificates (QC). The OFB acknowledges the importance of the QC Program but recommends that the duration of each QC be scrutinized along with transferability and exemption of dividends from individual income tax.

Discretionary and Non-Discretionary Obligations

The next category of the structural deficit is past due expenditures, which is further classified as *discretionary* and *non-discretionary obligations*.

The term *discretionary* refers to obligations whereby the GovGuam has the ability to forgo addressing these obligations in the upcoming fiscal year if current revenues are insufficient.

Discretionary obligations include income tax refunds, interest on income tax refunds, past due accounts payable, and continuing appropriations. Although some of these items may be interest-bearing, the GovGuam has the ability to allow the obligation to carry forward into the next fiscal year, at the expense of accruing interest.

Unlike discretionary obligations, non-discretionary obligations are past events or expenditures incurred which the GovGuam must be addressed by GovGuam through the FY 2011 budget act. Items included in this category are FEMA-Disallowed Cost, Mental Health Permanent Injunction, Retirement Fund obligations, promissory note to the Guam Power Authority, lease for public assistance administration software and debts owed to the Federal Bureau of Prisons for housing Guam inmates. If unfunded, these items can result in garnishment of federal grants, threatened litigation, discontinuation of services provided, or federal receivership of government units. The causes of non-discretionary obligations vary and include court orders and federal grant compliance. It is the recommendation of the OFB to appropriate funds for portions of these obligations to be funded in the FY 2011 budget. This has not been the practice from previous budget acts. When recipient agencies fall into a "high risk" status, the burden is placed upon the GF thus compounding the issue and creating further diversion of the GF from existing operations. This situation is often the cause of non-discretionary obligations which must be taken into account when considering expenditure levels in the budget.

Organic Growth in Expenditures

The second component of the structural deficit represents the organic growth in expenditures that represent normal increases in government operations. The sources of organic growth include annual increments and actuarial adjustments to the annual pension contribution rates to the Retirement Fund. The two largest operational units of the GovGuam, i.e., line agencies and the Guam Department of Education (GDOE), account for the majority of organic growth on an annual basis.

The FY 2011 organic growth in payroll cost was calculated by using current government-wide staffing patterns that were normalized for the FY 2010 pay scale movement and were adjusted for new known costs in FY 2011. Semi-autonomous agencies, with the exception of the GDOE, are not included within these estimates; however, these agencies would also experience the similar organic increases in their operations.

Bank Fees

Besides increments and increases in the Retirement Fund, bank fees represent another source of the structural deficit as this issue has not been addressed nor have funds been appropriated in past budget acts even though these fees are taken “off the top” by banks at the point of the transaction. For example, if a taxpayer decides to pay his 2009 income tax liability of \$1000 using a credit card, the GovGuam receives only \$970 after bank fees are deducted. Bank fees presented below represent estimates for FY 2011 (provided by the DOA).

The OFB recommends appropriating adequate funding for all the items in Table 3 in FY 2011.

Table 3

Table 3: Structural Deficit-Current Operational Growth FY 2011	Amount (\$)
GF Payroll Growth-Line Agencies (Grade/Step Growth from FY10)	762,687
GF Payroll Growth-Line Agencies (Retirement Fund)	4,314,457
SF Payroll Growth-Line Agencies (Grade/Step Growth from FY10)	124,073
SF Payroll Growth-Line Agencies (Retirement Fund)	1,113,691
GF Payroll Growth-GDOE (Grade/Step Growth from FY10)	2,096,145
GF Payroll Growth-GDOE (Retirement Fund)	2,548,816
Bank Fees (Previously Unbudgeted)	3,633,367
Grand Total	14,593,236

Public Law 29-105

Future operational obligations in FY 2011 and beyond represent another component of the structural deficit. Public Law 29-105 mandated a 40% increase to salary levels of public safety and law enforcement personnel. The law phases the increase over four years. Table 4 depicts the total financial impact of the pay increases to the GovGuam from FY 2009 through FY 2012. With the exception of autonomous agencies, this provision is estimated to increase the payroll of all respective public safety employees by over \$40 million a year from FY 2008 levels with no corresponding funding source.

Table 4

Table 4: Structural Deficit-Future Operational Growth GF and Special Funds	Amount (\$)
Law Enforcement-10% 3rd Increment	10,003,137
Law Enforcement-10% 4rd Increment	11,099,905
Grand Total	21,103,042

As for the FY 2011 Budget Act, the third increment of the law enforcement compensation impact in FY 2011, if funded, is estimated to be around \$10 million. The OFB recommends incorporating the existing law (mandating the third and fourth increments for law

enforcement personnel) and any other government pay statutes mandating future increases for subgroups of employees into a plan that is based on the recently released two years' study (Hay Study) by DOA.

Government-Wide Position Classification (Hay Study)

Additional potential budget growth programs and initiatives in FY 2011 is in excess of \$68 million. The Government-Wide Position Classification, also known as the Hay Study, represents the largest component.

The Hay Study initiative presents the opportunity for a comprehensive proposal that creates a unified GovGuam pay scale. The proposal classifies all government employees into five groups and sets salary levels based on median wages in the United States for similar jobs. The groups are Public Safety, Teachers, Health Care Professionals, Executives and the remaining employees. The Hay Study promotes fairness across the entire government rather than raising one group of employees over others. At present, the GovGuam does not have the financial capacity to fund the third increment for the law enforcement compensation, while pursuing a government-wide reclassification. Therefore, it is the recommendation of the OFB for policymakers to prioritize a phased-in approach to one *comprehensive* plan as revenues are identified. The total financial impact of the Hay Study is estimated to be around \$13 million for FY 2011.

JFK Lease Improvements

Possible JFK Lease Improvements for FY 2011 are currently being negotiated by the GDOE and the Governor's Office and will potentially erode additional revenue from GRT collections due to the authorization of transferrable GRT tax credits to the lessor in lieu of payment for the use of the Tiyan facility. A more detailed analysis of the items that could increase the FY 2011 structural deficit is outlined in more detail in the FY 2011 budget section under "New Discretionary Operational Expenditure FY 2011 Proposals."

CYCLICAL DEFICIT

A cyclical deficit represents the portion of the public sector debt that is directly tied to the overall health of the economy. In economic cycles, periods of economic growth and decline are a norm. During periods of economic growth, the cyclical deficit translates to a cyclical surplus and often serves as the vehicle to address previously accumulated structural deficits. This process is an endemic to all economies.

In the case of Guam's economy, the cycles of activity have not fully addressed the structural deficit. Part of the island's inability to address the structural deficit stems from the reduction of the tax base due to tax policies set forth by the United States Congress. During the normal course of economic growth and decline, the surplus during an economic expansion can only be produced in so much as the tax base does not contain non-economic material removal of revenues. Continuance of the EITC and possible extension of the Bush Tax Cuts represent material cannibalization to the Guam income tax base and forces Guam to borrow from tax refund payments. Borrowing from tax refund payments is supposed to address GovGuam's structural deficit—even in consecutive periods of economic growth. This is usually the case when GovGuam is in need of a short-term solution for cash shortages to address operational

expenses. This type of cash management, however, only increases the deficit as interest is accrued on the refunds due to taxpayers. Borrowing from tax refund payments also leads to a drastic reduction in the operations and services of the GovGuam.

For the past decade, Guam's cyclical deficit has been largely and directly attributable to the decline in Japan's economy. The past decade has been ridden with a decline in tourism on Guam and has resulted in the decline of the overall health of the economy. As a result of these series of declines, Guam has not had, unlike most jurisdictions, a normal economic cycle whereby cyclical surpluses and deficits exist in equal occurrences. Rather, Guam is pushed further and further into debt because changes in Federal Tax Policies to promote investment (Bush Tax cuts) have little to no effect in the Asia-Pacific Region as well as on Guam's closed economy. Guam's overall economic health ebbs and flows according to the health of the Japan economy and the federal government investment activity. A more detailed explanation of Guam's economic cycles from FY 2003 to FY 2010 is located in Appendix 1 and incorporates the recently released Guam Gross Domestic Product report by the Bureau of Economic Analysis.

Since 1999, the combination of reduced revenue from the Bush tax cuts, the stagnant nature of Japan's economy, and the limited federal investment (until 2005) have resulted in a major increase to Guam's structural deficit. Although the Guam economy will grow as a result of the expanding military footprint, the increasing federal government deficit has created a political storm. It is not out of the realm of possibility that federal grants provided to Guam will be reduced as a result of overall Congressional cuts to grantor agency budgets over the next five years.

DEBT SERVICE

To address the structural deficit, one strategy adopted by the GovGuam has been to refinance portions of the structural deficit through the issuance of general obligation bonds. The following strategy has resulted in a reduction of the structural deficit related to past due obligations. The advantage of refinancing portions of the structural deficit is the possible cost savings realized, especially in portions of the structural deficit that are interest-bearing such as the income tax refunds and the COLA (cost-of-living allowance).

A caveat to this strategy is the effect on the liquidity position of the GovGuam. As the island issues more debt instruments the possibility of default increases, especially if expenditures continue to grow in the face of declining revenues. Table 5 provides the estimated debt service of the island to be budgeted for FY 2011 related to the payment of past due obligations. The amounts listed in the table are significant in that they represent resources siphoned off and are not available for current operations for FY 2011.

Table 5

Table 5: Debt Service Prior Year Obligations	Amount (\$)
2002 Short Term Financing (Section 30 Funds) - Prior Year Obligations	1,281,818
2008 Short Term Financing - GPA Streetlight Arrearage	4,202,213
Limited Obligation (Section 30) Bonds, Series 2009A - Ordot Consent Decree	7,135,019
General Obligation Bonds, 2009 Series A - Tax Refunds, COLA, Retirement	23,134,700
General Obligation Bonds, Series 2007 A - Tax, Refunds, COLA and Permanent Injunction	7,874,700
Grand Total	43,628,450

Annual Appropriations Act

The Act serves as the operational spending plan for the GovGuam. In light of the structural deficit, the purpose of the appropriations act is to address issues within its authority and purview. As territorial policies mirror the U.S. Tax Code set by the United States Congress, the Act does not have any mechanism to address these items. These items become a larger policy issue concerning relations between the U.S. Federal Government and the Insular Territories. For items within the government's control, the OFB proposed strategies to address unbudgeted expenditures and prior-year obligations by appropriating funds for these items. It is the position of the OFB that when resources permit, it would be in the best interest of GovGuam to outline and prioritize ways for maximizing revenue-generating opportunities.

A caution to the use of the Act for addressing prior-year obligations is that it draws from current resources and translates to a reduction of services provided by the GovGuam. The following new approach to analyzing the FY 2011 GovGuam budget seeks to minimize the structural deficit whenever possible and attempts to put forward a current operation plan for prioritizing any revenues collected in excess of projections. Addressing all prior-year obligations in an operational budget fails to take into account that GovGuam is the single largest employer on the island. Addressing significant portions of prior year obligations in the FY 2011 operational budget would likely lead to the reduction of critical services provided by the government.

STRATEGIC OUTLOOK

In summary, the overall financial condition of the GovGuam appears to be bleak in light of these issues. The larger policy question facing leaders today is simply, *How does the GovGuam address these endemic fiscal concerns without a dramatic reduction in operations and*

services to the people of Guam? To address these issues, the OFB recommends a three-pronged approach.

First, the impending military build-up presents a golden opportunity for the GovGuam to leverage the tax revenue related to the construction boom over the next several years to dramatically reduce the structural deficit. In order to do so, the OFB recommends tightening up the leakages in our tax base, specifically items within our control. Tax rebates and exemptions to the gross receipt taxes must be given greater scrutiny. Likewise, issuance and renewal of qualifying certificates must be given greater scrutiny and undergo benefit analysis as to ensure the benefits received by the island outweigh the opportunity cost of lost revenues.

Second, the gains to be realized from the military build-up should be used to address the structural deficit. The military build-up will cause unprecedented growth in Guam's economy for consecutive fiscal periods; these are the exact conditions needed to address the structural deficit. Therefore, policymakers from all levels should consider restraint from spending all of the direct gains realized from the military build-up on operations and instead use the funds to address the structural deficit.

Third, political efforts must be made to address issues pertaining to territorial tax policies that define the U.S. Federal and Insular relationships. A united and coordinated push must be outlined by all of Guam's leaders and other Territories in confronting and communicating these tax concerns to the United States Federal Government through the newly created Interagency Group on Insular Areas. The GovGuam must lobby for amendments to the U.S. Tax Code or Organic Act, either reimbursing or exempting the U.S. Territories from ALL reimbursable tax credits, such as EITC, where the Federal Government does not reimburse Guam.

CURRENT ECONOMIC OUTLOOK

The production of the Guam GDP report allows the examination of the many facets that affect Guam's economy and when viewed in conjunction with other economic statistics, the data starts to synthesize into a clearer picture of how the economy moved and where it is heading. The following table tracks Fiscal Years 2003 through 2010 for the Adjusted BASE GF collections and various components of the economy, this information is based on the analysis of Guam's economic cycles from FY 2003 to FY 2010 located in the Appendix at the end of the Committee Report.

Table 6

	2003	2004	2005	2006	2007	2008	2009	2010	2011
Adj. BASE GF (INC TAX, W/H, GRT)	370.35M	388.63M	402.22M	422.27M	478.14M	510.71M	493.56M	484.82M	495.7M
Collection increase		4.93%	3.50%	4.99%	13.23%	6.81%	-3.36%	-1.77%	1.92%
Employment - Jobs	+	+	+	FLAT	+	+	-	FLAT	+
Employment - Wages	-	+	+	+	+	+	+	+	+
Employment - Payroll	-	+	+	FLAT	+	+	+	FLAT	+
Visitor Arrivals	-	+	+	FLAT	FLAT	-	-	+	FLAT
Visitor Expenditures	-	+	-	+	-	FLAT	FLAT	-	FLAT
Federal Grant Expenditures	+++	-	+	-	FLAT	++	+	+	+
Military Construction Expenditures - Lagging Effect	++	+	+	+	+	+	-	+	++
Military Contracts Expenditures	+++	-	-	-	+	+	+	FLAT	FLAT
GovGuam Construction	+	+	++	-	-	FLAT	FLAT	+	+
Private Investment	++	-	-	+	++	--	-	FLAT	-
Consumer Price Index (Inflation)	FLAT	--	--	--	--	--	+	+	-
Real Estate Sales	FLAT	+	FLAT	++	+++	--	-	FLAT	+
Building Permits	+++	--	FLAT	FLAT	+	--	--	--	--
H2B Workforce	+	+	FLAT	FLAT	++	++	+	+	+
Total Positive Markers	8	8	7	5	9	7	6	7	8
Total Negative Markers	4	6	4	4	3	5	5	2	2

Legend:

- + increase over previous year
- ++ significant increase over previous year
- +++ extraordinary increase over previous year
- FLAT is little to no growth over previous year
- decrease over previous year
- significant decrease over previous year
- extraordinary decrease over previous year

The purpose of Table 6 is to easily identify and compare *year-over-year* growth or decline in economic activity with the base general tax collections [Individual and Corporate Income Tax, Withholding Tax, and Gross Receipts Tax (GRT)]. The baseline numbers were normalized to discount activity that was due to one-time non-recurring events. An example is in the period between May 2003 and April 2004 when the GRT was raised from 4% to 6%. In the middle of FY 2004, the tax was repealed back to 4%. The GRT was reduced between May 2003 and April 2004 to reflect collections at 4%. Other adjustments also factored include the removal of withholding and income tax which are a direct result of COLA and Income Tax Refund payments derived from the 2007A and 2009 Deficit Bonds.

Employment, wages, and military construction consistently increased across the table with the exception of FY 2009. Fiscal years 2006 and 2009 both appear to be the tail end of two separate economic bursts, the former from Typhoon recovery activity and the latter from private and government investment in anticipation of the military relocation of Marines from Okinawa to Guam. The actual cycle of economic activity related to the military build-up is scheduled to begin in FY 2011 after several obstacles appeared in FY 2009-10 that forced a delay to what many expected, including the OFB to be a major spurt of economic activity in FY 2010. An economic holding pattern or “wait and see” mentality developed as a result of:

- (1) Uncertainty over the relocation of the Futenma Air Base in Okinawa;
- (2) Release of a Draft Environmental Impact Statement (DEIS) by the military for which parts of it were “flunked” by the US Environmental Protection Agency;
- (3) Strong opposition by Guam residents and government officials over the quality of the DEIS and preferred options which are perceived to exploit Guam’s resources, rather than exploring alternatives with less impact to the socio-economic, cultural and natural environments;
- (4) Concern by the U.S. Government Accountability Office, the Governor of Guam, the Guam Legislature, the US Environmental Protection Agency and others about the ability of the existing capacity of Guam infrastructure to sustain itself when adding large numbers to the current population base in a short period of time;
- (5) The Request from the United States (June 2010) for Japan to pay for additional hundreds of millions of dollars in costs for the relocation of Marines from Okinawa to Guam in addition to the \$6.09 billion originally agreed to in 2006.

Table 6 depicts FY 2011 to grow the base revenues; however, looking at this same table one year earlier, FY 2010 would have reflected a very similar positive outlook as FY 2011.

There is no disputing that Guam’s economic future will experience major growth, but policymakers must decide between the optimistic GF revenue projections of FY 2010 going into FY 2011 or using an alternative approach to ensure adequate funding for FY 2011. It is imperative that the FY 2011 appropriations plan be tailored to a worst-case scenario to ensure that the budget funds the maintenance of effort for existing government services, including essential prior-year obligations that have gone unbudgeted since Fiscal Year 1999.

THE MILITARY BUILD-UP

The consensus from federal and local sources is that the build-up will be delayed in the sense that it will be stretched out over a longer period of time in an attempt to minimize the impact on residents and infrastructure. In June 2010, the Senate Armed Services Committee removed \$320 million from FY 2011 military construction projects related to the relocation, citing the need for tangible progress toward receiving a permit from the Governor of Okinawa which would allow the construction of an airstrip for the Futenma Replacement Facility. In addition, the Record of Decision as indicated by the Joint Guam Program Office (JGPO) briefing on June 29, 2010 will be signed in August, clearing the way for the relocation-related military construction projects to begin. What is not clear is whether or not any local land owners, community groups or others will legally challenge the Record of Decision which could result in further political pressure on the United States to reconsider specific aspects of the expansion plans which may further delay relocation timelines.

Fiscal Year 2010 revenues are tracking below estimates due in large part to un-reconciled accounting of the advanced reimbursement of the Make Work Pay Tax Credit and the fact that revenue collections were based on a high probability that the military build-up would proceed in FY 2010 and be in full swing by FY 2011. As of July 2010, the leading indicator of H2 certification of construction workers is showing signs of activity and Younex Enterprises Corporation released a statement that only 2,000 beds of the massive Ukudu Workforce Village will be ready by November 1, 2010. Should the 2,000 beds come to realization, this is already two months into FY 2011.

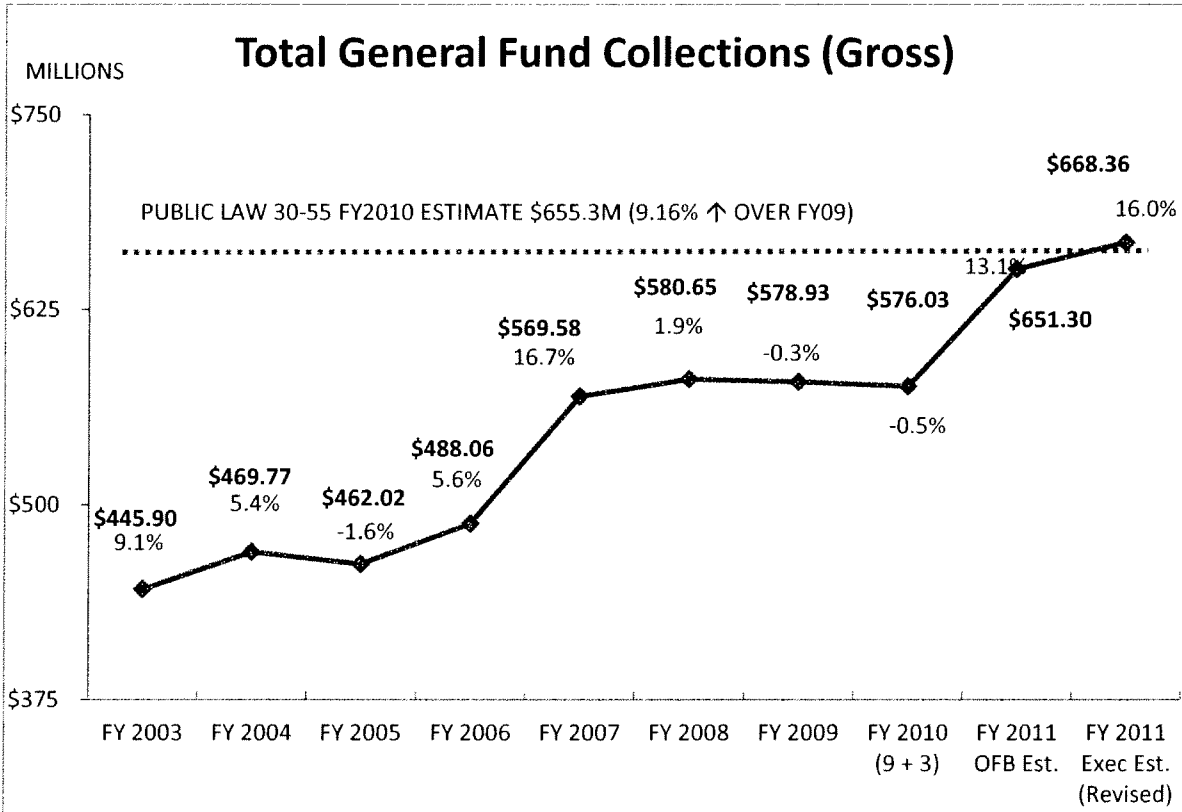
FY 2011 Fiscal Gap

The FY 2011 budget gap is best split into four categories:

- (1) Revenue Estimates
- (2) Executive Request & Semi-Autonomous Agency Requests v. Public Law 30-55
- (3) New Non-Discretionary Expenditures
- (4) New Discretionary Expenditures

The FY 2011 Executive Budget Request delivered to the Legislature in January 2011 contains General Fund (GF) revenue projections that estimate a top line gross collection increase of 18.9%. Public Law 30-55 (FY 2010) projected a 9.16% increase over FY 2009 but as of July 2010 the GF is tracking to end the year down by 1.7%. Figure 13 shows GF collections over the past three fiscal years between \$570 million and \$580 million. To realize the growth outlined in the Executive Budget Request, the growth in collections above current levels would most likely require at least a half a billion dollar increase in GDP above current levels of investment. Scenarios related to this level of increase to the GDP are generally viewed as highly improbable; however the Final Environmental Impact Statement (FEIS) projects the gross value of economic activity on the island related to the military build-up to be \$455 million, and timely reconciliation of the Additional Child Tax Credit and Make Work Pay Tax Credit significantly increase the likelihood that these levels of revenue are achievable.

Exhibit 1



NOTES:

- FY2004 GRT REVENUE WAS NORMALIZED TO REFLECT A TAX RATE OF 4% INSTEAD OF 6%
- FY2007, FY2008 AND FY2009 INCOME TAX ADJUSTMENT WAS MADE TO SMOOTH FOR COLLECTIONS REALIZED AS A RESULT OF CAPITAL GAINS ON HIGH AMOUNTS OF REAL ESTATE ACTIVITY
- FY2009 W/H REMOVED 9.07M DUE TO ONE TIME COLLECTION FROM COLA BOND
- FY2009 W/H REMOVED 16.2M DUE TO AUDIT ADJUSTMENT
- FY2010 W/H REMOVED 20.1M MAKE WORK PAY AND 2.09M OF RESIDUAL COLLECTIONS DUE TO DEFICIT BOND
- FY2010 \$84.2M TAX REFUNDS & INTEREST PAID THROUGH JULY 2010. ASSUME \$17M IN REFUND PAYMENTS FOR AUGUST & SEPTEMBER. TOTAL REFUNDS PAID FROM GENERAL FUND COLLECTIONS FOR FY 2010 ESTIMATED AT 102 MILLION.

To project annual revenues for the GF, the OFB uses the *GF-Prevailing Economic Variable Revenue Forecasting Model (GF-PEV)*. The model is based on a myriad of information designed to contain the degree of variance associated with a complex task of forecasting with limited information. Forecasting for the purpose of the GF-PEV is defined as establishing the base foundation of GF tax revenue, adding advance payment of revenue, adding other program revenues and calculating additional tax revenue generated by investment activity above the base. The following table provides a simple description of the major components of the GF-PEV.

Table 7

	Revenue (in millions)
Base GF tax revenue	\$500
Advance payment of tax revenue	\$40
Other revenue sources	\$13
Tax revenue as a result of prevailing economic variables	\$27
Total	\$580

The methodology of the GF-PEV explained in this document attempts to forecast revenue collection outcomes through a combination of processes that include defining the model, constructing data components and applying the real world application of both in estimating the Guam Fiscal Year 2011 GF revenues.

The GF-PEV requires several steps that bridge the short term trend and future data points to produce a forecast range which predicts GF revenue.

- 1) Complete most up-to-date FY 2010 forecast
- 2) Add FY 2010 forecast to historical data and normalize data set
- 3) Compare trend and finalize "Base" revenue
 - a. Five year trend
 - b. Three year trend
 - c. Two year trend
- 4) Add FY 2010 data points outside the Base
 - a. Section 30
 - b. Other
 - c. Prevailing Economic Variables
- 5) Apply Provision for Tax Refunds and Appropriations Cap

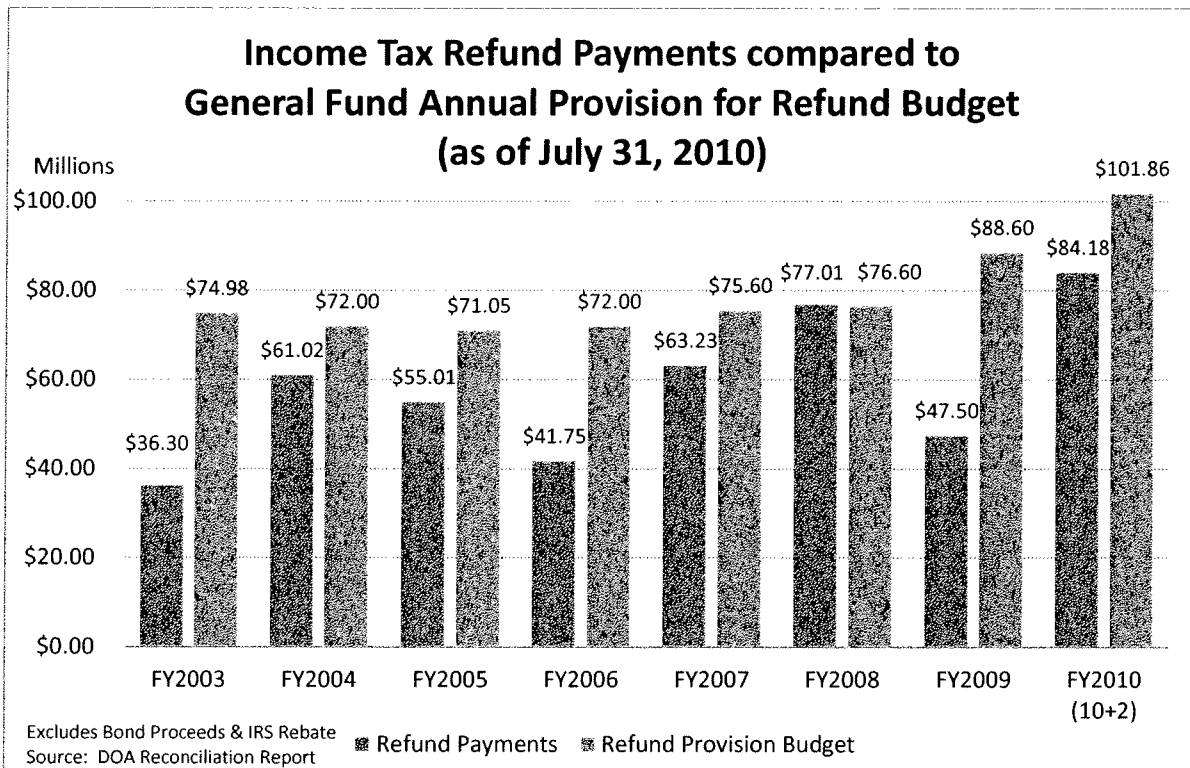
Each step contains various assumptions developed from data provided by individual or institutional subject matter experts, economic theory and averages. Like other economic models, the GF-PEV uses various assumptions, which are subject to debate and interpretation by other entities. The availability of timely and credible data poses a significant challenge to developing a more complex model. The lack of timely information prevents assumptions used in the GF-PEV to be tested and validated. The primary advantage of the GF-PEV is its simplicity and user-friendliness. A major barrier to using a more accurate and timely GF-PEV is the access to aggregate individual and corporate income tax data. Access to these statistics will allow the OFB to provide reasonable estimates to changes to the IRS tax policy. An example is the expiring Bush Income tax provisions which will adjust most individual income tax rates upward. Aggregated tax bracketed income tax data would allow actual results to be modeled with changes to tax rates or policy.

The Provision for Tax Refund (Provision) is set aside every year further complicates understanding the trends within the income tax and withholding revenue stream. Since its inception, the composition and computation supporting the Provision for Tax Refunds has not

been known. Ideally, the provision should include withholding receipts collected for the upcoming year that should be reserved to pay current year income tax refunds.

In practice, the provision has been used as a mechanism to the deficit spend by using current withholding reserved to pay for prior year income tax refunds, giving the appearance of a balanced budget. Since the inception of the Provision, the full budgeted amount has not been paid within the fiscal year with the exception of FY 2008 when the Provisions adopted (\$76.6 million) were significantly lower than the \$97 million actual tax liability realized. The result of not paying the full Provision within the given fiscal year is deficit spending. Money that is set aside to return to taxpayers is used to pay for expenditure levels in excess of collections and unbudgeted expenditures such as prior unpaid obligations.

Exhibit 2



The result of using the Provision as a revolving line of credit has made the predictability of Individual, Corporate, and Withholding tax streams extremely difficult. Taxpayer behavior is driven by the predisposition and reality that tax refunds take several years before being repaid. After building years of refund credit, a taxpayer response may be to change her/his withholding allowance to keep more of her/his paycheck and then offset future income tax liability with the credit owed to her/him by the GovGuam. As there is no readily available data available on this type of non-cash transaction, the margin of error cause by this in the GF-PEV model becomes significant, resulting in revenue misses.

In the FY 2010 budget the Committee prioritized the payment of tax refunds by raising the Provision to \$102 million. In spite of the temptation to deficit spend, the current

Administration—under the leadership of the BBMR, DOA, and the DRT—implemented the policy set forth by the Legislature and prioritized tax refund payments over operations.

Through July 31, 2010, Income Tax Refund payments from GF receipts were \$84.2 million. With two months remaining in the fiscal year, the OFB projects that the entire provision of \$102 million will be paid. This represents the largest amount of refunds paid from cash collections in over a decade.

FY 2011 Revenue Estimates

Under traditional circumstances, the first step of the GF-PEV is to revisit and re-calculate the most probable FY 2010 forecast by using nine (9) months of actual and 3 months of forecast. After removing the Section 30 and program revenues and then normalizing the data, the Base projection for FY 2010 is calculated. The second step is to normalize the historical data set from FY 2003 to FY 2009. The trend is then reviewed to determine whether a five, three or two year trend should be applied to the Base for the FY 2011 revenue projections. Step three compares the trend and finalizes the “Base” revenue starting point. For purposes of the OFB’s baseline, GF revenue collections (Individual and Corporate Income Tax, Withholding Tax and Gross Receipts Tax) are compiled.

In constructing FY 2011 revenue estimates, the OFB (OFB) modified the GF-PEV model in calculating the baseline. The modifications were needed to address issues brought forth in the FY 2009 audit related to the recognition of revenue as well as to produce a reasonable and conservative revenue estimate. Failure to address this issue would result in a potential overstatement in revenue projections.

MAKE WORK PAY TAX CREDIT

The FY 2009 audit contained material adjustment to the Withholding Tax revenues due to the ARRA Make Work Pay Credit. The adjustment was made, because the external auditors were not able to obtain, with reasonable assurance, the portions of the Withholding Tax revenues reduced by the Make Work Pay Credit. Had the Make Work Pay Credit been non-existent these revenues would have been recognized by the GovGuam.

In theory, the effect of the Make Work Pay Credit to the GovGuam was to be neutral. In receiving the credit, the GovGuam was to serve as the conduit for taxpayers. As the credit was claimed by taxpayers, the funds received from the Treasury were to offset any reduction in taxpayer liability or any increases in income tax refunds.

However, the inability of the DRT to quickly process the individual income tax returns has had an adverse effect on the timing of Withholding Tax revenues of the GovGuam. As current accounting standards preclude the recognition of revenue—realized but not earned—the GovGuam is left in a quandary, whereby the Make Work Pay Credit received (a portion of it reduced Withholding Tax revenues) cannot be recognized as the Individual Income Tax returns have not been processed. As a result of these timing issues, predicting the income stream related to these sources becomes difficult and presents challenges to the traditional approach in the GF-PEV model.

PROJECTING THE REVENUE STREAM

To adjust for these issues in the timing of revenues, the OFB has decided to use a different approach for projecting the revenue stream due to the Individual, Withholding, and Corporate Income Taxes. To normalize the effect of the Make Work Pay Credit, the OFB used FY 2007, 2008, and 2009 for its baseline projection.

In calculating the portion of the baseline, different probability weights were assigned to FY 2007, 2008, and 2009. The weights were to account for the likely scenario of the revenues composing the baseline anticipated in FY 2011. As depicted in Figure 12 below, wages have seen an increase from FY 2007 to FY 2009. As Individual and Withholding Taxes are a function of wages, a corresponding increase in these revenue streams is also expected. Therefore, FY 2008 and FY 2009 were given the greater weight contribution than FY 2007 to account for the increase.

Between FY 2008 and FY 2009, the latter was assigned a smaller weight portion to account for the Withholding Tax revenues lost due to the audit adjustments for the Make Work Pay Credit. FY 2008 was given the greatest weight contribution because it represents the most probable scenario of Income and Withholding tax revenues as it accounts for both the increase in wages and removes the effect of the Make Work Pay Credit on Withholding Taxes. The probabilities assigned are presented in Table 8.

Table 8

Table	XXX
FY	Weight
2007	5%
2008	80%
2009	15%

CALCULATING THE GF BASE

The weights above were then applied to the net revenue from FY 2007 to FY 2009 to give the baseline revenue projection for the GF for FY 2011, presented in Table 9 below.

Table 9

CALCULATING THE GENERAL FUND BASE (Normalized)				
	2007	2008	2009	FY 2011 GF Projection
Weighted Base Revenue	11.69M	204.40M	35.05M	251.13M

To construct a valid baseline, the data from FY 2007 through FY 2009 was also normalized to adjust for material non-recurring events. Material non-recurring events are occurrences whereby their inclusion would result in an over inflation of the baseline. OFB treats the following events as PEVs rather than items to be included in the baseline.

Three non-recurring events were adjusted from the baseline. Two of these events were due to adjustments to the corporate income tax so as to mitigate the effect of the spike in corporate income taxes due to the change of ownership of various large properties, specifically the acquisition of various hotel properties by Ken Corporation. The effect of normalizing the corporate income taxes is presented in Table 10 below.

Table 10

Table XXX	2007	2008	2009
Corporate-Unadjusted	87.90	103.14	97.44
Adjustment	(4.12)	(13.06)	0
Corporate-Adjusted	83.78	90.08	97.44

Besides corporate income taxes, an adjustment to the Withholding Taxes in FY 2009 was also made. The increase of Withholding Taxes due to the COLA proceeds received by taxpayers was also removed to normalize the baseline. The

total value of the increase in Withholding Taxes due to the COLA proceeds was approximately \$9 million in FY 2009.

Once the baseline was determined, the total federal sources expected to be received was added. These include \$46 million of Section 30, \$1.65 million of Immigration Fees and another \$6.5 million for Licenses, Fees and Permits, Use of Money and Property and Department Charges. The revenue generated from Other Sources is for services provided by various agencies and departments in the GovGuam. A breakdown of the federal and other sources of income are presented in Table 11 and Table 12 below.

Table 11

FEDERAL SOURCES	
Federal Income Tax Collection - Section 30 Funds	\$52,139,344
Over payment reconciliation of Section 30 Funds (2 of 4)	(\$5,808,295)
Total Federal Income Tax Collection - Section 30 Funds	46,331,049
Immigration Fees	\$1,647,349
TOTAL FEDERAL SOURCES	\$47,978,398

Table 12

OTHER SOURCES	
Use of Money and Property	\$551,196
Licenses, Fees and Permits	\$4,500,234
Licenses, Fees and Permits (Better Public Service Fund)	(\$572,569)
Department Charges	\$1,992,296
TOTAL OTHER SOURCES	\$6,471,157

The last and most complex part of the GF-PEV is calculating the Prevailing Economic Variables (PEV) including new investment above the base or specific economic activity that is part of the base that will change based on trends or assumptions. One example of activity inside the base that is isolated and adjusted outside the base is Tourism.

For FY 2011, the following table represents the PEV activity combined with the base:

Table 13

FY 2011 Prevailing Economic Variables (in Millions)		
		Amount
1)	Construction	
a)	Military - Direct and Indirect	\$20.61
b)	GovGuam	\$12.25
c)	Private Sector	\$2.98
2)	Military Operations - Direct and Indirect	\$1.81
3)	Income Tax (Base Growth)	\$4.85
4)	ARRA non-construction	\$3.37
5)	Tourism	\$7.50
	Grand Total	\$53.37

Calculating the modified GF-PEV model provides the following result. The total revenue available for appropriation is \$535 million, presented in Table 14 below.

Table 14

FY 2011 GF Revenue Projection (in Millions)	
Net Income Tax Base	251.13
GRT	184.41
Total Tax Revenue	435.54
Other Sources	12.19
Section 30 (FY 2011 Request)	46.33
Immigration Fees	1.64
Subtotal	495.7
Baseline Provision	78.35
Gross GF Collections	574.06
PEV	53.37
Tax Credit Reconciliation	26.90
Total Estimated FY 2011 Collections	654.33
FY 2011 Estimated Provision	(100.06)
Appropriations Cap of 98%	(10.92)
GMHA Pharmaceutical Fund	(8.09)
Total Available for Appropriation	535.23

The effect of revenues on the reconciliation due to ARRA tax credits was also factored into FY 2011. The tax credits represent reimbursements and revenues to be recognized once Tax Year 2009 and 2010 individual income tax returns have been processed. Items included in these projections include the Additional Child Tax Credit, the Make Work Pay Credit, and the American Opportunity Credit. The total estimated effect of these reconciliations to revenues is estimated to be \$26.9 million.

ASSUMPTIONS

Many assumptions are used to calculate the additional GF collections outside the base. Two main assumptions used in all eight adjustments in Table 9 are multipliers for generating the total monetary circulation effect of each adjustment and the 10% rule which is applied to the total amount of money realized in collections (positive or negative) based on the increase or decrease of money circulating in the economy.

The source used for economic multipliers is research done by Moody's Economy.com that were used by Mr. Mark Zandi in several papers and testimonies (on economic stimulus packages created by Presidents Bush and Obama) delivered to Congress in 2007, in 2008, and in 2009. Mr. Zandi is the Chief Economist and co-founder of Moody's Economy.com and his expertise was heavily relied on by Congress in packaging the American Recovery and Reinvestment Act of 2009 (ARRA).

Zandi discussed the impact of fiscal stimulus in a paper entitled, "*The Economic Impact of the American Recovery and Reinvestment Act.*" In his paper, several multipliers were developed from simulations of the Moody's Economy.com macroeconomic model that were used to provide examples of different stimulus effects on the economy. The multipliers in Exhibit 4 are used where appropriate in the GE-PEV to compute the total effect of economic activity on GIP which is then used to calculate the net tax effect either positive or negative on the base.

Exhibit 3

Table 2: Fiscal Stimulus Bang for the Buck	
<i>Source: Moody's Economy.com</i>	
	Bang for the Buck
Tax Cuts	
Non-refundable Lump-Sum Tax Rebate	1.01
Refundable Lump-Sum Tax Rebate	1.22
Temporary Tax Cuts	
Payroll Tax Holiday	1.28
Across the Board Tax Cut	1.03
Accelerated Depreciation	0.25
Permanent Tax Cuts	
Extend Alternative Minimum Tax Patch	0.49
Make Bush Income Tax Cuts Permanent	0.31
Make Dividend and Capital Gains Tax Cuts Permanent	0.38
Cut in Corporate Tax Rate	0.30
Spending Increases	
Extending Unemployment Insurance Benefits	1.63
Temporary Increase in Food Stamps	1.73
General Aid to State Governments	1.38
Increased Infrastructure Spending	1.59
<p>Note: The bang for the buck is estimated by the one year \$ change in GDP for a given \$ reduction in federal tax revenue or increase in spending</p>	

The FY 2010 PEV projection included a moderate spending forecast of ARRA funds granted to the GovGuam and aggressive projections for collections resulting from a number of large military construction project expenditures. Neither scenario emerged to the extent that GF collections were estimated which was the primary reason for the estimated 1.7% decrease from FY 2009 collections.

The uncertainty of the near term progression of the military build-up and tension between the United States and Japan (Okinawa) on the Futenma relocation issue increases the probability that things may go beyond the expected 2014 timeline. In addition, \$259 million of ARRA funds have been awarded to the GovGuam, of which \$55 million has already been received. This represents 21% of the total award received. A large amount of the funds received are for food stamps and Medicaid which entered into the economy in FY 2009. It is not clear yet whether a large infusion of ARRA money can be counted on in FY 2010 beyond allocations made to the Department of Public Works for highway projects. All of these capital improvement projects must compete with the military's plans to increase its footprint on Guam which is set to commence in October of this year *after* the signing of the Record of Decision (ROD). There is a real possibility that ARRA projects will be cannibalized by the high demands placed on the construction industry by military construction projects. The largest awards, the State Fiscal Stabilization Fund and Weatherization grants will likely start to impact the economy at the end of FY 2010 and throughout FY 2011.

General Fund Revenue Estimate

The GF revenue estimates by the OFB for FY 2011 is \$510 million. Based on the following estimate, the Committee faces a daunting task in reconciling revenue estimates for FY 2011 and the authorized expenditure level adopted through Public Law 30-55. Public Law 30-55, also known as the General Appropriations Act of 2010, authorized government expenditures up to \$540 million, which represents a \$30 million difference between projected estimates for FY 2011 and actual expenditures for FY 2010. To bridge the gap in revenue estimates, the Committee would have to either secure new sources of revenue or cut expenditures.

As the current debt level precludes the issuance of additional bonds, the Committee would need to thoroughly evaluate cost saving strategies to reduce expenditures on a government-wide basis parallel to revenue projections. The Committee must also find a mechanism to maximize federal monies received by several components of the GovGuam through ARRA. Specifically, the Committee needs to identify areas where these funds may be expended to relieve pressure on local funds and mitigate any potential shortfall in government operations and services.

Executive Budget Request

While considering the current gap between projected revenues and current expenditure levels, the Committee approaches the Executive Request as submitted by the Office of Governor with this major limitation. An examination of the Executive Request yielded the results as described below.

For FY 2011, the total expenditures submitted in the Executive Request by the Office of the Governor was \$586 million. The current request represents an 8% increase from FY 2010 expenditure levels (authorized in P.L. 30-55) and a larger increase over FY 2010 revenue collections. A comparative look between the expenditures authorized by P.L. 30-55 and the submitted budget request for FY 2011 demonstrates the difference in priorities between the Legislative and Executive Branch. Specifically, several agencies and governmental functions funded by the Legislature in P.L. 30-55 were excluded in the Executive Request. These items are depicted in the table below.

Table 15

Description	Amount
Commission on Decolonization	93,028
Textbooks And Collateral Material	2,000,000
Principal Mentorship Program	100,000
UOG - Growth Initiatives	1,200,000
Mayors' Council	1,036,022
Grand Total	4,435,219

In addition to these items, another significant expenditure was not funded in the Executive Request, namely the third increment of the 10% increase to the salary levels of law enforcement personnel, mandated by the Guam Legislature. The following items are of importance because as a communication tool, the budget represents the challenges each branch of government face as it relates to the involuntary past due obligations that are not part of the operational budget. By excluding these items – specifically those related to public safety and education – in the budget submittal, the Committee on Appropriation has additional challenges to determining whether to support the policy priority of these expenditures.

Besides the current gap between estimated revenues and actual expenditures in P.L. 30-55, the Committee must consider the significant increases requested by the semi-autonomous agencies from the authorized expenditure level in P.L. 30-55. The financial impact of this is around \$93 million as depicted in the table below.

Table 16

DESCRIPTION	FY 2011 Request	P.L. 30-55	Variance
Guam Election Commission	847,852	855,889	(8,037)
Guam Department of Education	247,275,095	177,092,677	70,182,418
University of Guam	31,549,059	28,930,166	2,618,893
Guam Community College	16,335,406	13,278,499	3,056,907
UOG - Student Financial Aid Program	3,685,809	2,550,670	1,135,139
UOG - Yamashita Educator Corps	1,384,000	1,238,127	145,873
LPN And Vocational Guidance Programs	742,166	644,209	97,957
Mayors' Council	8,920,599	8,525,335	395,264
Unified Judiciary	28,474,974	23,823,305	4,651,669
Law (Office of the Attorney General)	17,470,720	8,445,640	9,025,080
Public Defender	4,216,635	3,150,194	1,066,441
Office of Public Accountability	1,362,006	1,252,450	109,556
Guam Legislature	7,785,000	7,285,000	500,000
OFB	436,067	428,567	7,500
Grand Total	370,485,388	277,500,728	92,984,660

In approaching the FY 2011 expenditures, the Committee needs to consider both factors in determining the proper allocation of limited local resources. As stated above, the Committee's primary approach to reconciling these gaps include thoroughly examining the needs communicated by agencies and departments' during their budget hearing, closely analyzing the budget requests as submitted, and evaluating areas where federal funds can be maximized. The Committee also explores cost-saving strategies through the use of cost pools and examining areas where expenditures may need to be reduced.

Within this strategic framework, the Committee has outlined a systematic classification, whereby a priority level of expenditures is established. Expenditures representing the highest priority levels are considered *non-discretionary expenditures* while expenditures receiving of lower priority levels are consider *discretionary* expenditure levels.

NON-DISCRETIONARY OPERATIONAL EXPENDITURES

Non-discretionary expenditures represent items that need to be included in FY 2011 budget act. These represent the highest priority level in terms of increases in expenditures in FY 2011, which include items such as increase to debt service, organic growth in payroll due to grade step classifications, increases mandated by law for the unfunded retirement fund liability, bank fees, items that may result in federal penalties and liens, and court ordered settlements. Listings of non-discretionary expenditures are depicted below:

Table 17

Description	Amount
Tax Year 2010 Refunds	115,387,201
Limited Obligation (SECTION 30) Bonds, Series 2009A	7,135,019
General Obligation Bonds, 2009 Series A	23,534,700
GF Payroll Growth-Line Agencies (Grade Adjustment)	762,687
GF Payroll Growth-Line Agencies (Retirement Fund)	4,314,457
SF Payroll Growth-Line Agencies (Grade Adjustment)	124,073
SF Payroll Growth-Line Agencies (Retirement Fund)	1,113,691
GF Payroll Growth-GDOE (Grade Adjustment)	2,096,145
GF Payroll Growth-GDOE (Retirement Fund)	2,548,816
Utilities Adjustments-GWA	399,444
Utilities Adjustments-GPA	(2,085,409)
Bank Fees	3,633,367
Federal Bureau Of Prisons Prior & Current Years Cost Of Care	3,397,600
FEMA-Disallowed Cost	2,367,334
Amended Comprehensive Implementation Plan (DMHSA)	5,000,000
DPHSS/ PH Pro (Public Assistance Transactional Database)	2,475,558
Guam Power Authority-GDOE Promissory Note	2,400,000
Grand Total	174,604,683

The total financial impact of non-discretionary expenditures is around \$174 million for FY 2011. Estimated tax year 2011 tax refunds liability is \$115 million and represents the largest of the non-discretionary items; however, past practices shows the GovGuam has paid tax refunds as a discretionary item. The need to finance operations with money reserved for tax refunds is primarily a function of the unfunded EITC mandate and tax policy changes producing increased tax refund liability and reduced tax collections. In other words, the EITC forces Guam to pay out *more* than taxpayers pay *in* and the Bush Tax Cuts and other refundable tax credit programs reduces collections needed to pay tax refunds and to run the GovGuam.

The next largest component, around \$30 million, of these is the new debt service due to the issuance of a The Landfill Bond and the Deficit Bond which account for an additional \$7 million and \$23 million that was not in the FY 2010 budget. The Deficit Bond was issued for the payment of past due obligations (i.e., COLA, income tax refunds, and payments owed to the Retirement Fund). The Landfill Bond, secured through Section 30 funds, was used to finance the

cost associated with the Consent Decree on the Solid Waste Management Division of the Department of Public Works.

Another significant component of non-discretionary expenditures stem from organic growth in payroll. This organic growth includes adjustments due to grade classifications and increases to retirement payments attributable to adjustments to actuarial estimates. These items represent routine increases to expenditures and are adjusted to include increases due to inflation.

The cost of utilities represents another source of increase in government operations. Water expense is anticipated to increase by around \$400,000 in FY 2011 due to the 8% increase effective October 1, 2010. Conversely, power costs are expected to decrease due to the adjustment in the LEAC which went into effect in August 2010. The estimated cost savings due to the adjustment is estimated to be around \$2.1 million.

Bank fees represent another non-discretionary expenditure for FY 2011. As bank fees are usually charged and taken from gross collections, they are items that typically are paid, whether or not appropriated. Not appropriating bank fees represents an overstatement of revenue collections as revenues represent net collections. For FY 2011, bank fees are budgeted to be around \$3.6 million.

Compliance for federal mandates represent the next broad category of non-discretionary expenditures which include the federal monitoring of DMHSA, the pay-back to the Federal Bureau of Prisons and the disallowed cost for reimbursement due to non-compliance of FEMA grants. These items are non-discretionary because failure to appropriate and pay for these items results in garnishment of federal funds and the need to redirect General and Special Fund revenues into these areas to keep programs from discontinuing.

The final category of non-discretionary expenditures represent sunk cost due expenditures incurred from utilities or projects. PH Pro software of DPHSS represents a non-discretionary cost because failure to honor this agreement will result in disconnection of the software currently being used. Likewise, the promissory note of GDOE must also be appropriated for because failure to do so will result in possible disconnection of power to the school system.

NEW DISCRETIONARY OPERATIONAL EXPENDITURE FY 2011 PROPOSALS

All budget requests not identified as non-discretionary expenditures are treated as discretionary expenditures. Discretionary expenditures represent expenditures the GovGuam can forgo for FY 2011 or postpone to a later period. The total value of discretionary expenditures is represented by the difference between the agency's request and the amounts recommended by OFB. Due to the large gap between revenue collections and existing operational expenditures, the OFB recommends not funding the following discretionary expenditures in Table 18 from the Executive and Semi-Autonomous Agency Budget Requests. Funding any of the items in FY 2011 will reduce the payment of tax refunds.

Table 18

Description	Amount
Department of Education 363 new positions and 3.5% Teacher pay increase	31,844,204
Office of the Attorney General	6,493,982
University of Guam Growth Initiative	1,847,685
University of Guam Student Financial Aid Program	1,550,670
Unified Judiciary	4,651,669
Guam Legislature	500,000
OFB	7,500
Government Wide-Position Classification	13,614,293
Firefighter Recruit Cycle	600,000
Police Officer Trainee Cycle (GPD)	600,000
Coretech-JFK Lease Improvements	2,006,431
Grand Total	63,716,434

UTILITIES

To budget for utility expenditures for the GovGuam, the OFB used historical data provided by the Guam Power Authority and Guam Waterworks Authority. The first step in the process is to develop an independent calculation of the estimated expenditures needed for utilities for FY 2011. For the purpose of illustrating the methodology, the OFB estimate for the utility expenditures of the GDOE is calculated below.

The independent calculation is then compared against the budget request submittal to determine adjustments if appropriations are warranted. In factoring the adjustments to appropriations, a comparison between the submittal and calculated estimate is made. The projected estimate for all agencies is also adjusted for any proposed rate increases and decreases implemented in FY 2011.

The OFB's approach to budgeting for utilities is to maximize cost savings through the use of cost pools. A single utility cost pool is calculated for line agencies, which is administered through the DOA. The DOA pays for the utilities of each individual agency in accordance to their allocation to the cost pool. The follow approach prioritizes the payment of utilities, minimizes the administrative burden on the line agencies.

The utility cost pools of the semi-autonomous agencies are calculated using the same approach. The only difference between the utility cost pools of the semi-autonomous agencies and the line agencies is that the former have custody of their funds. Unlike the line agencies, semi-autonomous agencies are each responsible for the payment of their utilities.

The budget estimates of OFB are compared against the submittal of the agency or department. Agencies where the current utility budget request is either over or under OFB's calculation were adjusted accordingly in their appropriation.

To illustrate the method used to calculate a utility cost pool, the GDOE utility cost pool is calculated below. The utility cost pool includes both water and power expenditures.

For the water portion of the utility cost pool, ten months of actual billing were used. An adjustment factor was used to normalize and account for one increase implemented in the prior fiscal year and the

upcoming Guam Waterworks increase effective October 1, 2010. The adjusted ten month total was then annualized to estimate the water expenditures for FY 2011.

Table 19

Month	FY	Actual Billing	Adjustment	Billing-Adjusted
May	2009	163,462	1.23	201,254
June	2009	106,458	1.23	131,071
July	2009	97,702	1.23	120,293
August	2009	239,907	1.08	259,099
September	2009	275,121	1.08	297,131
October	2009	163,932	1.08	177,047
November	2009	139,967	1.08	151,165
December	2009	166,356	1.08	179,664
January	2010	21,196	1.08	22,891
February	2010	125,102	1.08	135,110
			Grand Total	\$1,674,724

For the GDOE, the recommended appropriation level for water/sewer object class is an increase of \$477,000.

For the power portion of the utility cost pool, a similar approach was used. In FY 2011, there is an anticipated LEAC adjustment to the rate of power. The estimated financial impact on the LEAC adjustment is a reduction in the cost per kilowatt hour by \$0.03. As the LEAC rate is readjusted every six months, OFB realized the full value of the reduction in only the first two quarters for FY 2011. For the last two quarters of FY 2011, the total reduction due to the LEAC was readjusted to normalize any potential increases.

OFB	GDOE	Appropriation Adj.
2,009,669	1,531,822	477,847

The readjusted rates were applied to the first half and second half of the fiscal year to determine the estimated power billing for the year. The results are presented in the table below.

Period	July 2009-June 2010
Actual Billing	10,976,999
Total KWH	42,217,285
Cost/KWH	0.26
LEAC Adjustment	(0.03)
Q1 & Q2 Rate	0.23
Q3 & Q4 Rate	0.24
FY 2011 (Q1 & Q2)	4,845,530
FY 2011 (Q3 & Q4)	5,167,015
FY 2011 Estimate	10,012,545

The calculated estimated was then compared against the budget request for the GDOE. Based on the results, OFB recommends a decrease in appropriation by \$5.8 million for FY 2011.

OFB	GDOE	Appropriation Adj.
10,012,545	13,457,201	(3,444,656)

Committee Findings and Recommendation

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land commends the work of all parties involved in the development of the Fiscal Year 2011 budget. It acknowledges the cooperation of the Administration's representatives for their willingness to re-examine and adjust the initial revenue estimates when faced with more current financial data.

Furthermore, the expenditure levels for the different components of the government as evidenced by the allotment releases to address the gap between the estimated revenues and actual collections in FY2010 serve as a guide in determining the priorities of the Administration in making the adjustments to the expenditure levels submitted in January 2010, required to balance the budget for FY2011.

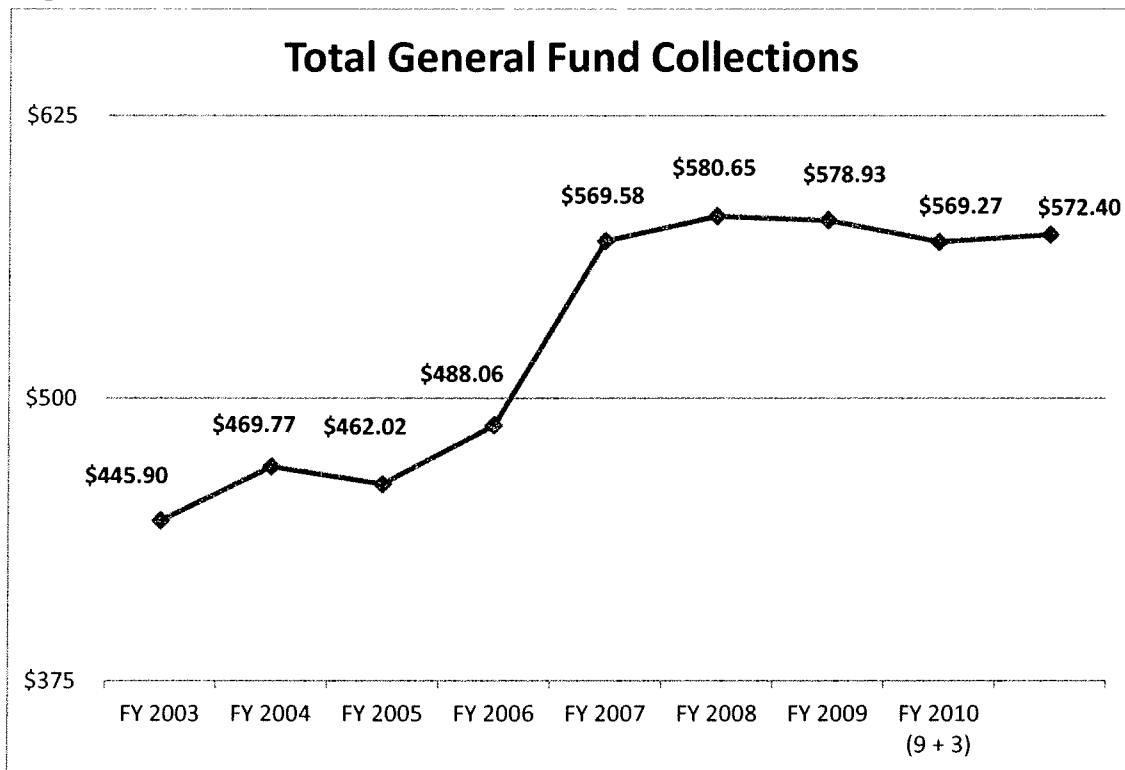
It is the policy decision of the Committee that the FY2011 budget provide the essential resources to critical government components and provide for and address the unaccounted and off budget expenditures in previous fiscal years, which have been the primary cause of the shortages in budgets allocated to the agencies and programs authorized in the budget.

While there are ample and good reasons to expect brighter days ahead for our island and our economy, it the sense of the Committee that constrained optimism is the prudent and correct policy in arriving at the revenue estimate to support government operations.

APPENDIX

Guam's closed economy continued its year over year growth trend at a marginal rate. The trend clearly flat-lined since the initial Guam Military Buildup investment euphoria experienced in fiscal year 2007 after the bilateral agreement between the United States and Japan was signed.

Figure 1



Note: Q1 of the Government of Guam Fiscal Year is actually Oct. Nov and Dec. of the previous calendar year.

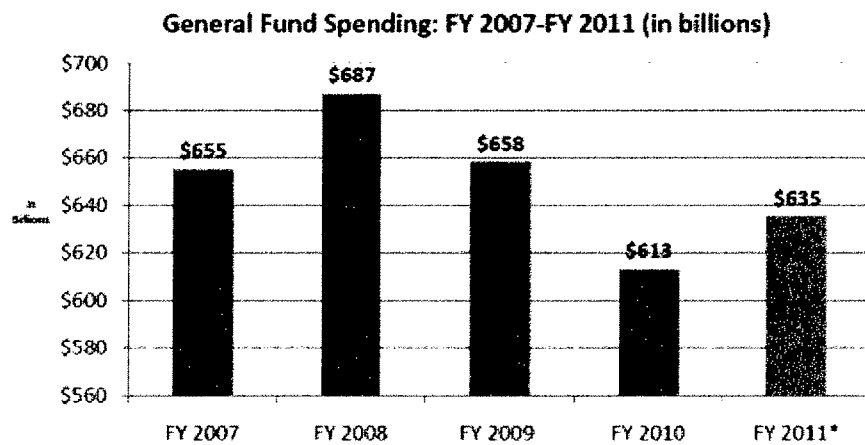
Major world economies such as the United States (US), Japan, China and the European Union continue to struggle to emerge from the recession that started from the collapse of the United States Housing Bubble in 2006 and culminated with the global liquidity crisis fueled by the complex inter-relation of subprime mortgages, collateralized debt obligations (CDO) securities and phantom backed credit default swap (CDS) insurance contracts.

In the US, State governments continue to experience record declines in tax revenues since fiscal year 2009. Despite operational cuts, employee layoffs and massive infusions of revenue from the Federal Government's American Recovery and Reinvestment Act of 2009 (ARRA) program, states are still facing huge budget gaps in fiscal year 2010 and project similar gaps in fiscal years 2011 and 2012.

Some of the results of these huge gaps have been the sale of assets such as state capitol buildings, cuts to state pension benefits and massive cuts in education budgets made through layoffs, 4-day school weeks and outright discontinuance of programs. In Figure 2, the Fiscal Survey of States, released by the National Governors Association (NGA) and the National Association of State Budget Officers (NASBO) depicts the path of reduced spending that state governments are taking to deal with the severe revenue shortfalls.

Figure 2 – State Government Spending in the United States

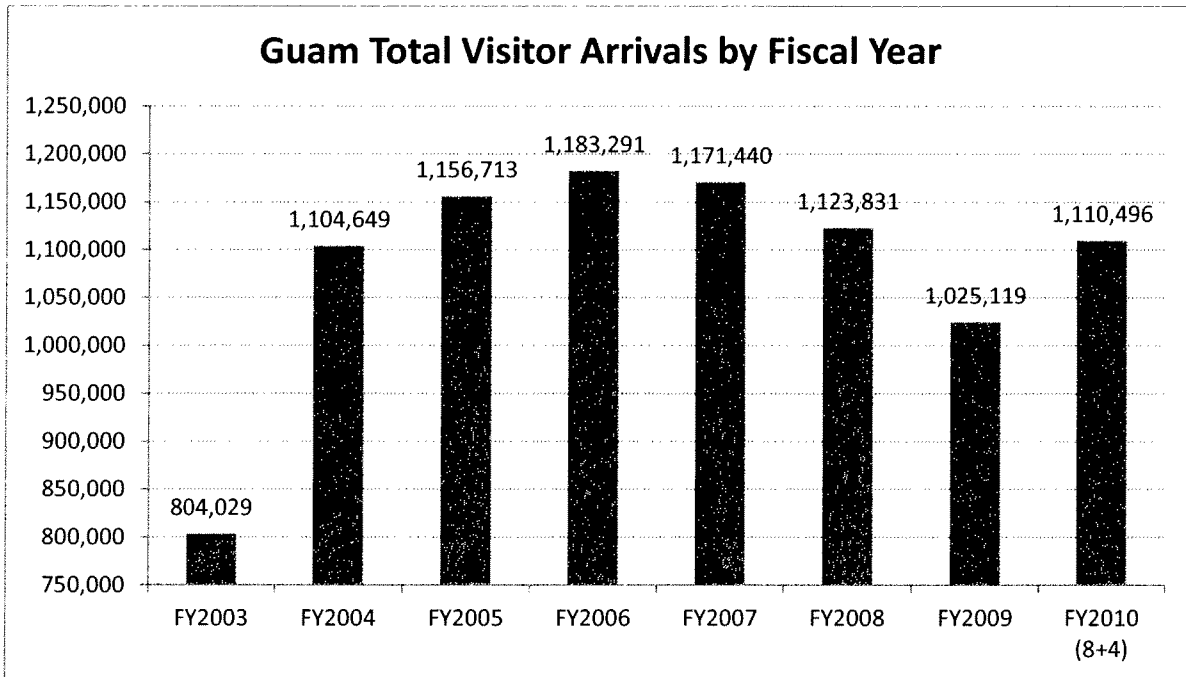
Proposed FY 2011 Spending is \$52 billion less than FY 2008



* FY 2007, 2008, and 2009 are actual. FY 2010 is estimated and FY 2011 is proposed

In spite of the world economy, Guam’s economy followed a countertrend of growth since 2002. The nature of growth in the Guam economy came from primarily two sources which promoted a steady increase in employment over the same period: Infusion of federal expenditures and increases in visitor arrivals. Since FY 2003, visitor arrivals steadily increased until FY 2008 where Guam experienced a brief two year decline brought on by the worldwide recession and exacerbated by the H1N1 pandemic.

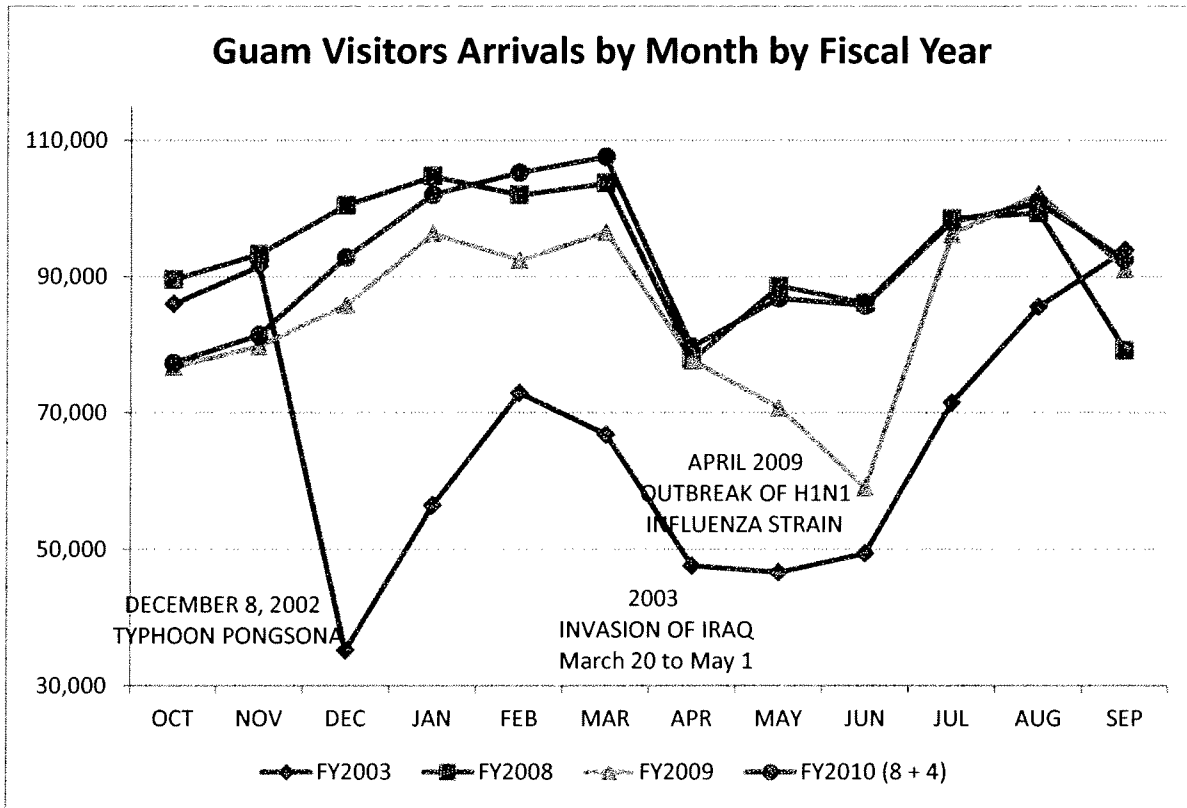
Figure 3



Note: Q1 of the Government of Guam Fiscal Year is actually Oct. Nov and Dec. of the previous calendar year.

Figure 4 plots monthly visitor arrival statistics for Fiscal Years 2003, 2008, 2009 and 2010. The graph clearly shows that Guam visitor arrivals follow a distinct pattern throughout the year except for months where specific events occur that modifies the travel behavior of tourists. As previously mentioned, FY 2003 was the worst annual arrivals in a decade due to a devastating typhoon and the start of Operation Iraqi Freedom in May of 2003. Fiscal year 2009 also contained a lag in visitor arrivals as a result of the outbreak of H1N1 influenza strain. Although the strain was not officially labeled a pandemic until June 2009, swine flu had gained worldwide attention through the World Health Organizations recognition of the virus early in the year which is why the FY 2009 line in Figure 4 drifted lower than 2008. Guam did not report any H1N1 cases until July 2009 which more than likely contributed to bounce in visitor arrivals in the same month.

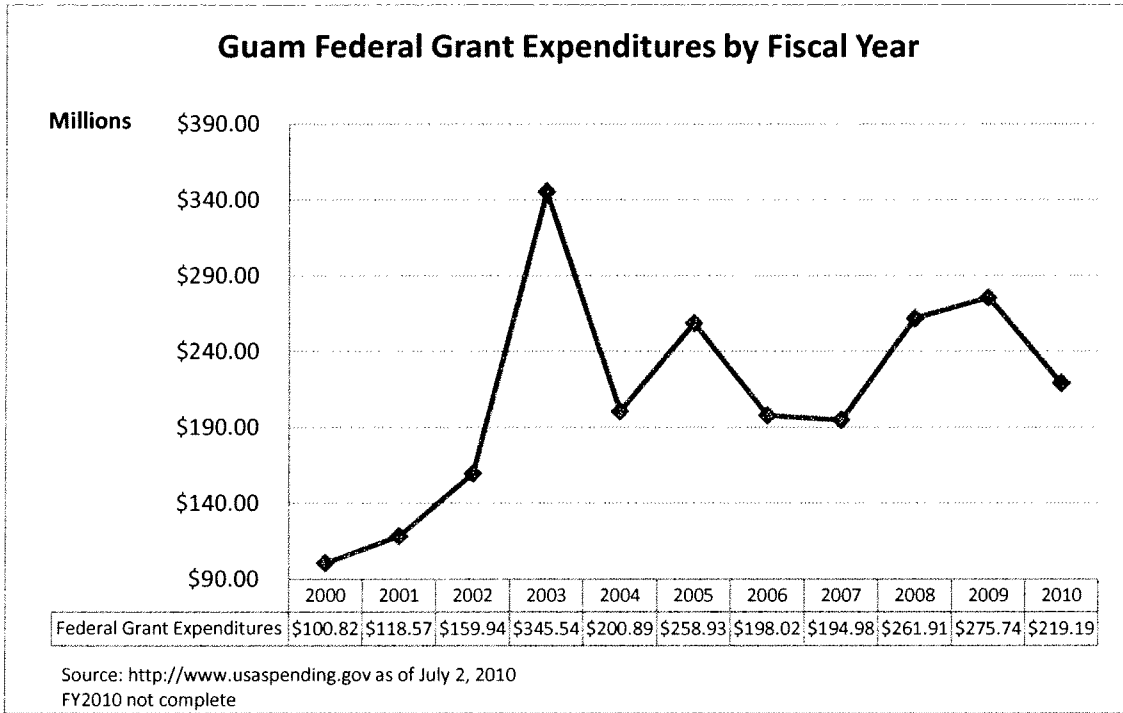
Figure 4



Note: Q1 of the Government of Guam Fiscal Year is actually Oct. Nov and Dec. of the previous calendar year.

Recent Gross Domestic Product (GDP) data released by the Bureau of Economic Analysis depicts the see-saw nature of the Guam economy during the period 2002 through 2007. For example, in Table 1 Guam's GDP declined two-tenths of a percent in 2003 from the previous year. During that period, Exports, which are primarily tourist related activity, based on the Bureau of Economic Analysis methodology, contributed -2.57% and Personal Consumption Expenditures (PCE) -5.6% to GDP. The combination of increasing the Gross Receipts Tax (GRT) from 4% to 6% and initial employment loss and reduction of hours worked after Typhoon Pongsona in December 2002 are the most likely cause of the sharp PCE decline. Similarly, Imports declined which positively contributed 4.21% to GDP. Private Fixed Investment (PFI), Federal and Local Government (GOV) expenditures had positive contributions which are also expected because of the large infusions of federal dollars into the economy and insurance claims used to rebuild and cleanup after a natural disaster. Figure 5 shows the Fiscal Year trend impact that Federal Grants and Aid to the government of Guam which when combined with military construction and military contracts (non-construction) correlates with the increases and decreases that Federal expenditures contribute toward the growth or decline of Guam's GDP. Figures 6 and 7 on the following page show the trend of military spending on Guam.

Figure 5



Note: Q1 of the Government of Guam Fiscal Year is actually Oct. Nov and Dec. of the previous calendar year.

Figure 6

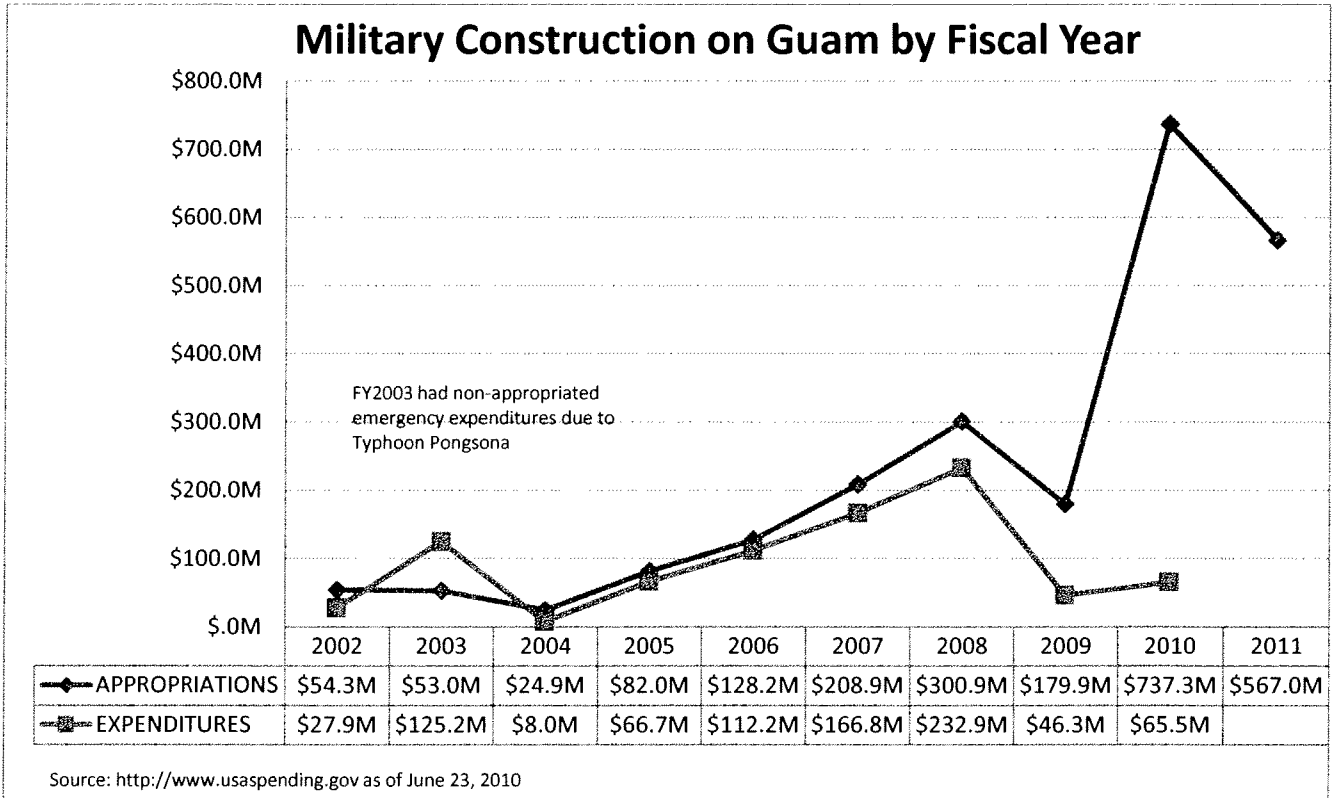
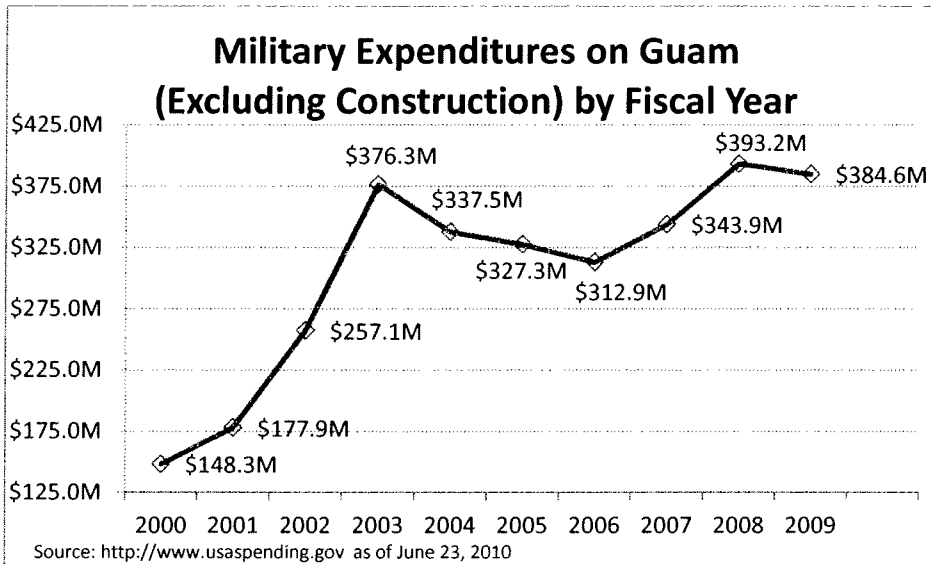


Figure 7



In 2004, Tourism had a major rebound (see Figure 3) which explains the large GDP contribution from Exports and PCE because more jobs were created (see figure 5) and more visitors were consuming goods and services within Guam's economy.

Figure 8

Guam Contributions to % Change in Real Gross Domestic Product						
	Line	2003	2004	2005	2006	2007
Percent change:						
Gross domestic product	1	-0.2	8.1	4.2	-3.4	0.7
Percentage points:						
Personal consumption expenditures	2	-5.60	4.36	3.38	-0.83	1.18
Private fixed investment	3	0.89	-0.32	-0.32	0.21	0.84
Net exports	4	1.64	3.08	-0.02	-2.54	-3.56
Exports	5	-2.57	4.35	0.96	-1.94	-0.41
Goods	6	-0.24	0.19	-0.10	-0.03	0.82
Services	7	-2.33	4.15	1.06	-1.91	-1.23
Imports	8	4.21	-1.27	-0.98	-0.60	-3.15
Goods	9	4.24	-1.13	-0.96	-0.61	-2.91
Services	10	-0.03	-0.14	-0.03	0.01	-0.24
Government consumption expenditures and gross investment	11	2.85	0.93	1.11	-0.27	2.28
Federal	12	2.50	0.39	0.27	-1.30	1.43
Territorial	13	0.36	0.54	0.84	1.03	0.85

Source: Bureau Economic Analysis

http://www.bea.gov/newsreleases/general/terr/2010/guam_061310.htm

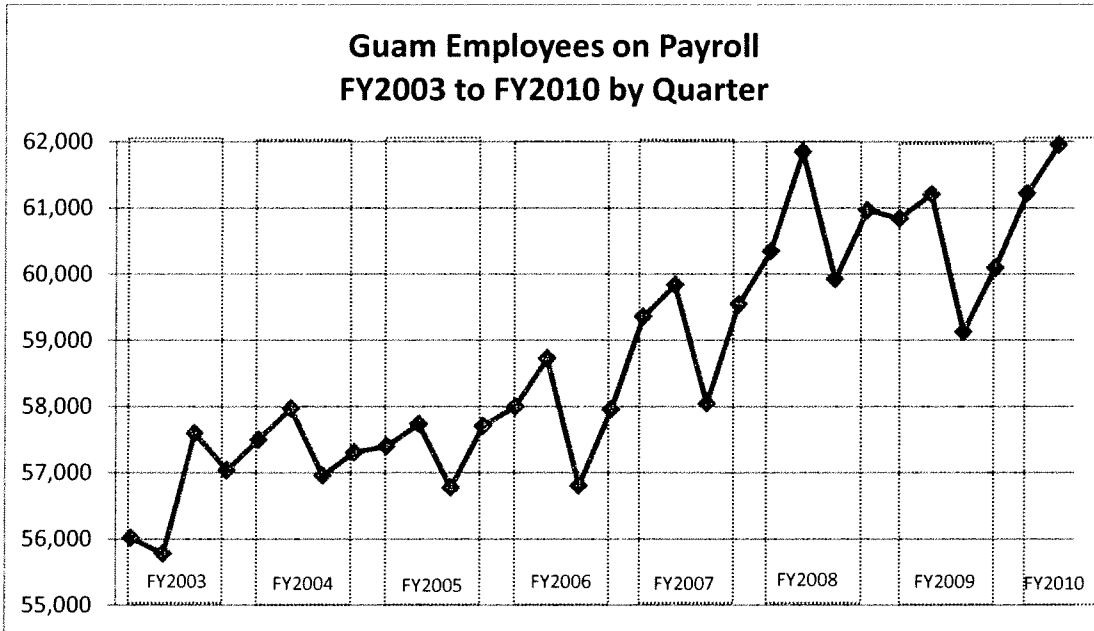
Higher overall payroll of approximately 2.8% in 2004 likely increased disposable income which would positively contribute to PCE. Federal and Local Government expenditures continued to show positive contributions to GDP although PFI started to taper off from the high levels of Typhoon Pongsona related activity during 2003.

The first four months of 2004 were still subject to the 6% GRT. The reversion of the tax back to 4% in May of 2004 was also likely a contributor to the larger PCE contribution toward GDP for that year.

In 2005, PCE and Federal and Local Government expenditures were the primary contributors to GDP growth. The GDP data in 2005 is the first full year since 2002 where there were no months with a Gross Receipts Tax rate of 6% (eight months in 2003 and four months in

2004 had a 6% GRT). Theoretically, the 2005 PCE behavior (growth) had no influence as a result of the 6% GRT. Employment increased slightly from 2004 and combined with higher average wages resulted in a payroll increase of approximately 1.0%.

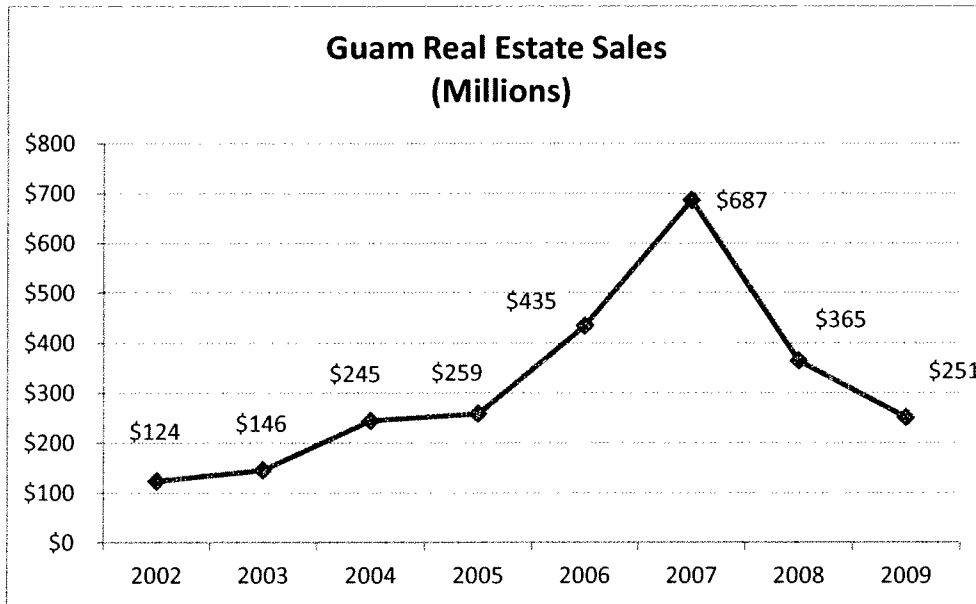
Figure 9



Source: Guam Department of Labor, Current Employment Statistics
<http://guamdol.net/content/view/358/226/>
<http://guamdol.net/content/view/426/226/>

Figures 9 show the total value of real estate transactions increased 68% in 2004 and the only 5% in 2005. There were sharp gains in sales in 2006 (68%) and 2007 (58%) followed by a decrease of 46% in 2007 and 31% in 2008. The movement of real estate sales is a contributor to PCE and private fixed investment although not a main component of the overall growth in each area.

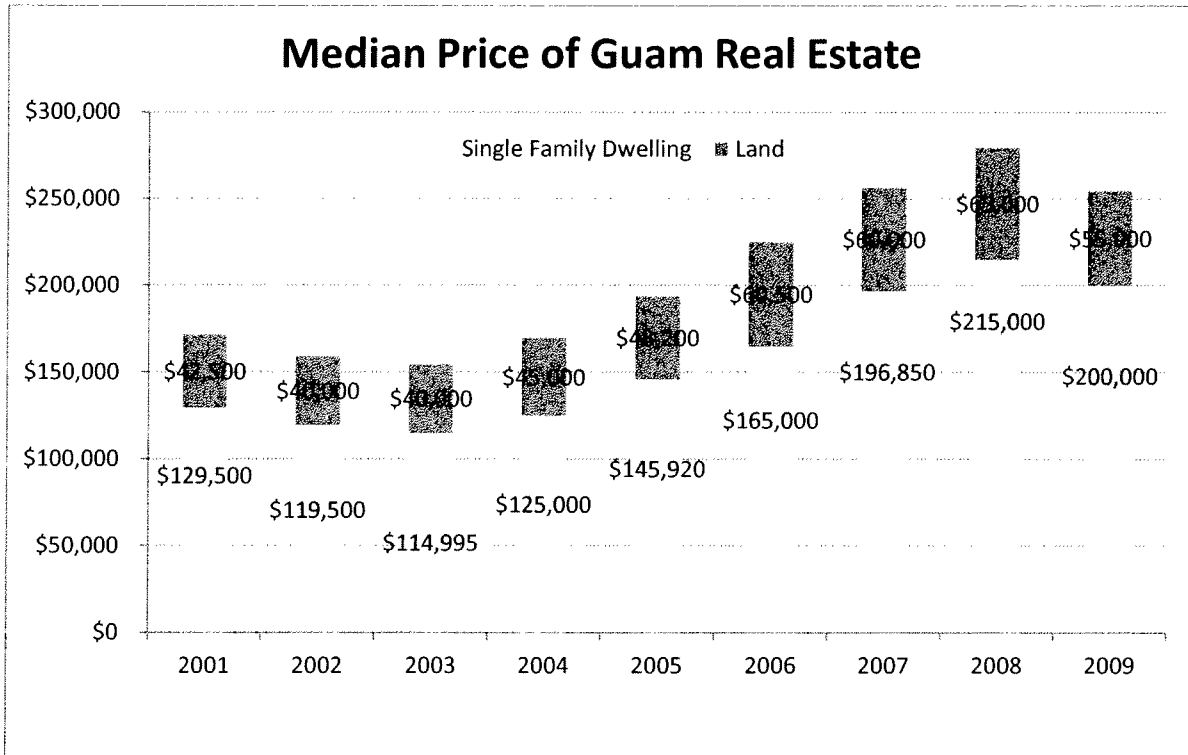
Figure 10



Source: Captain, Hutapea & Associates

Figure 10 on the following page shows the median price of single family dwellings and land appreciated each year from the 2003 low of the decade until 2009 when there was a slight correction toward back toward the 5 year mean average which is most likely due to the slowdown in investment and speculation associated with the uncertainty of the military buildup progression. The movement of the median price of Guam Real Estate is an indicator of the amount of investment and speculation in the Guam economy. The volatile swings in the cost of single family homes and land are indicative of an increasing population and the squeeze on supply and demand of both land and construction companies available for new construction.

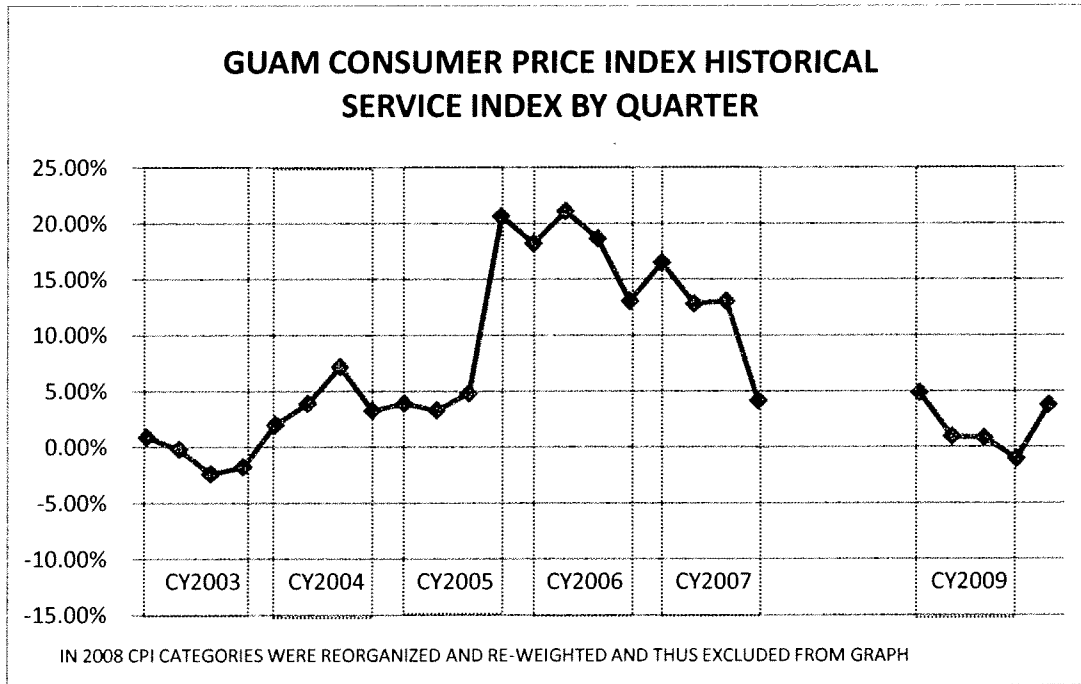
Figure 11



Source: Captain, Hutapea & Associates

In 2006, PCE, Exports and Federal Government expenditures were the primary contributors to GDP contraction or 3.4% from the previous year. Although real GDP showed a small growth year over year, the deflated or “Real GDP, Chained Dollars” growth was negative. There were several reasons contributing to the negative growth with the primary reasons being very modest job growth and rapid inflation. The service industry in particular had double digit inflation growth which eroded the approximately 5.5% appreciation of the Yen to the dollar and thus negatively affect GDP export numbers. On the surface visitors spent more money on Guam in 2006 but it was a result of rising prices, not organic growth of Guam’s tourist product (export in GDP).

Figure 12



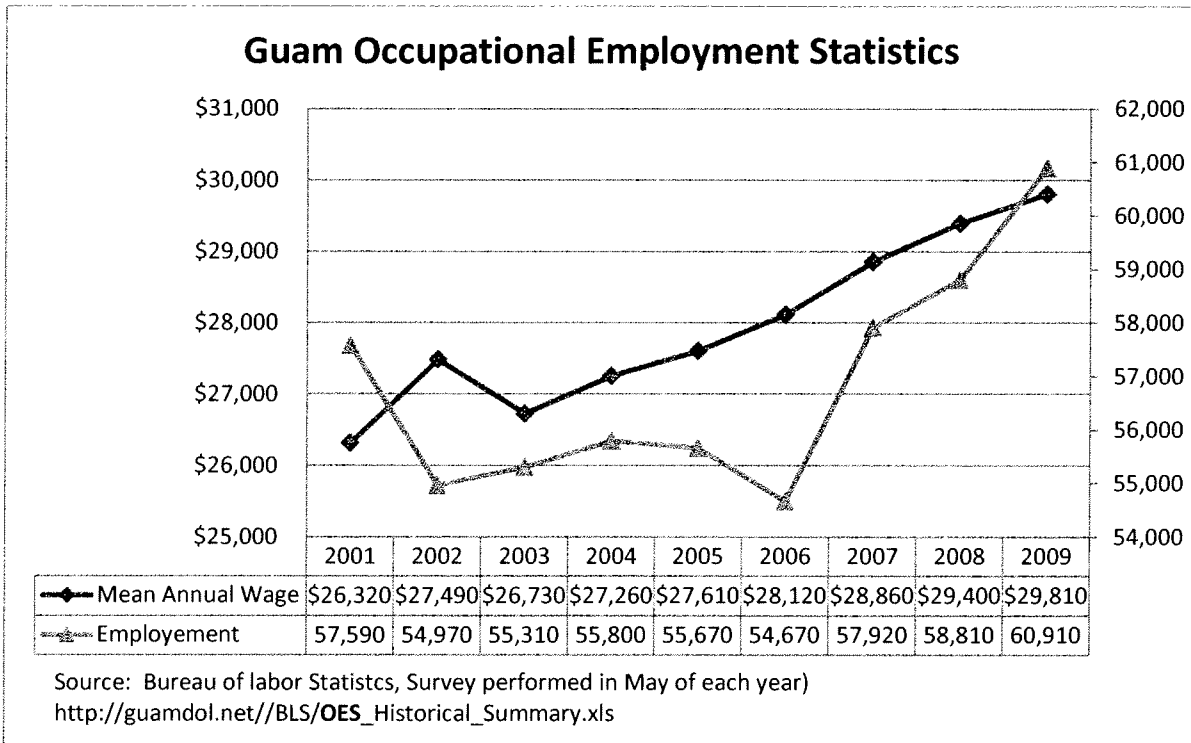
Guam Bureau of Statistics and Plans

<http://www.bsp.guam.gov/content/view/88/38/>

Similarly, PCE likely suffered because of rising prices which reduced disposable income and thus had a declining contributory effect on GDP. Payroll was flat after two straight years of increases. Federal grant expenditures and military expenditures (excluding construction) swooned in 2006 as a result of large decreases in Federal Highway Administration and US Department of Education grants to Guam compared to the previous year and program wide cuts to defense spending. This scenario is likely to repeat itself in the coming years due to the unsustainable increase in Federal spending since 2008.

The last year of the five year GDP data set was 2007. GDP grew a modest 0.7% over 2006; however, the overall activity in the economy was quite vibrant. Employment grew between 2.5 to 5% based on Guam Department of Labor Current Employment Statistics and the Bureau of Labor Statistics Occupational Employment Report. Payroll was also up over 8% as a result of the additional hiring and increasing annual wages. Inflation was lower than 2006 but still remained high contributing to higher prices and higher wages. All of the aforementioned factors resulted in a positive contribution to GDP from PCE.

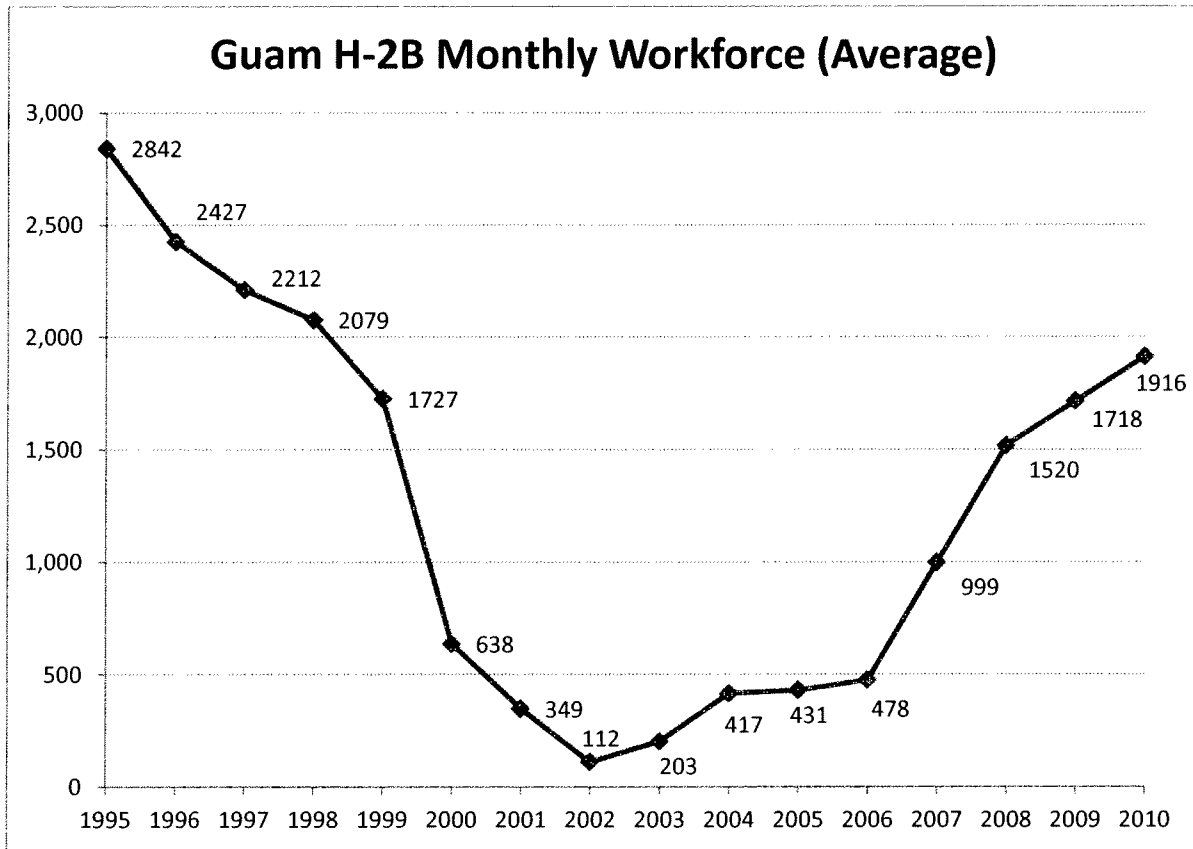
Figure 13



Private Fixed investment tripled in 2007 due to several large acquisitions of hotels by Ken Corporation and other large acquisitions of local businesses. The hotel sales were the main reason for the incredible surge in Real Estate transactions during the year as private companies positioned themselves for the impending military buildup.

Federal expenditures increased in the form of military construction due to the nature of the projects which tend to span several fiscal years depending on the size. FY 2007 marked the third straight year that military appropriations increased. Military contracts (excluding construction) also increased from previous years. Both expenditure types contributed positively to GDP.

Figure 14



Source: Guam Department of Labor, Alien Certification Division

The primary reason for the muted GDP growth in 2007 was a large increase in imports. There was a higher demand for goods on the island as a result of positive increases from employment, investment and federal expenditure growth. The large increase in imports contributed to offset of 3.15% to overall GDP growth.

1 **CHAPTER I**

2 **GENERAL PROVISIONS**

3 **CHAPTER I GENERAL PROVISIONS**

4 **Section 1. Short Title.** This Act shall be known as the “**General Appropriations**
5 **Act of 2011.**” Except as otherwise provided by this Act, the appropriations made by this Act
6 shall be available to pay for obligations incurred on or after October 1, 2010 but no later than
7 September 30, 2011. If any appropriation in this Act is found contrary to federal law, all other
8 portions of this Act shall remain valid.

9 **Section 2. Estimated Revenues for Fiscal Year 2011.** *I Liheslaturan Guðhan*
10 adopts the following revenue estimates for Fiscal Year 2011 as the basis for the appropriations
11 contained in this Act.

12	I. GENERAL FUND REVENUES	AMOUNT
13	TOTAL GENERAL FUND REVENUE	\$651,298,818
14	PROVISION FOR TAX REFUND PAYMENTS	(\$100,062,184)
15	TOTAL GENERAL FUND REVENUE AVAILABLE	
16	FOR OPERATIONS	<u>\$551,236,634</u>
17	A. TAXES	
18	Income Tax	
19	Corporate	\$95,238,868
20	Individual	\$107,455,121
21	Withholding Taxes, Interest and Penalties	\$188,714,052
22	Provision for Tax Refund Payments	<u>(\$100,062,184)</u>
23	TOTAL INCOME TAXES	\$291,345,857

1	Business Privilege Tax	\$202,375,945
2	Business Privilege Tax (GMHA Pharmaceuticals Fund)	(\$8,095,038)
3	Business Privilege Tax (Tax Credit)	(\$3,000,000)
4	Other Taxes	<u>\$3,362,792</u>
5	TOTAL TAXES	\$485,989,556
6	B. FEDERAL SOURCES	
7	Federal Income Tax Collection - Section 30	\$52,139,349
8	Overpayment reconciliation of Section 30 (1 of 4)	(\$5,808,295)
9	Immigration Fees and Indirect Cost	<u>\$1,647,349</u>
10	TOTAL FEDERAL SOURCES	\$47,978,403
11	C. USE OF MONEY AND PROPERTY	\$3,529,513
12	D. LICENSES, FEES AND PERMITS	
13	Licenses, Fees and Permits	\$6,987,481
14	Licenses, Fees and Permits (Better Public Service Fund)	<u>(\$590,591)</u>
15	TOTAL LICENSES, FEES AND PERMITS	\$6,396,890
16	E. DEPARTMENT CHARGES	\$2,259,952
17	TOTAL GENERAL FUND NET REVENUE COLLECTIONS	\$546,154,314
18	2% GENERAL FUND RESERVE	(\$10,923,086)
19	(Appropriations Cap of 98% of General Fund Revenue;	
20	§22436, Chapter 22 of Title 5 GCA)	
21	TOTAL GENERAL FUND REVENUE	
22	AVAILABLE FOR APPROPRIATION	<u>\$535,231,228</u>

1	II. SPECIAL FUND REVENUES	AMOUNT
2	A. Air Pollution Control Special Fund	\$280,795
3	B. Better Public Service Fund	\$1,585,109
4	C. Chamorro Land Trust Operations Fund	\$714,094
5	D. Corrections Revolving Fund	\$1,366,062
6	E. Customs, Agriculture and Quarantine Inspection Services Fund	\$8,770,722
7	F. DPW Building and Design Fund	\$562,012
8	G. Enhanced 911 Emergency Reporting System Fund	\$1,795,979
9	H. Environmental Health Fund	\$758,871
10	I. Fire, Life and Medical Emergency Fund	\$653,024
11	J. GMHA Pharmaceuticals Fund	\$8,095,038
12	K. Guam Board of Accountancy Fund	\$408,100
13	L. Guam Contractors License Board Fund	\$834,097
14	M. Guam Environmental Trust Fund	\$336,796
15	N. Guam Highway Fund	
16	Guam Highway Fund	\$20,966,074
17	Guam Highway Fund (Better Public Service Fund)	(\$1,012,540)
18	Guam Highway Fund (Public Transit Fund)	(\$416,427)
19	Total Guam Highway Fund	\$19,537,107
20	O. Guam Plant Inspection and Permit Fund	\$116,119
21	P. Healthy Futures Fund	\$20,297,556
22	Q. Indirect Cost Fund	\$1,556,608
23	R. Land Survey Revolving Fund	\$3,435,561

1	S. Manpower Development Fund	\$4,370,379
2	T. Police Services Fund	\$570,110
3	U. Professional Engineers, Architects and Land Surveyors Board Fund	\$244,309
4	V. Public Recreation Services Fund	\$212,694
5	W. Public School Library Resources Fund	\$805,876
6	X. Public Transit Fund	\$416,427
7	Y. Safe Streets Fund	\$241,000
8	Z. School Lunch/ Child Nutritional Meal Reimbursement Fund	
9	Federal Sources (100% Federal Grant)	\$7,300,000
10	Cash Collection (Department of Education)	\$875,000
11	Total School Lunch/ Child Nutritional Meal Reimbursement Fund	<u>\$8,175,000</u>
12	AA. Solid Waste Operations Fund	\$13,835,019
13	AB. Street Light Fund	\$3,563,145
14	AC. Tax Collection Enhancement Fund	\$818,249
15	AD. Territorial Education Facilities Fund	\$22,401,128
16	AE. Tourist Attraction Fund	\$22,400,181
17	AF. Water Protection Fund	\$85,851
18	AG. Water Research and Development Fund	\$91,729
19	TOTAL SPECIAL FUND REVENUE	<u>\$149,334,747</u>
20	III. FEDERAL MATCHING GRANTS-IN-AID	
21	Federal Grants-in-Aid Requiring Local Match:	
22	A. Agriculture	\$327,000
23	B. Guam Council on the Arts and Humanities Agency	\$288,700

1	C. Integrated Services for Individuals with Disabilities	\$2,992,651
2	D. Department of Labor	\$41,400
3	E. Office of the Attorney General	\$4,645,844
4	F. Military Affairs	\$1,547,700
5	G. Public Health and Social Services	\$ 25,914,601
6	H. University of Guam	\$1,508,000
7	TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	<u>37,265,896</u>
8	IV. REVENUE AVAILABLE FOR OPERATIONS SUMMARY:	
9	V. TOTAL GENERAL FUND REVENUE	\$646,216,499
10	PROVISION FOR TAX REFUND PAYMENTS	(\$100,062,184)
11	VI. 2% GENERAL FUND RESERVE	<u>(\$10,923,086)</u>
12	VII. TOTAL GENERAL FUND REVENUE	\$535,231,229
13	TOTAL SPECIAL FUND REVENUE	\$149,334,747
14	VIII. TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	37,265,896
15	GRAND TOTAL	<u>\$721,831,871</u>

16 **Section 3. Authorization to Pay and Prioritize the Payment of Tax Refunds.**

17 (a) Prioritization of Additional Child Tax Credit (ACTC) Reimbursements. The
18 Provisional Set Aside for tax refunds includes the Additional Child Tax Credit (ACTC),
19 which is a refundable tax credit that is reimbursed to Guam by the Federal Government
20 after refunds payments are made to Guam taxpayers that claim the ACTC. Lack of
21 prioritization of ACTC refund payments creates lost opportunity for Guam to receive
22 reimbursed ACTC funds that can then be used to pay more refunds or support the
23 operation of the government.

1 (b) Prioritization of Earned Income Tax Credit Data. The Earned Income Tax
2 Credit (EITC) is another Federal initiative where tax payers can claim a credit equal to a
3 percentage of their income depending on employment and socioeconomic status. The
4 Internal Revenue Services describes the EITC as "a refundable federal income tax credit
5 for low to moderate income working individuals and families. Congress originally
6 approved the tax credit legislation in 1975 in part to offset the burden of increase in social
7 security taxes and to provide an incentive to work. When EITC exceeds the amount of
8 taxes owed, it results in a tax refund to those who claim and qualify for the credit." The
9 intent of the EITC is to encourage the move of welfare recipients from welfare to
10 workfare by incentivizing them to work by supplementing their wages with a year-end
11 tax refund "bonus".

12 According to the Director of the Department of Revenue and Taxation, the current
13 annual liability for the EITC is approximately forty million dollars (\$40,000,000) a year.
14 Understanding the trend of EITC is critical to long term and annual budget planning for
15 the government of Guam that necessitates timely and accurate reports about the
16 frequency and amount of individuals that claim this credit each tax year. The EITC
17 liability for 2010 and 2011 will likely remain at or exceed current levels. Most recipients
18 of the EITC pay little to no income tax into the Guam Treasury, which requires Guam to
19 use taxes and revenues from other sources to pay for the EITC program. A Guam
20 Supreme Court decision ruled that Guam taxpayers must be paid the EITC as a
21 requirement of the "mirror image jurisdiction" of the IRS code. The result is an
22 inadequate collection of taxes to support the programs and services required for all the
23 residents of Guam including timely tax refund payments.

1 The Committee on Appropriations does not support raising taxes and fees in order
2 to pay EITC because then it becomes a redistribution of income between classes which is
3 contrary to the intent of the EITC which seeks to promote individual achievement and
4 self sufficiency. Raising taxes will only bring those eligible for EITC toward the poverty
5 line and potentially hamper economic growth by taking resources away from investment
6 activity.

7 For future planning purposes, by December 31, 2010, the Director of the
8 Department of Revenue and Taxation shall provide a report to I Maga'lahañ Guãhan and
9 the Speaker of *I Liheslaturan Guãhan* certifying the total amount of EITC paid for each
10 tax year and fiscal year dating back to Fiscal Year 2003. The report shall include the
11 total number of EITC recipients categorized within the standard income brackets used by
12 the IRS for reporting purposes.

13 (c) Prioritization of Tax Refund payments. In previous fiscal year budget acts,
14 deficit spending has occurred by the underpayment of tax refunds. Even in Fiscal Year
15 2008 when a small surplus was realized, total tax refund liability for the period exceeded
16 the budgeted provisional set aside for refunds which increased the deficit. Thus, in order
17 to minimize interest accrual, *I Liheslaturan Guãhan* finds it necessary to authorize and
18 prioritize the payment of Tax Year 2007, 2008, 2009, 2010 refunds in the order of the
19 following amounts and priority:

20 (1) The tax refund disbursement amounts authorized in this section shall
21 be within the following classification of return status designations and amounts:

22 **Refunds with ACTC and MWPC claims for Tax Years:**
23 2007 A Status Returns \$5,000,000

1	2008 A Status Returns	\$10,000,000
2	2009 A Status Returns	\$65,000,000
3	2010 A Status Returns	\$15,000,000

4 **Emergency Refunds**

5 2009 Emergency A Status Returns \$2,000,000

6 2010 Emergency A Status Returns \$3,062,184

7 (2) The tax refund disbursement procedure authorized in this section shall
8 be the filer with the lowest taxable income, followed by the next lowest and
9 repeating this disbursement methodology until all the funds authorized are
10 exhausted in each group of return status designations at the end of each
11 processing week.

12 (3) Emergency refunds may be paid at anytime during the Fiscal Year
13 2010 and are subject to the prioritization of return status designation and amounts.

14 (4) The Director of the Department of Revenue and Taxation shall submit
15 a status report to I Maga'lahañ Guåhan and the Speaker of *I Liheslaturan Guåhan*
16 by the 20th of each month that contains the number of tax refunds paid and
17 amounts by each return status designation group.

18 (5) No less than fifty percent (50%) of all ACTC reimbursements shall be
19 deposited directly into the Income Tax Refund Efficient Payment Trust Fund
20 (Fund), Chapter 51, Title 11 Guam Code Annotated and applied to 2008 and prior
21 A Status returns. Interest earned in the Fund may be used to hire seasonal
22 employees to assist with income tax processing.

1 (6) No less than ten percent (10%) of all ACTC reimbursements shall be
2 earmarked to fund vacancies and overtime for the Department of Revenue and
3 Taxation Income Tax Processing and Income Tax Enforcement Division as
4 outlined in Chapter V, Section (i)(3).

5 **Section 4. Make Work Pay Tax Credit Reconciliation.**

6 (a). Legislative Intent. It is the intent of *I Liheslaturan Guåhan* that
7 reconciliation of individual income tax returns be performed with utmost urgency. *I*
8 *Liheslaturan Guåhan* acknowledges that accounting standards provide the framework
9 whereby government revenues are recognized. Without timely reconciliation of
10 individual income tax returns, revenues realized by the government of Guam cannot be
11 recognized.

12 *I Liheslaturan Guåhan* recognizes that the reconciliation of individual income tax
13 returns is within the purview and authority of the Department of Revenue and Taxation
14 and that any delays in reconciling individual income tax returns, especially as they relate
15 to Treasury warrants have an adverse impact to the financial capacity of the government
16 of Guam.

17 It is further the intent of *I Liheslaturan Guåhan* that timely reconciliation of
18 individual income tax returns be performed pursuant to the timeline specified in Chapter
19 I, Section 4(b) of this Act as it relates to Make Work Pay Credit and recognizes the
20 inability of the Department of Revenue and Taxation to process them accordingly, which
21 hinders the ability of *I Liheslaturan Guåhan* to properly forecast revenues.

1 Therefore, *I Liheslaturan Guåhan* intends to mandate the Department of Revenue
2 and Taxation to provide a reconciliation of the Make Work Pay Credit based on the
3 timelines specified in Chapter I, Section 4(b) of this Act.

4 (b). The Department of Reconciliation Timeline. The Department of Revenue and
5 Taxation shall determine the method of the reconciliation. The only criterion required by
6 *I Liheslaturan Guåhan* is that the method shall provide reasonable assurance to external
7 auditors and that the portions of the Make Work Pay Credit be recognized as revenue.

8 The timeline whereby the reconciliation shall occur is as follows:

9 (1) By December 31, 2010, the Director of the Department of Revenue
10 and Taxation shall provide a report to I Maga'laken Guåhan and the Speaker of *I*
11 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Credit
12 received in Tax Year 2009, as substantiated by the documented request to and the
13 remittance from the Department of Treasury. From this total amount received, the
14 breakdown as to the portions of the Make Work Pay Credit shall be recognized as
15 revenue from Tax Year 2009.

16 (2) By May 31, 2011, the Director of the Department of Revenue and
17 Taxation shall provide a report to I Maga'laken Guåhan and the Speaker of *I*
18 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Credit
19 received in Tax Year 2010, as substantiated by the documented request to and
20 remittance from the Department of Treasury. From this total amount received, the
21 breakdown as to the portions of the Make Work Pay Credit shall be recognized as
22 revenue from Tax Year 2010.

1 (3) By July 31, 2011, the Director of the Department of Revenue and
2 Taxation shall provide a report to I Maga'láhen Guåhan and the Speaker of *I*
3 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Credit
4 received in Tax Year 2010 as substantiated by the documented request to and
5 remittance from the Department of Treasury. From this total amount received, the
6 breakdown as to the portions of the Make Work Pay Credit shall be recognized as
7 revenue from Tax Year 2010.

8 **Section 5. Make Work Pay Tax Credit Extension.** It is the intent of *I Liheslaturan*
9 *Guåhan* that the government of Guam reserve seventy five percent (75%) of all future advance
10 payments received from the Department of Treasury for the Make Work Pay Tax Credit. Should
11 the Make Work Pay Tax Credit be extended for Tax Year 2011, the Department of
12 Administration and Department of Revenue and Taxation shall deposit seventy-five percent
13 (75%) of all Make Work Pay Treasury Warrants directly into the Income Tax Refund Efficient
14 Payment Trust Fund for the purpose of paying tax refunds.

15 **Section 6. Prioritization of Revenue Collections in Excess of Monthly Collections.**

16 (a) Legislative Intent. It is the intent of *I Liheslaturan Guåhan* to recognize the
17 strain of the unfunded Federal mandates such as the Earned Income Tax Credit (EITC)
18 and also acknowledges that upon enactment of this Act, the United States Congress and
19 the President of the United States may enact tax legislation into law that could enhance,
20 reduce or have no effect on the collection of income and withholding taxes. *I*
21 *Liheslaturan Guåhan* further intends to earmark specific funding sources to organize and
22 prioritize discretionary past due obligations within the structural deficit as well as future
23 obligation proposals necessary to maintain a stable, competitive government work force

1 that will attract and retain the best employees to deliver programs and services to
2 residents and visitors to Guam.

3 *I Liheslaturan Guåhan* recognizes the burden placed on the community of Guam
4 due to past due tax refunds and prior year obligations and wishes to address the existing
5 structural deficit prior to spending the anticipated increase in General Fund revenues that
6 may be realized as a result of the proposed military buildup on Guam. In order to achieve
7 this objective, *I Liheslaturan Guåhan* requires a long-term strategic plan to systematically
8 bring transparency and a sharp focus to improve the financial health of the government of
9 Guam. The strategic plan shall recognize the debts owed by the government to its
10 citizens and shall receive the highest priority in accordance with the funding sources
11 earmarked for payment of these debts.

12 *I Liheslaturan Guåhan* acknowledges the urgency to address prior year
13 obligations. Rather than confront these challenges on a yearly basis, *I Liheslaturan*
14 *Guåhan* shall require a vehicle to minimize all debts owed, both to internal and external
15 stakeholders. *I Liheslaturan Guåhan* seeks to reaffirm its position as the government's
16 appropriating authority and to set forth the current and future operational spending plan
17 through the passage of this Act.

18 *I Liheslaturan Guåhan* recognizes that excess resources received by the
19 government of Guam are under the vested authority and guidance of *I Liheslaturan*
20 *Guåhan* and that the separation of powers reserves the right of the Executive Branch
21 through the Office of the Maga'låhi of *Guåhan* to allocate and release the resources as
22 appropriated by *I Liheslaturan Guåhan*.

23 (b) Income Tax Refunds.

1 (1) Within thirty (30) days upon enactment of this Act, the Department of
2 Revenue and Taxation shall provide a full accounting of the total income tax
3 liability of the government and shall be submitted to I Maga'lahaen Guahan and
4 the Speaker of *I Liheslaturan Guahan*;

5 (2) The Director of the Bureau of Budget Management and Research shall
6 create a General Fund twelve (12) month revenue budget based on the revenue
7 estimates in Chapter I, Section 2 relative to a statistical weighting of historical
8 collections by month by collection category in the General Fund Combined
9 Comparative Statement of Revenues report. The report shall be submitted to I
10 Maga'lahaen Guahan and the Speaker of *I Liheslaturan Guahan* within thirty (30)
11 days upon enactment of this Act.

12 (3) Notwithstanding any other provision of law, monthly revenue
13 collections in excess of the monthly revenue budget in Chapter I, Section 6(b)(2)
14 of this Act from the categories defined in Chapter I, Section 6(b)(4) of this Act as
15 Income Tax revenues are hereby appropriated for the payment of tax liabilities
16 defined as (1) Individual Income Tax Refund and Interest payment, and (2)
17 Corporate Income Tax Refund and Interest payment and hereby prioritized
18 according to Chapter I, Section 3(c)(3) of this Act.

19 (4) The funding source for tax liabilities shall be income tax revenues
20 reported by the Department of Administration on cash basis for the individual
21 income tax, the withholding tax, and the corporate income tax. Revenues for the
22 purpose of this Act represent cash or cash instruments with a maturity term of less

1 than ninety (90) days that are available and earned by the government of Guam
2 within the current fiscal year.

3 (5) Available excess income tax revenues are available for expenditure
4 when no third party claims, pledges, encumbrances, appropriations, or liens exist
5 against such excess income tax revenues. If any outside party asserts claims over
6 such resources, the matter shall be resolved at the appropriate legal jurisdiction.

7 (6) The identification and recordation of available excess revenues shall be
8 performed by the Department of Administration in coordination with the Bureau
9 of Budget Management and Research and the Department of Revenue and
10 Taxation.

11 (7) It is important to coordinate the financial resources of the government
12 of Guam to ensure synchronous deployment of resources. The Department
13 Administration shall submit the following reports to I Maga'láhen Guåhan and the
14 Speaker of *I Liheslaturan Guåhan* on the 25th of each month:

15 (i) quarterly statement of revenues, expenditures and changes in
16 fund balance for the major funds;

17 (ii) monthly bank statements for all major funds;

18 (iii) monthly bank reconciliation for all major funds;

19 (iv) an explanation of any material variances resulting between
20 revenues reported on the quarterly statement of revenues, expenditures,
21 and fund balance and the cash reported in the bank statements. The
22 explanation shall provide detailed disclosures in the statement of revenues,
23 expenditures, and changes in fund balance.

1 (8) Available excess revenues identified in Chapter I, Section 6(b)(6) of
2 this Act shall be deposited by the Department of Administration into the Income
3 Tax Refund Efficient Payment Trust Fund for payment of past due tax refunds as
4 outlined Chapter I, Section 3(c)(3) of this Act.

5 (9) Thirty (30) days after the close of the current fiscal year, the
6 Department of Administration shall provide a detailed reconciliation of the
7 payment of income tax refunds through available excess revenues for the current
8 fiscal year to I Maga'lahaen Guåhan and the Speaker of *I Liheslaturan Guåhan*.

9 (10) The Department of Revenue and Taxation shall develop a strategic
10 plan to be submitted to I Maga'lahaen Guåhan and the Speaker of *I Liheslaturan*
11 *Guåhan* within six (6) months after the enactment of this Act. The plan shall
12 include computations and recommendations as to the best use of government
13 resources for payment of past due refunds to minimize the interest expense.

14 **Section 7. Prior Year Obligations and Future Obligation Proposals.**

15 (a) Legislative Intent. *I Liheslaturan Guåhan* recognizes the importance of
16 providing a mechanism to address prior year obligations incurred through operational
17 deficits, unbudgeted expenditures, or authorized legislative statutes.

18 (b) Prior Year Obligation Report. Within thirty (30) days upon enactment of this
19 Act, the Department of Administration shall provide a report of a full accounting of the
20 prior year obligations of the government and shall be submitted to I Maga'lahaen Guåhan,
21 the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and Budget

22 (c) Excess Available Business Privilege Tax Revenue. Notwithstanding any
23 other provision of law, monthly revenue collections in excess of the monthly revenue

1 budget in Chapter I, Section 6(b)(2) of this Act from the categories defined in Chapter I,
2 Section 7(d) of this Act as Business Privilege Tax revenues shall be appropriated for the
3 payment of Prior Year Obligations and Future Obligation Proposals as defined and
4 prioritized below:

5 (1) Fifty percent (50%) of all excess collections identified in Chapter I,
6 Section 7(e) of this Act shall be appropriated for payment of principal and
7 interest obligations pursuant to Rios v. Camacho, Superior Court No. SP0206-93.

8 (2) Thirty percent (30%) of all excess collections identified in Chapter I,
9 Section 7(e) of this Act shall be appropriated for payments to the Government of
10 Guam Retirement Fund for the Department of Education deficiency and the Guam
11 Memorial Hospital deficiency as identified in Public Law 28-38.

12 (3) Ten percent (10%) of all excess collections identified in Chapter I,
13 Section 7(e) of this Act shall be appropriated for payment of principal and interest
14 of prior year obligations to any employees identified in the report outlined in
15 Chapter I, Section 7(b) of this Act.

16 (4) Ten percent (10%) of all excess collections identified in Chapter I,
17 Section 7(e) of this Act shall be appropriated for payment of principal and interest
18 of prior year obligations to all other claimants identified in the report outlined in
19 Chapter I, Section 7(b) of this Act.

20 (d) Business Privilege Tax (BPT) revenues are defined as revenues reported by
21 the Department of Administration on cash basis for the business privilege tax and use tax.
22 Available revenues for the purpose of this Act represent cash or cash instruments with a

1 maturity term of less than ninety (90) days that are available and earned by the
2 government of Guam within the current fiscal year.

3 (e) Excess business privilege tax revenues are available for expenditure when no
4 third party claims, pledges, encumbrances, appropriations, or liens exist against such
5 excess business privilege tax revenues. If any outside party asserts claims over such
6 resources, the matter shall be resolved at the appropriate legal jurisdiction.

7 (f) The identification and recordation of excess revenues shall be performed by
8 the Department of Administration and shall provide any additional reports requested by
9 the Office of Finance and Budget should the reporting requirements outlined in Chapter
10 I, Section 6(b)(6) of this Act not provide adequate information to ascertain excess BPT
11 and use tax revenue. Excess revenues identified in Chapter I, Section 7(g) of this Act
12 shall be disbursed the Department of Administration in accordance with the priorities
13 outlined in Chapter I, Section 7(c) of this Act for payment of the prior year obligations.

14 (g) Thirty (30) days after the close of the current fiscal year, the Department of
15 Administration shall provide a detailed reconciliation of the payment of the prior year
16 obligations through excess BPT revenues for the current fiscal year shall report to I
17 Maga'lahaen Guåhan and the Speaker of *I Liheslaturan Guåhan*.

18 (h) The Department of Administration and the Bureau of Budget Management
19 and Research shall develop a strategic plan to be submitted to I Maga'lahaen Guåhan and
20 the Speaker of *I Liheslaturan Guåhan* within six (6) months upon enactment of this
21 Annual Appropriations Act. The plan shall include computations and recommendations
22 as to the best use of government resources for payment prior year obligations to minimize
23 the interest expense.

1 **Section 8. Income Tax Refund Compensation Plan.**

2 (a) Legislative Intent. It is the intent of *I Liheslaturan Guåhan* that the
3 processing and disbursement of tax refunds are made a priority of the government of
4 Guam and recognizes that the government of Guam serves as a fiduciary agent in its
5 custody over these funds on behalf of the taxpayers of the island. It is further the intent
6 of *I Liheslaturan Guåhan* to promote the timely processing and payment of these refunds
7 to ensure that the funds are returned to the taxpayers and that interest incurred by the
8 government of Guam are minimized. As such, *I Liheslaturan Guåhan* recognizes that the
9 timely processing and disbursement of refunds shall occur to disburse any excess
10 revenues that become available.

11 *I Liheslaturan Guåhan* realizes that the processing and payment of refunds are
12 constrained by the availability of funds and the productivity of the Department of
13 Revenue and Taxation. Although the availability of funds is the responsibility of
14 policymakers, *I Liheslaturan Guåhan* recognizes the hard working public servants at the
15 Department of Revenue and Taxation for the work they perform for the timely
16 processing and disbursement of refund.

17 (b) *I Liheslaturan Guåhan* wishes to emphasize the urgency of processing refunds
18 by incentivizing employees at the Department of Revenue and Taxation. The Income Tax
19 Refund Compensation Plan (Plan) based on Merit Bonus as delineated in §6203, Chapter
20 6, 4 Guam Code Annotated shall be developed by the Director of the Department of
21 Revenue and Taxation.

22 The Plan shall be submitted by the Director of Revenue and Taxation to the *I*
23 *Maga'låhen Guåhan* within sixty (60) days upon enactment of this Act. *I Maga'låhen*

1 *Guåhan* shall submit the proposed Plan within thirty (30) days upon receipt of the Plan to
2 the Speaker of *I Liheslaturan Guåhan*. Pursuant Chapter 9, 5 Guam Code Annotated, the
3 *I Liheslaturan Guåhan* may approve, disapprove or amend accordingly.

4 **Section 9. Debt Service Continuing Appropriation.** The following are continuing
5 appropriations for debt service requirements:

6 **A. GENERAL OBLIGATION BONDS, SERIES 1993 A** **\$2,894,049 1/**

7 (For education capital projects; Real Property Taxes pledged; due FY 2018 as final
8 year; P.L. 29-19 and P.L. 29-21, net of UOG Bond Payment Obligation \$2,028,008)

9 **1/ Territorial Education Facilities Fund**

10 **B. LIMITED OBLIGATION HIGHWAY REFUNDING**

11 **BOND 2001 SERIES A** **\$6,030,775 2/**

12 (P.L. No. 24-70; due FY 2012 as the final year; source of payment from Liquid Fuel
13 Taxes).

14 **2/ Guam Highway Fund**

15 **C. LIMITED OBLIGATION (SECTION 30) BONDS**

16 **SERIES A, 2001 (SECTION 30 FUNDS)** **\$9,822,288 3/**

17 (Water System Revenue Bond; P.L. 26-58, amended by P.L. 26-59; Section 30
18 fund pledged; due FY 2012 as final year)

19 **3/ Section 30 Funds (General Fund)**

20 **D. 2002 SHORT TERM FINANCING (SECTION 30) FUNDS)** **\$1,281,818 4/**

21 (Line of Credit; P.L. 26-84 amended by P.L. 26-122 and P.L. 26-130; due FY 2012 as
22 the final year; source of payment Section 30 Funds)

23 **4/ Section 30 Funds (General Fund)**

1	E. LIMITED OBLIGATION INFRASTRUCTURE	
2	IMPROVEMENT BONDS, 1997 SERIES A (TAF)	\$6,657,176 5/
3	(Tumon Redevelopment; payment from the Tourist Attraction Fund, pursuant to P.L.	
4	24-111)	
5	5/ Tourist Attraction Fund	
6	F. 2008 SHORT TERM FINANCING	\$4,202,213 6/
7	(Line of Credit; P.L. 29-69 amended by P.L. 29-82 & P.L. 29-87; due FY 2012 as the	
8	final year; source of payment General Fund, secondary Section 30 Funds)	
9	6/ General Fund	
10	G. GENERAL OBLIGATION BONDS, SERIES 2007 A	\$7,874,700 7/
11	(Partial refunding of GOB, 1993 Series A, funding capital projects and certain	
12	obligations of the Government of Guam; due FY 2037 as final year; P.L. 29-19, and	
13	P.L. 29-21)	
14	7/ Territorial Education Facilities Fund	
15	H. LIMITED OBLIGATION (SECTION 30) BONDS, SERIES 2009A	\$7,135,019 8/
16	(To finance cost for the new landfill and the closure of Ordot Dump; P.L. 30-1	
17	amended by P.L. 30-7; Due FY 2035 as final year).	
18	8/ Solid Waste Operations Fund	
19	I. GENERAL OBLIGATION BONDS, 2009 SERIES A	\$23,278,492 9/
20	(To finance certain expense affecting General Fund Deficit; P.L. 29-113 amended by	
21	P.L. 30-7; Due FY 2040 as final year)	
22	GRAND TOTAL DEBT SERVICE	\$67,298,019

23

1 **CHAPTER II**

2 **EDUCATION**

3 **PART I – GUAM DEPARTMENT OF EDUCATION (GDOE)**

4 **Section 1. Legislative Findings and Intent.** The legislature finds that the US
5 Congress has provided nearly One Hundred Million Dollars (\$100,000,000) in additional grants
6 to the Guam Department of Education (GDOE) through the American Recovery and
7 Reinvestment Act (ARRA) stimulus grants and most recently HR 1586, The Education Jobs
8 Funds, providing over Twenty Million Dollars (\$20,000,000) specifically to pay wages and
9 benefits of education employees in FY 2011.

10 It is the intent of *I Liheslaturan Guåhan* to direct the GDOE to support, wherever
11 possible, the operations of the GDOE with federal funds to relieve the General Fund. *I'*
12 *Liheslaturan Guåhan* has assigned the highest priority to raising the standard of education
13 available to the students in the elementary, secondary and higher education or post-secondary
14 institutions on Guam. However, there are numerous financial challenges associated with
15 appropriating to the GDOE the financial resources it would need to maintain FY 2010 manpower
16 level respective of the teacher-student ratio and other contractual requirements in the collective
17 bargaining agreement between the Guam Education Policy Board (GEBP) and the Guam
18 Federation of Teachers (GFT). This situation is worsened by the unanticipated delay in the
19 economic surge expected from the Department of Defense. Revenues projected fell short thus
20 forcing *I Liheslaturan Guåhan* to seek further reduction in government operations spending. The
21 government of Guam is currently allocating eighty-five percent (85%) of its available revenues
22 to personnel costs while a large share of the remaining revenues are allocated to the
23 government's debt-service obligations and the cost of operations.

1 This is the current state of affairs in Guam as well as many other communities throughout
2 the United States and educational institutions are not spared or insulated from the financial
3 hardship impacting practically every State and local government throughout the Nation. The
4 current recession has placed tremendous financial (budgetary) pressure on State governments
5 thus compelling the U.S. Congress to enact certain provisions in H.R. 1586 in an effort to
6 provide financial relief to governments in need. Guam was awarded slightly over Twenty Million
7 Dollars (\$20,000,000) for SY 2010-2011 through this Congressional appropriation and funds are
8 to be allocated for the maintenance of effort to keep teaching personnel in the classrooms by
9 avoiding layoffs, furloughs and to recall or rehire former employees. Funds may also be used to
10 hire new teachers to provide early childhood, elementary, or secondary educational and related
11 services. The primary outlay of such funds however, shall be for salaries and benefits expense of
12 the GDOE.

13 The government of Guam lacks the financial capacity to maintain its current or prior
14 operating level which is critical to keeping all GDOE teachers employed. The GDOE is
15 encountering insurmountable challenges in meeting the policy requirements and standards of the
16 GEPB, *I' Liheslaturan Guåhan* and the people of Guam due to the current state of financial
17 hardship plaguing Guam, the region and most municipalities in the mainland.

18 The United States Congress has appropriated financial relief for the States, territories, and
19 other municipalities of the United States through H.R. 1586 whereby an extension of the AARA
20 will allow teaching jobs to be maintained and additional hiring of teachers for elementary,
21 secondary, early childhood and post-secondary positions is authorized.

1 *I' Liheslaturan Guåhan* wishes to fully participate in the application of H.R. 1586 in
2 order to avoid any disruption in the delivery of educational services to the people of Guam and to
3 preserve and retain the invaluable human resources of the GDOE.

4 The local appropriations contained in this Act when added to federal formula
5 consolidated grants, ARRA stimulus grants and the Education Jobs Funds allocations, the GDOE
6 will receive close to Three Hundred Million Dollars (\$300,000,000) for its operations in FY
7 2011; more than adequate to meet the needs of the students for the upcoming school year.

8 **Section 2. Appropriation.** Pursuant to §§52101 and 52102 of Chapter 52, Division
9 2 of Title 11, Guam Code Annotated, the amounts specified in the Summary of Base Operational
10 Appropriation in this Section, are appropriated out of the General Fund, Special Funds, and
11 Federal Matching Grants-in-Aid as specified in the Summary of Base Operational Appropriation
12 Funding Source to the GDOE Operations Fund for Fiscal Year 2011. This appropriation *shall* be
13 expended in accordance with the cash disbursement schedules required by §52101(b), and in
14 accordance with the program, department or divisional object class allocations outlined below.
15

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$103,284,413	\$697,712	\$103,982,125
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$35,026,650	\$331,449	\$35,358,099
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$3,249,484	\$14,228,213	\$17,477,697
OFF. RENTAL	233	\$0	\$0	\$0
SUP. & MAT.	240	\$1,434,000	\$1,634,250	\$3,068,250
EQUIPMENT	250	\$0	\$1,025,419	\$1,025,419
WRK. COMP.	270	\$150,000	\$0	\$150,000
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$2,440,118	\$0	\$2,440,118
POWER	361	\$10,012,545	\$0	\$10,012,545
WATER/SEWER	362	\$2,009,669	\$0	\$2,009,669
PHONE/TOLL	363	\$449,632	\$0	\$449,632
CAP. OTLY.	450	\$0	\$295,000	\$295,000
GR. TOTAL		\$158,056,510	\$18,212,043,	\$176,268,554

School Lunch Program-Federal Sources \$7,300,000 (230)

School Lunch Program Cash Collection \$875,000(240)

Public Library Resources Fund \$805,876 (250)

Territorial Educational Facilities Fund \$9,231,167 (111-\$697,712; 113-\$331,449;

230-\$6,928,213; 240-\$759,250; 250-\$219,543; 450-\$295,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$158,056,510
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$18,212,043
5	TOTAL	<u>\$176,268,554</u>

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the GDOE *shall* be used to fund
8 all increments and reclassifications in Fiscal Year 2011 for eligible classified employees funded
9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
10 Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$979,895
12	RECLASSIFICATIONS	111 Total	\$1,000,000

13 **Section 4. GDOE Miscellaneous Funding.** The following amounts reflect non-base
14 operational funding appropriated to the GDOE:

15 **(a) Interscholastic Sports Fund.** (1) The sum of Six Hundred Twelve
16 Thousand Dollars (**\$612,000**) is appropriated from the Healthy Futures Fund to the
17 Interscholastic Sports Fund administered by the GDOE to be expended pursuant to
18 §7108, Title 17, Guam Code Annotated. Appropriations made herein *shall* be available
19 to fund the Outrigger Canoe, Rugby, and other sports programs, to include the payment
20 of head coaches, assistant coaches, league fees and other expenses normally associated
21 with a sport interscholastic program.

22 (2) The sum of Ninety-two Thousand Dollars (**\$92,000**) shall be allocated from
23 the appropriation in Chapter II Section 4 (a) from the Healthy Futures Fund to the

1 Interscholastic Sports Fund administered by the GDOE for busing services for
2 interscholastic sports programs.

3 **(b) Health and Physical Education Activities.** The sum of Two Hundred
4 Seventy Nine Thousand Seven Hundred Fifty-four Dollars (**\$279,754**) is appropriated
5 from the Healthy Futures Fund to the GDOE for Health and Physical Education
6 programs, intramural sports, and similar activities.

7 **Section 5. JROTC Funds.** The GDOE is hereby authorized to expend funds from
8 the JROTC Fund for the sole purpose of expenditures related to the operations for the JROTC
9 program.

10 **Section 6. Support to Eliminate “High-Risk” Status.** The sum of Two-Hundred
11 Fifty Thousand (**\$250,000**) is appropriated from the Indirect Cost Fund (ICF) to the GDOE for
12 the sole purpose of removing the GDOE from “high risk” grant status. The funds shall be
13 expended in accordance to a statement of pro forma expenditures submitted, in writing, by the
14 Deputy Superintendent of Administration and Finance of GDOE to the Speaker of the of *I*
15 *Liheslaturan Guåhan*. The statement of pro forma expenditures shall only include expenditures
16 related to this section.

17 **Section 7. Guam Department of Education Promissory Note Appropriation.**
18 The sum of Two Million Four Hundred Thousand Dollars (\$2,400,000) is appropriated from the
19 Territorial Educational Facilities Fund, to the Utility Cost Account to pay to the Guam Power
20 Authority for the Guam Department of Education Promissory Note (the agreement between the
21 GDOE and the Guam Power Authority signed July 20, 2004 and referred to as the “installment
22 payment agreement for past due electrical service”) in Fiscal Year 2011.

1 **Section 8. Summer School.** From the Summer School Fund established pursuant to
2 §6119 of Article 1 of Chapter 6 of Division 2 of Title 17, Guam Code Annotated, such sums as
3 are necessary to fund the operations of the 2011 Summer School Program are appropriated to the
4 GDOE. The Superintendent of GDOE *shall* submit a detailed report to *I Maga'låhen Guåhan*
5 and the Speaker of *I Liheslaturan Guåhan* regarding the receipt and expenditure of said funds no
6 later than thirty (30) days after the close of summer school and post the same on the GDOE
7 website. Such report *shall* include the following:

8 (a) total revenues received, including identification of each revenue source;

9 (b) total expenditures and encumbrance by object classification and by school;

10 and

11 (c) the fund balance.

12 **Section 9. Textbooks and Collateral Materials.** The following are appropriations
13 to the GDOE for the purchase of textbooks, e-book readers and collateral materials, to include
14 software, sheet music and music books, in accordance with the following terms and conditions:

15 (a) The sum of Two Million Dollars (**\$2,000,000**) is appropriated from the
16 General Fund from Fiscal Year 2011 revenues to the GDOE for the purchase of
17 textbooks, e-book readers and related classroom instructional materials, to include
18 software, sheet music and music books. The Superintendent of GDOE may, if necessary,
19 through agreements with textbook vendors, defer payment for said materials until after
20 October 1, 2011, but no later than December 31, 2011, with the full faith and credit of the
21 government of Guam.

22 (b) The Superintendent of GDOE *shall* order materials funded by this Section
23 for Fiscal Year 2011 no later than March 1, 2011. The Bureau of Budget and

1 Management Research *shall* release such allotments as are necessary to ensure that said
2 materials are ordered by March 1, 2011. The Superintendent of GDOE *shall* receive said
3 materials and distribute them to schools no later than thirty (30) days before the start of
4 the school calendar established pursuant to Title 17, Guam Code Annotated, §4111. All
5 funds appropriated for said materials *shall* not be used for any other purpose.

6 (c) On the first (1st) day of each fiscal quarter of FY 2011, the Superintendent
7 of GDOE *shall* provide to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*
8 *Guåhan*, and post on the GDOE website, a detailed report regarding all receipts and
9 expenditures for textbooks, e-book readers and collateral classroom instructional
10 materials, to include software, sheet music and music books. Said report *shall* be
11 accompanied by the certified list of textbooks approved by the GEPB and all purchase
12 orders issued. The report *shall* summarize:

13 (1) purchases by allotment account number, unit cost and the total cost
14 of books charged against an appropriation account, the vendor, quantity, title,
15 copyright date and ISBN number of books ordered, the allocation of such books
16 by school and grade, whether books are for teachers or students, and whether
17 books are textbooks or e-books; and

18 (2) other information that may be useful or that is requested by *I*
19 *Liheslaturan Guåhan* regarding the funds appropriated and authorized herein.

20 Non-compliance with these reporting requirements by the Superintendent of GDOE *shall*
21 result in the sanctions and penalties imposed by this Act.

22 **Section 10. Website Posting.** The Superintendent of GDOE *shall* post and maintain
23 on the GDOE website:

1 (a) All payments for prior year obligations to be paid by current
2 appropriations when authorized, including the funding source to be used.

3 (b) Salary adjustments by position, effective date of adjustment and the
4 funding source for each, by month.

5 (c) Mandated Cash Disbursement Schedules.

6 (d) Number of filled FTEs, costs and funding sources by school and division
7 by month.

8 (e) Number of funded vacant FTEs, costs, lapses generated and the funding
9 source for each vacancy by school and division by month.

10 **Section 11. Reports.** The Superintendent of GDOE *shall* report the following to *I*
11 *Maga'lâhen Guâhan* and the Speaker of *I Liheslaturan Guâhan*:

12 (a) Within fifteen (15) days after the start of Fiscal Year 2011, the Superintendent
13 of GDOE *shall* provide a copy of the GG-1 or Contract of employees hired for School
14 Year 2010-2011.

15 (b) Thirty (30) days after the start of Fiscal Year 2011 and monthly thereafter, the
16 Superintendent of GDOE *shall* provide a copy of the GG-1 or Contract of each employee
17 hired to fill any vacancy or new position.

18 **Section 12. Utilities Reduction Incentive.** Each School Principal of the GDOE is
19 encouraged to practice energy conservation within their respective schools. Any school whose
20 Principal and staff is able to reduce their annual utility consumption by at least fifteen percent
21 (15%) of their prior annual billing, measured each quarter, for each utility type *shall* have that
22 dollar value of savings transferred from the utility pool to their respective school to supplement
23 the needs of that school, and *shall* be available to be spent to support school activities for

1 students and staff. The savings *shall* be available to the school within thirty (30) days of the
2 close of each quarter.

3 **Section 13. Budgetary Transfer Authority for Guam Department of Education**
4 **(GDOE).** The Superintendent of the GDOE may transfer funds from the appropriations made to
5 GDOE within object classes, except that no funds *shall* be transferred into the Personnel Services
6 category.

7

1 **CHAPTER II**

2 **PART II – OFFICE OF THE EDUCATION SURUHĀNU**

3 **Section 1. Appropriation.** The amounts below are appropriated from the General
4 Fund to the Office of the Education Suruhānu for its operations in Fiscal Year 2011. This
5 appropriation *shall* be expended in accordance with object class allocations outlined below

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

7

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
8 REG SALARIES	111	\$107,248	\$0	\$107,248
9 OT/SP	112	\$0	\$0	\$0
10 BENEFITS	113	\$35,437	\$0	\$35,437
11 TRAVEL/MILE	220	\$0	\$0	\$0
12 CONT. SERV.	230	\$4,500	\$0	\$4,500
13 OFF. RENTAL	233	\$24,000	\$0	\$24,000
14 SUP. & MAT.	240	\$6,329	\$0	\$6,329
15 EQUIPMENT	250	\$0	\$0	\$0
16 WRK. COMP.	270	\$0	\$0	\$0
17 DRUG TEST	271	\$0	\$0	\$0
18 SUBGRANT	280	\$0	\$0	\$0
19 MISC	290	\$0	\$0	\$0
20 POWER	361	\$0	\$0	\$0
21 WATER/SEWER	362	\$0	\$0	\$0
22 PHONE/TOLL	363	\$2,000	\$0	\$2,000
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$179,514	\$0	\$179,514

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$179,514
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<hr/> \$179,514

6 **Section 2. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Office of the Education
8 Suruhånu and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance pursuant
10 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$598
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12 **Section 3. Agency Expenses Appropriated to Central Cost Accounts Administered**
13 **by the Department of Administration.** The amounts below are appropriated from the General
14 Fund to the Cost Account identified in this Subsection and *shall* be used to fund power,
15 water/sewer, medical and dental insurance and vacancies in Fiscal Year 2011 for the Office of
16 the Education Suruhånu.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Cost Account	\$0
4	WATER/SEWER	Utility Cost Account	\$0
5	MED/DENTAL INSURANCE	Health Benefit Account	\$3,953
6	VACANCIES	Vacancy Pool Account	\$0
7	TOTAL		<u>\$3,953</u>
8			

1 **CHAPTER II**

2 **PART III – GUAM COMMISSION FOR EDUCATOR CERTIFICATION**

3 **Section 1. Guam Commission for Educator Certification (GCEC).** The amount
4 below in this Subsection is appropriated from the General Fund to the Guam Commission for
5 Educator Certification for its operations in Fiscal Year 2011. This appropriation *shall* be
6 expended in accordance with object class allocations outlined below.

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

8	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
9	REG SALARIES	111	\$140,248	\$0	\$140,248
10	OT/SP	112	\$0	\$0	\$0
11	BENEFITS	113	\$46,965	\$0	\$46,965
12	TRAVEL/MILE	220	\$0	\$0	\$0
13	CONT. SERV.	230	\$13,816	\$0	\$13,816
14	OFF. RENTAL	233	\$7,200	\$0	\$7,200
15	SUP. & MAT.	240	\$1,865	\$0	\$1,865
16	EQUIPMENT	250	\$0	\$0	\$0
17	WRK. COMP.	270	\$0	\$0	\$0
18	DRUG TEST	271	\$0	\$0	\$0
19	SUBGRANT	280	\$0	\$0	\$0
20	MISC	290	\$6,300	\$0	\$6,300
21	POWER	361	\$0	\$0	\$0
22	WATER/SEWER	362	\$0	\$0	\$0
23	PHONE/TOLL	363	\$4,800	\$0	\$4,800
	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$221,194	\$0	\$221,194

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$221,194
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$221,194

6 **(a) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Guam Commission for
8 Educator Certification and *shall* be used to fund all increments and promotions in Fiscal
9 Year 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$2,419
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12 **(b) Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund power, water/sewer, medical and dental insurance and vacancies in
16 Fiscal Year 2011 for the Guam Commission for Educator Certification

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Cost Account	\$0
4	WATER/SEWER	Utility Cost Account	\$0
5	MED/DENTAL INSURANCE	Health Benefit Account	\$4,984
6	VACANCIES	Vacancy Pool Account	\$0
7	TOTAL		<u>\$4,984</u>
8			

1 **CHAPTER II**

2 **PART IV – UNIVERSITY OF GUAM**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
4 lump sum appropriation to the University of Guam. The funds shall be expended in accordance
5 to the budget request submitted and the priorities stipulated by the University of Guam’s Board
6 of Regents.

7 **Section 2. Appropriations to the University of Guam.** The amounts in the
8 Subsections below are appropriated from the respective Funds, and for the following purposes, to
9 the University of Guam for Fiscal Year 2011:

10 (a) **General Fund Appropriation for Operations.** The sum of Twenty
11 Seven Million Two Hundred Eight Thousand Six Hundred Twenty Dollars (**\$27,208,620**)
12 is appropriated from the General Fund to the University of Guam for its operations in
13 Fiscal Year 2011.

14 (b) **Federal Matching Grants-in-Aid.** The sum of One Million Five
15 Hundred Eight Thousand Dollars (**\$1,508,000**) is authorized from Federal Matching
16 Grants-in-Aid to the University of Guam for its operations in Fiscal Year 2011.

17 **Section 3. University of Guam for Scholarships and Training Programs.**

18 The following appropriations are made to the University of Guam:

19 (a) **Student Scholarships, Financial Assistance Programs and Program**
20 **Administration.** The sum of Two Million Five Hundred Fifty Thousand Six Hundred
21 Seventy Dollars (**\$2,550,670**) is appropriated from the General Fund to the University of
22 Guam for Fiscal Year 2011 for: Merit Awards, Student Loans, Nursing Training
23 Program, Professional and Technical Awards, Reserve Officer Training Corps (ROTC),

1 Regent Scholarships, Marine Lab Graduate Assistance Programs, Early High School
2 Admission Program, Pedro 'Doc' Sanchez Scholarship Program, John F. Quan Memorial
3 Scholarship Program and the administration of all student financial assistance programs.
4 The President of the University of Guam *shall* allocate this appropriation in order to fund
5 said student scholarships, financial assistance programs and program administration
6 subject to §15113 of Chapter 15, Title 17, Guam Code Annotated. Not more than ten
7 percent (10%) of the total appropriation herein *shall* be used for the administration of all
8 student financial assistance programs. The Nursing Training Program *shall* receive no
9 less than Five Hundred Thousand Dollars (**\$500,000**) and the Pedro 'Doc' Sanchez
10 Scholarship Program *shall* receive no less than Three Hundred Thousand Dollars
11 (**\$300,000**) of the appropriation contained herein, except that if a surplus exists, such
12 remaining funds *shall* be distributed to fund other scholarship programs contained in this
13 Subsection.

14 For new recipients of the student financial assistance programs contained in this
15 Subsection awarded beginning Academic Year 2010-2011, the stipends awarded in the
16 respective programs *shall* be awarded as follows:

17 (1) Merit Awards. Award recipients are entitled to a monthly stipend
18 to be disbursed in nine (9) monthly installments during the academic year, as
19 follows: First- and Second-year Students: Two Hundred Dollars (**\$200.00**) per
20 month; Third- and Fourth-year Students: Four Hundred Dollars (**\$400.00**) per
21 month; and graduate students: Five Hundred Dollars (**\$500.00**) per month.”

22 (2) Nursing Training Program. Award recipients are entitled to a
23 monthly stipend to be disbursed in nine (9) monthly installments during the

1 academic year, as follows: First- and Second-year Students: Two Hundred Dollars
2 **(\$200.00)** per month; Third- and Fourth-year Students: Four Hundred Dollars
3 **(\$400.00)** per month.

4 **(b) Dr. Antonio C. Yamashita Educator Corps.** The sum of One Million
5 Two Hundred Thirty-eight Thousand One Hundred Twenty-seven Dollars **(\$1,238,127)** is
6 appropriated from the General Fund to the University of Guam for Fiscal Year 2011. The
7 President of the University of Guam *shall* disburse, pursuant to the directives and policies
8 of the Educator Corps Council, stipends for the Dr. Antonio C. Yamashita Educator
9 Corps and funds for the administration of said program pursuant to Chapter 18, Title 17,
10 Guam Code Annotated and §15107 of Title 17 of the Guam Code Annotated, as
11 amended. Not more than ten percent (10%) of the total appropriation herein *shall* be used
12 for the administration of this program.

13 For new recipients of the Dr. Antonio C. Yamashita Educator Corps awarded
14 beginning Academic Year 2010-2011, stipends *shall* be awarded as follows:

15 (1) Teacher Corps. Award recipients are entitled to a monthly stipend
16 to be disbursed in nine (9) monthly installments during the academic year, as
17 follows: First- and Second-year Students: Two Hundred Dollars **(\$200.00)** per
18 month; Third- and Fourth-year Students: Four Hundred Dollars **(\$400.00)** per
19 month.

20 (2) Counselor Corps and Principal Corps. Award recipients are
21 entitled to a monthly stipend to be disbursed in nine (9) monthly installments
22 during the academic year, as follows: students enrolled in at least six (6) semester
23 hours and not more than nine (9) semester hours per semester *shall* receive Two

1 Hundred Dollars (**\$200.00**) per month; students enrolled in at least ten (10)
2 semester hours and not more than twenty-one (21) semester hours *shall* receive
3 Four Hundred Dollars (**\$400.00**) per month.

4 The President of the University of Guam *shall* post on the University of Guam's website
5 all reports mandated by this Act regarding the Dr. Antonio C. Yamashita Educator Corps.

6 **Section 4. Appropriation for Aquaculture Development and Training Center.**

7 The sum of One Hundred Thirty-one Thousand Eight Hundred Forty-six Dollars (**\$131,846**) is
8 appropriated from the General Fund to the University of Guam for Fiscal Year 2011 for the sole
9 purpose of funding the continued operations of the Aquaculture Development and Training
10 Center. Said funds *shall* not be transferred or used for any other purpose.

11 **Section 5. Appropriation for WERI's Guam Hydrologic Survey.** The sum of One

12 Hundred Ninety-two Thousand Three Hundred Nine Dollars (**\$192,309**) is appropriated from the
13 General Fund to the University of Guam for Fiscal Year 2011 for the sole purpose of funding the
14 Guam Hydrologic Survey (GHS) administered by the Water and Environmental Research
15 Institute of the Western Pacific (WERI). WERI *shall* continue to administer the GHS for those
16 purposes previously established by Guam law. Such funds *shall* not be transferred or used for
17 any other purpose.

18 **Section 6. Appropriation for WERI's Comprehensive Water Resource**

19 **Monitoring Program.** The sum of One Hundred Sixty-three Thousand Eight Hundred
20 Seventeen Dollars (**\$163,817**) is appropriated from the General Fund to the University of Guam
21 for Fiscal Year 2011 to fund the Water and Environmental Research Institute of the Western
22 Pacific (WERI). Such funds *shall* be used for the sole purpose of matching the Federal funding
23 for the Comprehensive Water Resource Monitoring Program. WERI *shall* continue to

1 administer the Comprehensive Water Resource Monitoring Program for those purposes
2 previously established by Guam law. Such funds *shall* not be transferred or used for any other
3 purpose.

4 **Section 7. University of Guam for the Northern and Southern Soil and Water**
5 **Conservation District (SWCD) Program.** The sum of One Hundred Fifty-seven Thousand
6 Seven Hundred Twenty Dollars (**\$157,720**) is appropriated from the General Fund to the
7 University of Guam for operations and activities of the Northern and Southern Soil and Water
8 Conservation District (SWCD) Program for FY 2011 and *shall* be equally divided between the
9 Northern and Southern Soil Conservation Districts. Expenditures from this appropriation *shall*
10 be made upon the approval of the Districts Directors, with the consent of the SWCD Board and
11 *shall* not require further approval by the University of Guam or any other government entity.
12 This Appropriation is not subject to transfer or use for any other purpose.

13 **Section 8. University of Guam for KPRG (Public Radio).** The sum of Ninety-four
14 Thousand One Hundred Seventy-six Dollars (**\$94,176**) is appropriated from the General Fund to
15 the University of Guam for the KPRG (Public Radio) Fiscal Year 2011 operations. The
16 President of the University of Guam *shall* disburse the funds to KPRG. No later than thirty (30)
17 days after the close of each fiscal quarter of FY 2011, the General Manager of KPRG *shall*
18 submit to the President of the University of Guam, and post on KPRG's website, all reports
19 mandated by this Act.

20 **Section 9. Appropriation to the University of Guam.** The sum of Three Hundred
21 Sixty-Five Thousand Three Hundred Sixty-Five Dollars (**\$365,365**) is hereby appropriated from
22 the Tourist Attraction Fund to the University of Guam for the FY 2011 operations of the
23 Rhinoceros Beetle Program. Notwithstanding the general provisions of 11 GCA §30107.1 and

1 this Act, this Appropriation shall continue to be available until expended and is not subject to
2 transfer or use for any other purpose.

3 **Section 10. Appropriation to the Guampedia Foundation.** The sum of One
4 Hundred Forty Thousand Dollars (**\$140,000**) is appropriated from the Tourist Attraction Fund to
5 the University of Guam for the operations of the Guampedia Foundation. Notwithstanding the
6 general provisions of §30107.1 of Title 11, Guam Code Annotated, and this Act, this
7 appropriation shall continue to be available until expended.

8 **Section 11. University of Guam Capital Improvements Fund Continuing**
9 **Appropriation.** The sum of Five Hundred Thousand Dollars (**\$500,000**) is appropriated from
10 the Guam Highway Fund to the University of Guam Capital Improvements Fund for the purpose
11 of paying for the debt service §16132, Chapter 16 of Title 17, Guam Code Annotated.

12 **Section 12. Program Revenue and Expenditure Reports.** No later than thirty (30)
13 days after the end of each fiscal quarter, the President of the University of Guam *shall* post on
14 the University of Guam's website and submit to *I Maga'låhen Guåhan* and the Speaker of *I*
15 *Liheslaturan Guåhan* quarterly program revenue and expenditure reports for the Aquaculture
16 Development and Training Center, WERI Guam Hydrologic Survey, WERI Comprehensive
17 Water Resource Monitoring Program, Northern and Southern Soil and Water Conservation
18 District Programs, and KPRG. Said reports *shall* be in the format of basic financial statements or
19 such format as may be prescribed by *I Liheslaturan Guåhan*.

20 **Section 13. Program Annual Reports.** The President of the University of Guam
21 *shall* post on the University of Guam's website and *shall* submit to *I Maga'låhen Guåhan* and
22 the Speaker of *I Liheslaturan Guåhan* annual reports for: Aquaculture Development and
23 Training Center, WERI Guam Hydrologic Survey, WERI Comprehensive Water Resource

1 Monitoring Program, Northern and Southern Soil and Water Conservation District Programs and
2 KPRG. At a minimum, said reports *shall* include: program mission statements, objectives,
3 sources of revenue, expenditures by budget classification, number of employees, contracts, and
4 *shall* describe program accomplishments in the fiscal year reported.

5 **Section 14. Scholarships, Financial Assistance and Other Reports.** Beginning in
6 Fiscal Year 2011, sixty (60) days after the end of Fiscal Year 2010, the President of the
7 University of Guam *shall* submit to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*
8 *Guåhan*, and post on the University of Guam's website, a report of expenditures from
9 appropriations made in this Act for student scholarships, student financial assistance, the Dr.
10 Antonio C. Yamashita Educator Corps, and the Educator Corps Council. Said report *shall*
11 include each program's name, the number of scholarships or loans issued by each program, the
12 date the scholarship or loan was awarded, the anticipated date of cohort graduation, the total
13 amount of awards or loans, the total amount of loans repaid to date, the balance of the
14 outstanding awards or loans, the amount of collections to date for outstanding loans and
15 repayments due, the number of awards for each field of study, and the number of recipients
16 working to complete their academic and financial obligations.

17 **Section 15. Appropriation to the Guam Cancer Registry.** The sum of Two Hundred
18 Two Thousand Nine Hundred Seventy Dollars (**\$202,970**) is appropriated from the Healthy
19 Futures Fund to the University of Guam for the Guam Cancer Registry pursuant to §26603 (d)(4)
20 of Article 6, Chapter 26, Title 11, GCA.

21 **Section 16. Appropriation to the Guam Cancer Trust Fund.** The sum of Five
22 Hundred Forty Four Thousand Six Hundred Thirty Three Dollars (**\$544,633**) is appropriated
23 from the Healthy Futures Fund to the University of Guam for the administration of the Guam

1 Cancer Trust Fund pursuant to §26603 (d)(2) of Article 6, Chapter 26, Title 11, GCA. This
2 appropriation shall be used to fund cancer screening, treatment and support services for Fiscal
3 Year 2011.

4 **Section 17. Transfer Authority for University Of Guam.** Appropriations for the
5 Operations of the University of Guam, contained in Section 1 of Part IV of Chapter II of this Act
6 or for the prior years, may be transferred by the President of UOG out of operations and into the
7 appropriation for statutorily mandated scholarship programs contained in Section 2, Part IV,
8 Chapter II of this Act.

9 **Section 18. Continuing Appropriation.** The appropriations made to the Guam
10 Department of Education, the Student Financial Assistance Program, the Dr. Antonio C.
11 Yamashita Educator Corps, the University of Guam and the Guam Community College for
12 Fiscal Year 2010 *shall* not lapse and *shall* continue until fully expended to include payment of
13 prior year obligations.

14

1 **CHAPTER II**

2 **PART V – GUAM COMMUNITY COLLEGE**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
4 lump sum appropriation to the Guam Community College. The funds shall be expended in
5 accordance to the budget request submitted and the priorities stipulated by the Guam Community
6 College's Board of Trustees.

7 **Section 2. Appropriations to the Guam Community College.** The amounts in the
8 Subsections below are appropriated from the following Funds, and for the following purposes, to
9 the Guam Community College for Fiscal Year 2011:

10 **(a) General Fund Appropriation for Operations.** The sum of Twelve
11 Million Eight Hundred Forty One Thousand Two Hundred Fifty Seven Dollars
12 **(\$12,841,257)** is appropriated from the General Fund to the Guam Community College
13 for its operations in Fiscal Year 2011.

14 **(b) Guam Community College LPN and Vocational Guidance Programs.**
15 The sum of Seven Hundred Forty-two Thousand One Hundred Sixty-Six Dollars
16 **(\$742,166)** is appropriated from the General Fund to the Guam Community College for
17 Fiscal Year 2011 to support the operations of the Licensed Practical Nursing Program
18 and Vocational Guidance Program.

19 **(c) Appropriation to the Guam Community College Lodging**
20 **Management Program/ProStart Program.** The sum of Twenty-four Thousand One
21 Hundred Fifty-four Dollars **(\$24,154)** is appropriated from the Tourist Attraction Fund to
22 the Guam Community College for Fiscal Year 2011 for the Lodging Management
23 Program/ProStart Program. Unexpended funds appropriated for the Guam Community

1 College Lodging Management Program/ProStart Program *shall* not lapse and *shall*
2 remain available for use in succeeding fiscal years until all said sums are expended.

3 **(d) Appropriation to the Guam Community College Apprenticeship**
4 **Program.** The sum of Three Million Fifty Nine Thousand Two Hundred Sixty Five
5 Dollars (**\$3,059,265**) is appropriated from the Manpower Development Fund to the Guam
6 Community College for the Guam Community College Apprenticeship Program for
7 Fiscal Year 2011. In addition to the authorization continued in §71720 of Chapter 7,
8 Title 22, Guam Code Annotated, this appropriation herein *shall* be available and
9 authorized to be used by the Guam Community College to fund the operations of other
10 programs at the College, as approved by the Board and Administration of the College,
11 after all program requirements and obligations have been fully funded.

12 **Section 3. Reports.** The President of the Guam Community College *shall* submit
13 quarterly reports to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* thirty (30)
14 days after the end of each fiscal quarter and post said report on the Guam Community College's
15 website. Said reports *shall* include, but are not limited to, the number of participants in each
16 GCC program, the amounts expended from appropriations in this Act by object classification, a
17 description of each program, the academic courses offered, and the requirements for participation
18 in each program.

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CHAPTER II

Part VI – MISCELLANEOUS EDUCATIONAL PROVISIONS

Section 1. Purchasing in Economies of Scale. All agencies receiving appropriations pursuant to this Chapter shall take all measures necessary to reduce costs by purchasing services, supplies and materials so as to realize economies of scale.

Section 2. Local Funds Reimbursement. Funds appropriated to the Guam Department of Education (GDOE) by *I Liheslaturan Guåhan* shall not be used to pay for federally-funded program activities and expenditures unless such payment is specifically authorized by Guam statute or unless such payment is made pursuant to grants that require that local expenditures be made prior to receiving federal reimbursement. The Superintendent of GDOE shall submit a report to *I Liheslaturan Guåhan*, *I Maga'låhen Guåhan* and the Office of Public Accountability of all local funds expended in Fiscal Year 2011 for federally-funded programs, the details of such expenditures by object class, the number of FTEs working in said programs, the amounts reimbursed by federal funds and the amounts that have not or will not be reimbursed by federal funds. Said report shall cite the authority to expend local funds for federal programs, shall name the certifying office, and shall give the date of every expenditure.

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CHAPTER III

HEALTH

PART I - GUAM MEMORIAL HOSPITAL AUTHORITY

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the Guam Memorial Hospital Authority (GMHA). The funds shall be expended in accordance to the budget request submitted and the priorities stipulated by the GMHA Board of Trustees (Board) and the GMHA's management

I Liheslaturan Guåhan is resolved to continue to support and establish policies which are in the best interest of the GMH and its mission. The Board's request to reduce the credits applied against the appropriations to Guam Memorial Hospital Authority Pharmaceuticals Fund towards the payment of bills for services incurred by qualified Medically Indigent Program (MIP) recipients will help increase GMHA revenues. The reduction of credit toward MIP patient billing from one hundred percent (100%) to twenty-five percent (25%) may result in over seven million dollars (\$7,000,000) of additional cash payments to the GMHA above the previous year.

Furthermore, *I Liheslaturan Guåhan* has increased its support to the GMHA from the Healthy Futures Funds with additional direct support for operations of Two Million Four Hundred Thirty Five Thousand Seven Hundred Seven Dollars (\$2,435,707) and One Million Dollars (\$1,000,000) per year allowing GMHA the immediate ability to draw upon its authorized Twelve Million Dollar (\$12,000,000) line of credit to meet cash requirements for critical resources for patient care.

Section 2. Section 26208, Chapter 26 of 11 Guam Code Annotated is hereby amended to read:

1 “§ 26208. Creation of the Guam Memorial Hospital Authority Pharmaceuticals
2 Fund. There is hereby created, separate and apart from other funds of the government of
3 Guam, a fund known as the “Guam Memorial Hospital Authority Pharmaceuticals Fund.”
4 This Fund shall not be commingled with the General Fund and shall be kept in a separate
5 bank account. Four Six and nineteen hundredths percent (~~6.19~~ 4%) of all Business
6 Privilege Taxes collected in Guam shall be deposited in the Guam Memorial Hospital
7 Authority Pharmaceuticals Fund and shall be appropriated by *I Liheslaturan Guåhan* to
8 fund all pharmaceutical, drug, medical supplies, medical equipment, blood and blood
9 products, and medicine requirements for Guam Memorial Hospital. The Department of
10 Administration shall deposit, on the last day of each month, a sum equal to Four ~~six and~~
11 ~~nineteen hundredths~~ percent (~~6.19~~ 4%) of all Business Privilege Taxes collected for that
12 month in the Guam Memorial Hospital Authority Pharmaceuticals Fund.”

13 **Section 3.** Section 26208.2, Chapter 26 of 11 Guam Code Annotated is hereby amended
14 to read:

15 “§26208.2. Application of Guam Memorial Hospital Authority Pharmaceuticals
16 Fund. For the purpose of recognizing appropriated Pharmaceutical funds as operating
17 revenue by the Guam Memorial Hospital Authority, retroactively and prospectively, the
18 Hospital shall apply Twenty Five percent (25%) of the funds received towards the
19 payment of bills for services incurred by qualified MIP recipients involved in the
20 program at the Hospital. Any funds remaining after such payments shall be then applied
21 to services provided to qualified recipients enrolled in the Medicaid program by the
22 Hospital. At the end of the each fiscal year, any funds remaining after application toward
23 Medicaid recipients billings may be applied against billings for services provided to

1 patients classified as “charity care” pursuant to criteria adopted by resolution by the
2 Board of Trustees. The Hospital will be responsible to fully demonstrate the manner in
3 which the payments were applied via the Hospital’s annual audited financial report. Such
4 distinction shall in no way result in the recognition of additional revenue by the Hospital
5 other than what was appropriated by *I Liheslaturan Guåhan* .

6 **Section 4.** Guam Memorial Hospital Authority Pharmaceuticals Fund credit toward MIP
7 payments shall not exceed the sum of Two Million Twenty Three Thousand Seven Hundred
8 Fifty Nine Dollars (**\$2,023,759**) in Fiscal Year 2011. The Department of Public Health and
9 Social Services shall remit no less than Two Million Twenty Three Thousand Seven Hundred
10 Fifty Nine Dollars (**\$2,023,759**) to pay for services provided to qualified MIP recipients at the
11 GMHA from the appropriations to the MIP contained in this Act.

12 **Section 5. Guam Memorial Hospital Authority Pharmaceuticals Fund**
13 **Appropriation.** Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11, Guam
14 Code Annotated, the sum of Eight Million Ninety Five Thousand Thirty Eight Dollars
15 (**\$8,095,038**) is appropriated from the Guam Memorial Hospital Authority Pharmaceuticals Fund
16 to the GMHA for Fiscal Year 2011.

17 **Section 6. Guam Memorial Hospital Authority Healthy Futures Fund**
18 **Appropriations.**

19 (A) Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11,
20 Guam Code Annotated, the sum of Two Million Four Hundred Thirty Five Thousand
21 Seven Hundred Seven Dollars (**\$2,435,707**) is appropriated from the Healthy Futures
22 Fund to the GMHA for Fiscal Year 2011 Operational Expenses.

1 (B) Pursuant to §26603(d) of Article 6, Chapter 26, Title 11, Guam Code
2 Annotated, the sum of One Million Dollars (**\$1,000,000**) is appropriated from the Healthy
3 Futures Fund to the GMHA for Fiscal Year 2011 for the line of credit pursuant to §80104
4 (t), Chapter 80 Division 4, Title 10, Guam Code Annotated.

5

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$2,635,689	\$3,973,319	\$6,609,008
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$923,244	\$1,304,368	\$2,227,612
6	TRAVEL/MILE	220	\$42,156	\$12,750	\$54,906
7	CONT. SERV.	230	\$9,233,747	\$766,696	\$10,000,443
8	OFF. RENTAL	233	\$471,605	\$162,600	\$634,205
9	SUP. & MAT.	240	\$71,790	\$331,042	\$402,832
10	EQUIPMENT	250	\$10,049	\$0	\$10,049
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$150	\$0	\$150
14	MISC	290	\$19,245,650	\$200,000	\$19,445,650
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$428,951	\$20,412	\$449,363
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$33,063,031	\$6,771,187	\$39,834,218

17 **Healthy Futures Fund \$6,044,365 (111-\$3,614,831; 113-\$1,173,741, 230- \$544,189, 233-**
 18 **\$162,600, 240- \$328,592, 290- \$200,000, 363- \$20,412)**

19 **Environmental Health Fund- \$726,822 (111-\$358, 488, 113-\$130,627, 220-\$ 12,750, 230-**
 20 **\$222,507, 240-\$2,450)**

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$33,063,031
3	FEDERAL MATCHING GRANTS –IN-AID	\$25,914,601
4	SPECIAL FUNDS	\$6,771,187
5	TOTAL	<u>\$64,866,146</u>

6 **Healthy Futures Fund \$6,201,390**

7 **Environmental Health Fund \$758,871**

8 **Section 3. Increments and Promotions.** The amount below in this Subsection is
9 appropriated from the General Fund, the Healthy Futures Fund, and the Environmental Trust
10 Fund to Object Category 111 for the Department of Public Health and Social Services and *shall*
11 be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
12 employees funded within this Subsection for satisfactory performance pursuant to §6202,
13 Chapter 6 of Title 4, Guam Code Annotated.

14	INCREMENTS AND PROMOTIONS	111 Total	\$71,213
15	General Fund - \$20,575, Healthy Futures Fund-\$40,794 Environmental Health Fund- \$ 9,844		

16 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
17 **Administered by the Department of Administration.** The amounts below are appropriated
18 from the General Fund, the Healthy Futures Fund, and the Environmental Trust Fund to the Cost
19 Account identified in this Subsection and *shall* be used to fund power, water/sewer, medical and
20 dental insurance and vacancies in Fiscal Year 2011 for the Department of Public Health and
21 Social Services.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
2	OWER	Utility Cost Account	\$644,411
3	WATER/SEWER	Utility Cost Account	\$30,542
4	MED/DENTAL INSURANCE	Health Benefit Cost Account	\$203,838
5	VACANCIES	Vacancy Pool Cost Account	<u>\$0</u>
6	TOTAL		\$878,791

7 **Health Benefits: General Fund - \$65,403, Healthy Futures Fund-\$116,231**
8 **Environmental Health Fund- \$22,204**

9 **Section 5. Public Assistance Program Payments.** The sum of Three Million Four
10 Hundred Thirty Two Thousand Six Hundred Fifty Three Dollars (**\$3,432,653**) from the Base
11 Operational Appropriation is authorized as the Local Match for Federal Matching Grants-In-Aid
12 to the DPHSS for Public Assistance Program payments and administration for Fiscal Year 2011.
13 Nine Million Six Hundred Nineteen Thousand Two Hundred Twenty Three Dollars (**\$9,619,223**)
14 is authorized from Federal Matching Grants-In-Aid.

15 **Section 6. Medically Indigent Program (MIP) Appropriations.**

16 (a) The sum of Thirteen Million Three Hundred Twenty-two Thousand Nine
17 Hundred Seven Dollars (**\$13,322,907**) is appropriated from the General Fund to the
18 Medically Indigent Program Payment Revolving Fund (MIPPR) for the MIP for Fiscal
19 Year 2011.

20 (b) The sum of Two Million Five Hundred Thousand Dollars (**\$2,500,000**) is
21 appropriated from Guam Cancer Trust Fund to the MIPPR for the MIP to fund cancer
22 screening, treatment and support services for Fiscal Year 2011.

1 **Section 7. Medicaid Program.** The sum of Fifteen Million Four Hundred Fifty Four
2 Thousand Six Hundred Forty Five Dollars (**\$15,454,645**) from the Base Operational
3 Appropriation is authorized as the local match requirement of the Medicaid Program and Fifteen
4 Million Four Hundred Seventy Thousand Two Hundred Seventy One Dollars (**\$15,470,271**) is
5 authorized from Federal Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year
6 2011.

7 **Section 8. Medicines and Vacant Positions for the DPHSS Community Health**
8 **Centers.** The sum of Seven Hundred Sixty Thousand Seven Hundred Thirty One Dollars
9 (**\$760,731**) is appropriated from the Healthy Futures Fund to the DPHSS Community Health
10 Centers for Fiscal Year 2011. Four Hundred Thirty One Thousand Seven Hundred Thirty One
11 Dollars (**\$431,731**) is for the purchase of medicines, and the sum of Three Hundred Eighty Nine
12 Thousand Dollars (**\$389,000**) is for the continued employment of providers hired to work in the
13 DPHSS Community Health Centers (Increase Services to Health Centers-ARRA) Grant in Fiscal
14 Year 2010.

15 **Section 9. Enhanced Allotment Plan.** The sum of Four Hundred Seventeen
16 Thousand (**\$417,000**) from the Base Operational Appropriation is authorized as the local match
17 requirement of the Enhanced Allotment Plan (Medicaid Part D) Program and Eight Hundred
18 Twenty-Five Thousand One Hundred Seven Dollars (**\$825,107**) is authorized from Federal
19 Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2011.

20 **Section 10. Department of Public Health and Social Services Carry-Over**
21 **Authorization.** The unexpended balance of appropriations from the General Fund and Special
22 Funds to the DPHSS for Fiscal Year 2010 *shall* not revert to the General Fund and *shall* be
23 available until fully expended for the original purposes of said appropriations. The Director of

1 DPHSS *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* regarding the allocation,
2 demographics and expenditures of the appropriations contained herein no later than thirty (30)
3 days after the end of each quarter and post the same on DPHSS's website. The Director of
4 Administration *shall* pay MIP and Medicaid vendors on a first in – first out basis.
5

1 **Section 2. Appropriation.** Funds provided in this Section, are hereby appropriated
2 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
3 the DMHSA for its operations in Fiscal Year 2011. This appropriation *shall* be expended in
4 accordance with object class allocations outlined below.

5 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

6	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
7	REG SALARIES	111	\$2,816,522	\$2,187,851	\$5,004,373
8	OT/SP	112	\$54,851	\$30,200	\$85,051
9	BENEFITS	113	\$984,962	\$670,304	\$1,655,266
10	TRAVEL/MILE	220	\$0	\$0	\$0
11	CONT. SERV.	230	\$2,704,756	\$254,075	\$2,958,831
12	OFF. RENTAL	233	\$98,000	\$0	\$98,000
13	SUP. & MAT.	240	\$0	\$1,041,169	\$1,041,169
14	EQUIPMENT	250	\$19,100	\$143,339	\$162,439
15	WRK. COMP.	270	\$0	\$0	\$0
16	DRUG TEST	271	\$0	\$0	\$0
17	SUBGRANT	280	\$0	\$0	\$0
18	MISC	290	\$54,260	\$509,000	\$563,260
19	POWER	361	\$0	\$0	\$0
20	WATER/SEWER	362	\$0	\$0	\$0
	PHONE/TOLL	363	\$120,000	\$0	\$120,000
	CAP. OTLY.	450	\$0	\$165,000	\$165,000
	GR. TOTAL		\$6,852,452	\$5,000,938	\$11,853,390

21 **Healthy Futures Fund \$ 5,000,938**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2 GENERAL FUND	\$6,852,452
3 FEDERAL MATCHING GRANTS –IN-AID	\$0
4 SPECIAL FUNDS	\$5,000,938
5 TOTAL	<u>\$11,853,390</u>

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the DMHSA and *shall* be used to
8 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
10 Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS	111 Total	\$61,802
12 Healthy Futures Fund- \$7,309, General Fund -\$54,493		

14 **Section 4. Special Pay.** The amount below in this Subsection is appropriated from the
15 General Fund Object Category 111 and shall be used to fund all Special Pay to include Night
16 Differential Pay and 10% Hazardous Pay in Fiscal Year 2011 for eligible classified employees
17 funded within this Subsection.

18 SPECIAL PAY	111 Total	\$238,668
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19 **Section 5. Agency Expenses Appropriated to Central Cost Accounts**
20 **Administered by the Department of Administration.** The amounts below are appropriated
21 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
22 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DMHSA.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
2	POWER	Utility Cost Account	\$514,607
3	WATER/SEWER	Utility Cost Account	\$17,566
4	MED/DENTAL INSURANCE	Health Benefit Account	\$213,406
5	TOTAL		<u>\$745,579</u>

6 **Health Benefits: \$30,400-Healthy Futures Fund, \$183,006 -General Fund**

7 **Section 6. Department of Mental Health and Substance Abuse (DMHSA) –**
8 **Detoxification & Rehabilitation Services.** The sum of Eight Hundred Eighty-three Thousand
9 Two Hundred Dollars (**\$883,200**) is appropriated from the General Fund to the DMHSA for
10 Fiscal Year 2011 for outsourcing of drug and alcohol detoxification, rehabilitation, and
11 prevention services, provided that the expenditure of such funds *shall* comply with Title 48 USC
12 §1421b(p).

13 **Section 7. Re-appropriation of Unexpended and Unencumbered Appropriations to**
14 **the Department of Mental Health and Substance Abuse (DMHSA) for the Amended**
15 **Comprehensive Implementation Plan (ACIP) Department of Mental Health and Substance**
16 **Abuse.** The unexpended and unencumbered appropriation remaining as of August 1, 2010 sum
17 of Two Million Dollars (**\$2,000,000**), from the appropriation contained in Chapter 4, Section
18 3(b) of Public law 29-02 is hereby re-appropriated to DMHSA in order to comply with the
19 Court-Ordered Amended Comprehensive Implementation Plan (Permanent Injunction) approved
20 by the District Court for Fiscal Year 2011. This re-appropriation shall not be subject to transfer
21 authority of *I Maga 'lāhi Guāhan*.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$282,188	\$0	\$282,188
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$98,100	\$0	\$98,100
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$68,040	\$513,881	\$581,921
8	OFF. RENTAL	233	\$118,128	\$0	\$118,128
9	SUP. & MAT.	240	\$4,000	\$0	\$4,000
10	EQUIPMENT	250	\$0	\$0	\$0
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$609,955	\$0	\$609,955
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$15,500	\$0	\$15,500
18	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$1,195,911	\$513,881	\$1,709,792

17 **Healthy Futures Fund \$513,881.**

18

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,195,911
3	FEDERAL MATCHING GRANTS-IN-AID	\$2,992,651
4	SPECIAL FUNDS	\$513,881
5	TOTAL	<u>\$4,702,443</u>

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the DISID and *shall* be used to
 8 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
 10 Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$4,464
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12 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are appropriated
 14 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
 15 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DISID.

16	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
17	POWER	Utility Cost Account	\$0
18	WATER/SEWER	Utility Cost Account	\$0
19	MED/DENTAL INSURANCE	Health Benefit Account	\$14,127
20	TOTAL		<u>\$14,127</u>

21

1 **CHAPTER IV**

2 **UNIFIED JUDICIARY**

3 **Section 1. Appropriation.** The amounts specified in this Section are appropriated
4 and authorized from the General Fund and Federal Matching Grants-in-Aid to the Unified
5 Judiciary for its operations in Fiscal Year 2011.

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

7 GENERAL FUND	\$23,121,379
8 FEDERAL MATCHING GRANTS-IN-AID	\$1,016,312
9 SPECIAL FUNDS	\$145,000
10 TOTAL	<hr/> \$ 24,282,691

11 **Section 2. Court-Appointed Attorney Fees.** The sum of Eight Hundred Thousand
12 Dollars (**\$800,000**) is appropriated from the General Fund for Fiscal Year 2011 to the Unified
13 Judiciary, for the sole purpose of paying court-appointed attorney fees arising from the defense
14 of indigent peoples. Said funds shall be deposited into the Judicial Client Services Fund account,
15 as created by Title 7, Guam Code Annotated, Division 1, Chapter 9.6, and shall not be subject to
16 any transfer authority. Any unexpended funds appropriated herein shall be reverted to the
17 General Fund at the end of FY 2011.

18 **Section 3. Adult and Juvenile Drug Courts.** The sum of Six Hundred Ninety-Eight
19 Thousand Nine Hundred Fifty-Two Dollars (**\$698,952**) is appropriated from the General Fund to
20 the Unified Judiciary for the operations of the Adult and Juvenile Drug Courts for Fiscal Year
21 2011.

22 **Section 4. Family Visitation Center.** The sum of One Hundred Forty Five Dollars
23 (**\$145,000**) is appropriated from the Safe Streets Fund, for Fiscal Year 2011, to the Unified

1 Judiciary to pay for contractual services for the operation of the Family Visitation Center,
2 provided, that the Judiciary must comply with §18125 (c) and (d), Title 16, Guam Code
3 Annotated, and §9211 (b), Title 7 GCA,.

4 **Section 5. Transfer Authority of the Judiciary of Guam.** The Unified Judiciary in
5 FY 2011 is authorized to transfer funds from the appropriation made in Section 1 into the
6 appropriations made in Sections 2, 3, 4 and 5, but shall not transfer appropriations out from the
7 appropriations made in these Sections into Section 1.

8 **Section 6. Continuing Appropriation to the Judiciary.** The unexpended balance
9 of the funds appropriated to the Unified Judiciary for Fiscal Year 2010 shall not lapse and is
10 available to the Unified Judiciary for expenditures in Fiscal Year 2011.

11

1 **CHAPTER V**

2 **EXECUTIVE BRANCH**

3 **Section 1. Legislative Findings and Intent.** The Legislature finds that the Fiscal
4 Year 2011 Budget submitted by the Administration on January 29, 2010 contains information
5 and assumptions requiring adjustments based upon the most recent financial reports compiled by
6 various executive branch agencies and the Office of Finance and Budget. The financial team
7 representing the Administration in a public hearing on the revenue projections contained in the
8 Fiscal Year 2011 budget submittal revised downward the estimated revenues, factoring in most
9 current financial reports. The Office of Finance and Budget, along with the Special Economic
10 Services and the Special Accounting Services work groups independently reviewed the
11 additional information and concur that a reduction in revenues estimates is necessary.

12 To manage the gap between the adopted revenue estimates and the actual revenues
13 collected during Fiscal Year 2010, the Administration has determined its priorities for the
14 various departments and agencies by the implementation of a reserve allotment schedule for the
15 expenditures of the appropriations approved in the Fiscal Year 2010 budget.

16 The revised revenue estimates correspondingly require an adjustment in the budget
17 allocations for all departments and agencies receiving support from the General Fund from the
18 levels presented in the Administration's Fiscal Year 2011 budget submittal. While challenged
19 with this task, the Legislature, in arriving at the funding levels contained herein, is guided by the
20 priorities of the Administration as reflected in its reserve of the allotment released of the
21 authorized appropriations for Fiscal Year 2010.

22 **Section 2. Appropriation.** The amounts specified in the Summary of Base
23 Operational Appropriation in each Subsection (a) through (dd) are hereby appropriated and

1 authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid specified
2 in the respective Summary of Base Operational Appropriation Funding Source, to the agencies,
3 departments and offices in each Subsection for its operations in Fiscal Year 2011. This
4 appropriation *shall* be expended in accordance with Object Class Allocations outlined below.
5

1 (a) OFFICE OF THE GOVERNOR

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
10	11	12	13	14	15
REG SALARIES	111	\$3,268,039	\$239,673	\$3,507,712	
16	17	18	19	20	21
OT/SP	112	\$223,494	\$0	\$223,494	
22	23	24	25	26	27
BENEFITS	113	\$906,242	\$79,930	\$986,172	
28	29	30	31	32	33
TRAVEL/MILE	220	\$0	\$42,500	\$42,500	
34	35	36	37	38	39
CONT. SERV.	230	\$920,000	\$7,500	\$927,500	
40	41	42	43	44	45
OFF. RENTAL	233	\$35,000	\$0	\$35,000	
46	47	48	49	50	51
SUP. & MAT.	240	\$70,633	\$3,500	\$74,133	
52	53	54	55	56	57
EQUIPMENT	250	\$55,855	\$0	\$55,855	
58	59	60	61	62	63
WRK. COMP.	270	\$0	\$0	\$0	
64	65	66	67	68	69
DRUG TEST	271	\$0	\$0	\$0	
70	71	72	73	74	75
SUBGRANT	280	\$0	\$0	\$0	
76	77	78	79	80	81
MISC	290	\$71,993	\$7,500	\$79,493	
82	83	84	85	86	87
POWER	361	\$0	\$0	\$0	
88	89	90	91	92	93
WATER/SEWER	362	\$0	\$0	\$0	
94	95	96	97	98	99
PHONE/TOLL	363	\$91,000	\$7,500	\$98,500	
100	101	102	103	104	105
CAP. OTLY.	450	\$75,000	\$0	\$75,000	
106	107	108	109	110	111
GR. TOTAL		\$5,717,256	\$388,103	\$6,105,359	

19

20 Indirect Cost Fund \$388,103

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$5,717,256
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$388,103
5	TOTAL	<u>\$6,105,359</u>

6 **(1) Legislative Intent.** It is the Intent of *I Liheslaturan Guåhan* that the sum
7 of Four Million Two Hundred Four Thousand Eight Hundred Eighty Seven Dollars
8 **(\$4,204,887)** be appropriated from the General Fund to the Executive Direction within
9 the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the Intent
10 of *I Liheslaturan Guåhan* that the sum of Six Hundred Fifty Eight Thousand Nine
11 Hundred Twenty Two Dollars **(\$658,922)** be appropriated from the General Fund to the
12 Government House within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal
13 Year 2011. It is the Intent of *I Liheslaturan Guåhan* that the sum of One Hundred Eighty
14 One Thousand Nine Hundred Thirty Five Dollars **(\$181,935)** be appropriated from the
15 General Fund and the sum of Two Thousand Five Hundred Dollars **(\$2,500)** be
16 appropriated from the Indirect Cost Fund to the Bureau of Info Technology within the
17 Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the Intent of *I*
18 *Liheslaturan Guåhan* that the sum of Six Hundred Sixty Three Thousand Four Hundred
19 Fifty Eight Dollars **(\$663,458)** be appropriated from the General Fund to the Medical
20 Referral Office within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal
21 Year 2011. It is the Intent of *I Liheslaturan Guåhan* that the sum of Three Hundred
22 Thirty-Three Thousand Four Hundred Six Dollars **(\$333,406)** be appropriated from the
23 General Fund to the Guam Liaison Office, Washington D.C. within the Office of *I*

1 *Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the Intent of *I*
 2 *Lihseslaturan Guåhan* that the sum One Million Twenty-One Thousand Fifty Four Dollars
 3 **(\$1,021,054)** be appropriated from the General Fund and Thirty Five Thousand Dollars
 4 **(\$35,000)** from the Indirect Cost Fund to the Lt. Governor's Office within the Office of *I*
 5 *Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the Intent of *I*
 6 *Lihseslaturan Guåhan* that the sum of Three Hundred Fifty Thousand Six Hundred Three
 7 Dollars **(\$350,603)** be appropriated from the Indirect Cost to the Guam State Clearing
 8 House and Training and Continuing Education within the Office of *I Maga'låhen*
 9 *Guåhan* for its operations in Fiscal Year 2011.

10 It is the Intent of *I Lihseslaturan Guåhan* that the sum of Eighty Two Thousand
 11 Two Hundred Eighty Three Dollars **(\$82,283)** be appropriated from Office of the
 12 Governor to the Department of Chamorro Affairs as follows:

- 13 Object Class 111: Sixty Two Thousand Dollars **(\$62,000)**; and,
- 14 Object Class 113: Twenty Thousand Two Hundred Eighty Three Dollars
 15 **(\$20,283)**.

16 **(2) Increments and Promotions.** The amount below in this Subsection is
 17 appropriated from the General Fund to Object Category 111 to the Office of the Governor
 18 and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
 19 classified employees funded within this Subsection for satisfactory performance pursuant
 20 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

21 INCREMENTS AND PROMOTIONS 111 Total \$0

22 **(3) Agency Expenses Appropriated to Central Cost Accounts**
 23 **Administered by the Department of Administration.** The amounts below are

1 appropriated from the General Fund to the Cost Account identified in this Subsection and
2 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
3 in Fiscal Year 2011 for the Office of the Governor.

4 (4) **Indirect Cost Fund.** The sum of Thirty Thousand Dollars (\$30,000) is
5 appropriated from the Indirect Cost Fund to the Guam State Clearing House for costs
6 such as training, supplies and equipment associated with negotiating and administering
7 the Government of Guam's indirect cost rate in Fiscal Year 2011.

8	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
9			
10	POWER	Utility Bank Fund	\$4,000
11	WATER/SEWER	Utility Bank Fund	\$4,000
12	MED/DENTAL INSURANCE	Health Benefit Fund	\$0
13	VACANCIES	Vacancy Pool Fund	\$0
14	TOTAL		<hr/> \$8,000
15			

1 (b) ANCESTRAL LANDS COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$128,399	\$0	\$128,399	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$43,136	\$0	\$43,136	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$0	\$0	
OFF. RENTAL	233	\$31,334	\$0	\$31,334	
SUP. & MAT.	240	\$500	\$0	\$500	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$3,000	\$0	\$3,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$206,369	\$0	\$206,369	

19

20

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$206,369
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<u>\$206,369</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Ancestral Lands
8 Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$981
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12 **(2) Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Ancestral Lands Commission.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$0
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$5,538
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$5,538</u>
8			

1 (c) BUREAU OF BUDGET AND MANAGEMENT RESEARCH

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$188,888	\$324,754	\$513,642
5					
6	OT/SP	112	\$0	\$0	\$0
7	BENEFITS	113	\$30,268	\$114,116	\$144,384
8	TRAVEL/MILE	220	\$0	\$0	\$0
9	CONT. SERV.	230	\$13,170	\$0	\$13,170
10	OFF. RENTAL	233	\$0	\$0	\$0
11	SUP. & MAT.	240	\$2,000	\$0	\$2,000
12	EQUIPMENT	250	\$0	\$0	\$0
13	WRK. COMP.	270	\$0	\$0	\$0
14	DRUG TEST	271	\$0	\$0	\$0
15	SUBGRANT	280	\$0	\$0	\$0
16	MISC	290	\$0	\$0	\$0
17	POWER	361	\$0	\$0	\$0
18	WATER/SEWER	362	\$0	\$0	\$0
19	PHONE/TOLL	363	\$14,333	\$0	\$14,333
20	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$248,659	\$438,870	\$687,529

21 Indirect Cost Fund \$438,870

22

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$248,659
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$438,870
5	TOTAL	<hr/> \$687,529

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Bureau of Budget and
8 Management Research and *shall* be used to fund all increments and promotions in Fiscal
9 Year 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$18,585
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12 **(2) Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Bureau of Budget and Management Research.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
3	POWER	Utility Bank Fund	\$0
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$4,501
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$4,501</u>

(3) **Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year 2011.** The sum of Thirty Thousand Dollars (\$30,000) is appropriated from the Indirect Cost Fund to the Bureau of Budget and Management Research for costs such as training, supplies and equipment associated with negotiating and administering the Government of Guam's indirect cost rate in Fiscal Year 2011.

(4) The sum of Six Hundred Thirty Seven Thousand Five Hundred Eighty One Dollars (\$637,581) is appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the Bureau of Budget Management and Research for its Base Operational use as outlined in Chapter V Subsection (c). The Director of the Bureau of Budget Management and Research shall submit an expenditure plan by object category to the Office of Finance and Budget within 30 days of the enactment of this Act.

1 (d) CIVIL SERVICE COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$580,015	\$0	\$580,015	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$187,180	\$0	\$187,180	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$10,208	\$0	\$10,208	
OFF. RENTAL	233	\$24,000	\$0	\$24,000	
SUP. & MAT.	240	\$1,000	\$0	\$1,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$3,000	\$0	\$3,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$805,403	\$0	\$805,403	

19

20

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$805,403
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<u>\$805,403</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Civil Service
8 Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$7,401
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12 **(2) Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Civil Service Commission.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$0
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$25,570
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$25,570</u>
8			

1 (e) DEPARTMENT OF ADMINISTRATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$3,954,496	\$247,653	\$4,202,149
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$1,340,355	\$86,643	\$1,426,998
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$614,047	\$0	\$614,047
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$24,237	\$4,073	\$28,310
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$375,000	\$0	\$375,000
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$6,308,135	\$338,369	\$6,646,504

20 Indirect Cost Fund \$338,369

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$6,308,135
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$338,369
5	TOTAL		<u>\$6,646,504</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Department of
8 Administration and *shall* be used to fund all increments and promotions in Fiscal Year
9 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$93,754
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12 **(2) Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund to Object Category 111 and shall be used to fund all Special Holiday
14 Pay in Fiscal Year 2011 for eligible classified employees funded within this Subsection
15 pursuant to (GCA).

16	SPECIAL PAY	111 Total	\$5,143
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17 **(3) Agency Expenses Appropriated to Central Cost Accounts**
18 **Administered by the Department of Administration.** The amounts below are
19 appropriated from the General Fund to the Cost Account identified in this Subsection and
20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
21 in Fiscal Year 2011 for the Department of Administration.

22

1	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
2	P		
3	OWER	Utility Bank Fund	\$168,061
4	WATER/SEWER	Utility Bank Fund	\$40,476
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$179,708
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$388,244</u>

8 **Indirect Cost Fund \$50,516 (Power)**

9 (4) **Support of Child in Custody (Title 19 GCA §5116).** The sum of Six
10 Hundred Eighty-four Thousand One Hundred Seventy Dollars (**\$684,170**) is appropriated
11 from the General Fund for Fiscal Year 2011 to the Department of Administration for the
12 sole purpose of paying orders of the court pursuant to §5116, Title 19, Guam Code
13 Annotated.

14 (5) **Residential Treatment Fund.** The sum of One Million Two Hundred
15 Thousand Dollars (**\$1,200,000**) is appropriated from the General Fund to the Department
16 of Administration (DOA) in Fiscal Year 2011 to pay the expenses of persons under the
17 jurisdiction of the Superior Court of Guam who require residential care because of
18 physical, mental or emotional disabilities or severe emotional disturbances. All such
19 persons and their escorts referred off Guam for treatment and care *shall* submit to the
20 Director of Administration appropriate documentation to justify and receive
21 reimbursement of their travel expenses. The Director of Administration *shall* submit
22 reports to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* describing all

1 expenditures made pursuant to this appropriation no later than thirty (30) days after the
2 end of each quarter of Fiscal Year 2011 and post the same on the DOA website.

3 (6) **Government Claims Fund.** The sum of One Hundred Thousand Dollars
4 (\$100,000) is appropriated from the General Fund to the Department of Administration
5 for the Government Claims Fund for payment of approved government claims in Fiscal
6 Year 2011. The Director of Administration *shall*, no later than thirty (30) days after the
7 close of each quarter of Fiscal Year 2011, submit a report to the Speaker of *I*
8 *Liheslaturan Guåhan* describing expenditures made pursuant to this appropriation, and
9 post the same on the Department's website.

10 (7) **Government of Guam's General Purpose Financial Statement and**
11 **Single Audit Report.** The sum of Three Hundred Seventy Seven Thousand Dollars
12 (\$377,000) is appropriated from the General Fund to the Department of Administration
13 for the Fiscal Year 2010 Audit of the Government of Guam's General Purpose Financial
14 Statement and the Single Audit Report. The Public Auditor *shall* administer said funds
15 and *shall* oversee the annual audit.

16 (8) **Single Audit Report on the Tourist Attraction Fund.** The sum of
17 Eighteen Thousand Dollars (\$18,000) is appropriated from the Tourist Attraction Fund to
18 the Department of Administration for the Fiscal Year 2010 Audit of the Government of
19 Guam's Tourist Attraction Fund Financial Statement and Single Audit Report. The
20 Public Auditor *shall* administer said funds and *shall* oversee the annual audit.

21 (9) **Single Audit Report on Guam Highway Fund.** The sum of Eighteen
22 Thousand Dollars (\$18,000) is appropriated from the Guam Highway Fund to the
23 Department of Administration for the Fiscal Year 2010 Audit of the Government of

1 Guam's Highway Fund Financial Statement and Single Audit Report. The Public
2 Auditor *shall* administer said funds and *shall* oversee the annual audit.

3 **(10) Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year**
4 **2011 for Training and Continuing Education.** The sum of Thirty Thousand Dollars
5 **(\$30,000)** is appropriated from the Indirect Cost Fund to the Department of
6 Administration for training and continuing education of persons employed as government
7 accountants, and in related positions. Of the amount appropriated in this Subsection, the
8 amount of Four Thousand Dollars (\$4,000) *shall* be used for the Department of
9 Administration to conduct workshop training for citizen centric reporting.

10 **(11) Appropriation for Bank Fees and the Department of Administration.**
11 *I Liheslaturan Guåhan* recognizes the benefit of efficient cash management to the
12 operations of the Government of Guam. By accepting various modes of payments, *I*
13 *Liheslaturan Guåhan* understands that its constituency shall be provided with options
14 whereby debts owed to the Government of Guam can be satisfied. It is the intent *I*
15 *Liheslaturan Guåhan* to promote payment of these debts by accepting various payment
16 options.

17 *I Liheslaturan Guåhan* also recognizes that accepting various payment options
18 present additional cost to the Government of Guam. Whereas, *I Liheslaturan Guåhan*
19 recognizes that use of credit cards and debit cards provide a convenient method for
20 citizens to pay their liabilities. Fees incurred to the use of these payment methods
21 represent a convenience to the payer and accordingly shall not be a burden to the
22 Government of Guam.

1 (f) GUAM ELECTION COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$189,715	\$0	\$189,715	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$70,417	\$0	\$70,417	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$493,767	\$0	\$493,767	
OFF. RENTAL	233	\$111,539	\$0	\$111,539	
SUP. & MAT.	240	\$6,000	\$0	\$6,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$208,400	\$0	\$208,400	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$12,850	\$0	\$12,850	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,092,688	\$0	\$1,092,688	

19

20

1 (12) The sum of One Million Five Hundred Dollars **(\$1,000,500)** is
2 appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the
3 Department of Administration for its Base Operational use as outlined in Chapter V
4 Subsection (e). The Director of the Department of Administration shall submit an
5 expenditure plan by object category to the Bureau of Budget Management and Research
6 and the Office of Finance and Budget within 30 days of the enactment of this Act.
7
8

1 The Government of Guam through the Department of Administration shall
2 contract with a third party provider whereby collections of non-cash payments received
3 are processed. The third party service provider shall remit the full value of the liability
4 owed by the payer to the Government of Guam. The third party service provider shall
5 have the ability to accept non-cash payments received and charge necessary fees related
6 to the processing of the payments.

7 The sum of Nine Hundred Thousand Dollars (**\$900,000**) is hereby appropriated
8 from the General Fund for projected first quarter bank fees. The remaining Two Million
9 Seven Hundred Thousand Dollars (**\$2,700,000**) of projected FY 2011 bank fees are
10 embedded as appropriations in the Base Operational Budget in Chapter V Subsection (e).

11 Effective January 1, 2011, the Department of Administration Base Operational
12 Budget shall be de-appropriated for all bank fees charged to the Government of Guam for
13 payment of taxes, fees or any other payments that result in reduced revenue to the
14 Government of Guam. On a monthly basis, all bank fees charged to the Government of
15 Guam shall be de-appropriated from the Base Operational Budget in Chapter V
16 Subsection (e) and re-appropriated to said bank fees.

17 The Director of the Department of Administration shall provide a report to *I*
18 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* by January 15, 2011, on
19 the status of the mandate set forth in this section and shall appear before the Committee
20 on Appropriations and present the findings. In the event that bank fees are still being
21 charged after January 1, 2011, a monthly de-appropriation report shall be sent to *I*
22 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no later than the 15th of
23 the following month.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,092,688
3	FEDERAL MATCHING GRANTS -IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<hr/> \$1,092,688

6 (1) **Legislative Intent.** It is the intent of the *I Liheslaturan Guåhan* to
7 appropriate the sum of One Hundred Twenty Four Thousand Five Hundred Ninety Two
8 Dollars (**\$124,592**) from the General Fund to the Guam Election Commission to cover
9 the shortfall from the Special Election held in March of 2010 in addition to their initial
10 request in the following Object Classes:

- 11 Object Class 230: One Hundred Thousand Dollars (**\$100,000**); and
- 12 Object Class 233: Twenty Four Thousand Five Hundred Ninety Two Dollars
- 13 (**\$24,592**).

14 The sum of Two Hundred Fifty Thousand Dollars (**\$250,000**) shall be
15 appropriated from the General Fund to the Guam Election Commission in Object
16 Category 290 pursuant to Title 3, Guam Code Annotated, Chapter 21 Guam
17 Decolonization Registry. Pursuant to Guam law, at least 70% of those eligible to vote
18 pursuant to 1 GCA Ch. 21 must be registered in the Decolonization Registry before a
19 plebiscite can be scheduled. The Legislature intends that the GEC efforts to update the
20 Decolonization Registry be prioritized and expedited, toward the goal of obtaining
21 registrations of approximately 70% of those persons eligible to vote in the plebiscite in
22 the next fiscal year.

1 (i) DEPARTMENT OF REVENUE AND TAXATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$5,702,477	\$501,592	\$6,204,068
5	OT/SP	112	\$138,609	\$11,370	\$149,979
6	BENEFITS	113	\$1,919,548	\$137,737	\$2,057,285
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$1,473,892	\$1,473,892
9	OFF. RENTAL	233	\$1,244,849	\$0	\$1,244,849
10	SUP. & MAT.	240	\$0	\$137,730	\$137,730
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$1,000	\$0	\$1,000
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$30,000	\$0	\$30,000
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$0	\$0
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$9,036,483	\$2,262,321	\$11,298,803

20 Better Public Service Fund \$1,585,109 (220-\$8,500, 230-\$1,438,879, 240-\$137,730)

21 Tax Collection Enhancement Fund \$685,712 (111-\$501,592, 112-\$11,370,113-\$137,737,230-
22 \$35,013)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$9,036,483
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$2,262,321
5	TOTAL	<u>\$11,298,803</u>

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
 7 Department of Revenue and Taxation *shall* utilize funds appropriated into Object
 8 Categories 111 and 113 for the purpose of funding any vacancies to be recruited for in
 9 Fiscal Year 2011.

10 (2) **Increments and Promotions.** The amount below in this Subsection is
 11 appropriated from the General Fund and the Tax Collection Enhancement Fund to Object
 12 Category 111 to the Department of Revenue and Taxation and *shall* be used to fund all
 13 increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 14 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
 15 4, Guam Code Annotated.

16	INCREMENTS AND PROMOTIONS	111 Total	\$6,671
17	Tax Collection Enhancement Fund (111-\$3,284)		
18	General Fund (111-\$3,388)		

19 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 20 **Administered by the Department of Administration.** The amounts below are
 21 appropriated from the General Fund and the Tax Collection Enhancement Fund to the
 22 Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer,

1 Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of
2 Revenue and Taxation.

3	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
4			
5	POWER	Utility Bank Fund	\$0
6	WATER/SEWER	Utility Bank Fund	\$113,764
7	MED/DENTAL INSURANCE	Health Benefit Fund	\$272,737
8	VACANCY POOL	Vacancy Pool Fund	\$0
9	TOTAL		<u>\$386,501</u>

10 **Tax Collection Enhancement Fund (Health Benefits-\$23,990, Water/Sewer**
11 **\$113,764)**

12 **General Fund (Health Benefits-\$248,747)**

13 **(4) Appropriation to Department of Revenue and Taxation for Income**
14 **Tax Refund Compensation Plan.** The sum of Thirty Thousand Dollars (**\$30,000**) is
15 appropriated from the General Fund to the Department of Revenue and Taxation for
16 purpose of funding the incentive compensation plan required in Chapter I Section 8.

17

1 (i) BUREAU OF STATISTICS AND PLANS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$825,485	\$0	\$825,485	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$273,628	\$0	\$273,628	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$0	\$0	
OFF. RENTAL	233	\$21,000	\$0	\$21,000	
SUP. & MAT.	240	\$6,474	\$0	\$6,474	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$9,000	\$0	\$9,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,135,587	\$0	\$1,135,587	

19

20

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,135,587
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<u>\$1,135,587</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Bureau of Statistics
8 and Plans and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$15,378
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12 **(2) Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Bureau of Statistics and Plans.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$0
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$32,110
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$32,110</u>
8			

1 (j) DEPARTMENT OF PUBLIC WORKS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$5,590,106	\$6,329,923	\$11,920,029
5	OT/SP	112	\$0	\$59,712	\$59,712
6	BENEFITS	113	\$1,962,667	\$2,140,856	\$4,103,523
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$53,559	\$2,718,851	\$2,772,410
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$561,248	\$1,704,435	\$2,265,683
11	EQUIPMENT	250	\$0	\$635,070	\$635,070
12	WRK. COMP.	270	\$0	\$6,000	\$6,000
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$5,250	\$5,250
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$45,600	\$72,135	\$117,735
19	CAP. OTLY.	450	\$18,000	\$510,000	\$528,000
	GR. TOTAL		\$8,231,180	\$14,182,232	\$22,413,412

20 DPW Building & Design Fund \$541,175 (111-\$293,980, 113- \$88,777, 230-\$60,664, 240-

21 \$7,684, 250-\$40,070, 450-\$50,000)

22 Solid Waste Operations Fund \$6,211,816 (111-\$1,384,680, 112-\$59,712, 113-\$496,767, 230-

23 \$2,215,236, 240-\$1,003,380, 250-\$575,000, 270- \$5,000, 363-\$12,041, 450-\$460,000)

1 Territorial Highway Fund \$7,429,241 (111- \$4,651,263, 113-\$1,555,312, 230-
2 \$442,951, 240- \$693,371, 250-\$ 20,000, 270- \$1,000, 290- \$5,250, 363-\$ 60,094)

3 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

4	GENERAL FUND	\$8,231,180
5	FEDERAL MATCHING GRANTS-IN-AID	\$0
6	SPECIAL FUNDS	\$14,182,232
7	TOTAL	<hr/> \$22,413,412

8 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the sum
9 of Five Hundred Sixty-Two Thousand Twelve Dollars (\$562,012) from the Base
10 Operational Budget in Chapter V Subsection (j) to fund the Capital Improvements
11 Division of the Department of Public Works pursuant to Public Laws 30-25 & 30-84 with
12 respect to the International Building Code (IBC) as adopted by the Government of Guam.
13 The total amounts shall be allocated in the following Object Classes for the Capital
14 Improvements Division:

15 Object Class 111: Two Hundred Ninety-Three Thousand Nine Hundred Eighty
16 Dollars (\$293,980).

17 Object Class 113: Eighty Eight Thousand Seven Hundred Seventy-Seven Dollars
18 (\$88,777).

19 Object Class 230: Sixty Thousand Six Hundred Sixty-Four Dollars (\$60,664).

20 Object Class 240: Seven Thousand Six Hundred Eighty-Three Dollars (\$7,683).

21 Object Class 250: Forty Thousand Seventy Dollars (\$40,070).

22 Object Class 450: Fifty Thousand Dollars (\$50,000).

23 Benefits Account: Fifteen Thousand Three Hundred Thirty Dollars (\$15,330).

1 Increments/Promotions: Five Thousand Five Hundred Eight Dollars (\$5,508).

2 **(2) Increments and Promotions.** The amount below in this Subsection is
3 appropriated from the General Fund to Object Category 111 to the Department of Public
4 Works and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
5 eligible classified employees funded within this Subsection for satisfactory performance
6 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

7 INCREMENTS AND PROMOTIONS 111 Total \$224,717
8 General Fund \$100,543; Guam Highway Fund \$100,133; Solid Waste Operations Fund
9 \$18,533; DPW Building and Design Fund \$5,508

10 **(3) Agency Expenses Appropriated to Central Cost Accounts**
11 **Administered by the Department of Administration.** The amounts below are
12 appropriated from the General Fund, the Guam Highway Fund and the Solid Waste
13 Operations Fund to the Cost Account identified in this Subsection and *shall* be used to
14 fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year
15 2011 for the Department of Public Works.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
3	POWER	Utility Bank Fund	\$943,688
4	WATER/SEWER	Utility Bank Fund	\$162,300
5	MEDICAL & DENTAL INSURANCE	Health Benefit Fund	\$610,157
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$1,716,145</u>

8 **Power: Solid Waste Operations Fund \$99,000, Guam Highway Fund \$844,688**

9 **Water: General Fund \$123,300, Solid Water Operations Fund \$39,000**

10 **Health Benefits: General Fund \$326,490, Solid Waste Operations Fund \$78,277,**

11 **Guam Highway Fund \$190,061, DPW Building and Design Fund \$15,330**

12

1 (k) CONTRACTORS LICENSE BOARD

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$342,835	\$342,835	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$126,097	\$126,097	
TRAVEL/MILE	220	\$0	\$16,000	\$16,000	
CONT. SERV.	230	\$0	\$72,980	\$72,980	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$11,055	\$11,055	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$4,200	\$4,200	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$12,000	\$12,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$585,167	\$585,167	

19

20 Contractors License Board Fund \$585,167

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$585,167
5	TOTAL	<u>\$585,167</u>

6 Contractors License Board Fund \$561,778

7 **(1) Increments and Promotions.** The amount below in this Subsection is
 8 appropriated from the Contractors Licensing Board Fund to Object Category 111 for the
 9 Contractors License Board and *shall* be used to fund all increments and promotions in
 10 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
 11 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$6,470
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13 **(2) Agency Expenses Appropriated to Central Cost Accounts**
 14 **Administered by the Department of Administration.** The amounts below are
 15 appropriated from the Contractor’s Licensing Board Fund to the Cost Account identified
 16 in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental
 17 Insurance and Vacancies in Fiscal Year 2011 for the Contractors License Board.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$5,500
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$23,156
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$28,656</u>
8			

1 (I) PEALS BOARD

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$0	\$72,862	\$72,862
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$23,910	\$23,910
7	TRAVEL/MILE	220	\$0	\$3,500	\$3,500
8	CONT. SERV.	230	\$0	\$30,845	\$30,845
9	OFF. RENTAL	233	\$0	\$18,000	\$18,000
10	SUP. & MAT.	240	\$0	\$2,500	\$2,500
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$60,679	\$60,679
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$2,900	\$2,900
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$0	\$215,196	\$215,196

20 P.E.A.L.S. \$215,196

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$215,196
5	TOTAL	<u>\$215,196</u>

6 **PEALS Fund \$160,413**

7 (1) **Increments and Promotions.** The amount below in this Subsection is
8 appropriated from the Professional Engineers, Architects and Land Surveyors Board
9 Fund to Object Category 111 for the PEALS Board and *shall* be used to fund all
10 increments and promotions in Fiscal Year 2011 for eligible classified employees funded
11 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
12 4, Guam Code Annotated.

13	INCREMENTS AND PROMOTIONS	111 Total	\$2,451
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14 (2) **Agency Expenses Appropriated to Central Cost Accounts**
15 **Administered by the Department of Administration.** The amounts below are
16 appropriated from the Professional Engineers, Architects and Land Surveyors Board
17 Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power,
18 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
19 PEALS Board.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
3	POWER	Utility Bank Fund	\$3,500
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$2,367
6	VACANCIES	Vacancy Pool Fund	\$20,757
7	TOTAL		<u>\$26,624</u>

8 **(3) Funding Source.** The Professional Engineers, Architects and Land
9 Surveyors Board is authorized, for its Fiscal Year 2011 operations, to expend up to the
10 level of revenues collected for the Professional Engineers, Architects and Land Surveyors
11 Board Fund in Fiscal Year 2011, provided such expense does not exceed the total amount
12 appropriated to the Board for its operations from all sources of revenue.

13

1 (m) GUAM POLICE DEPARTMENT

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$15,401,914	\$0	\$15,401,914
5	OT/SP	112	\$677,533	\$0	\$677,533
6	BENEFITS	113	\$5,228,319	\$0	\$5,228,319
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$15,000	\$511,790	\$526,790
9	OFF. RENTAL	233	\$232,200	\$0	\$232,200
10	SUP. & MAT.	240	\$304,235	\$58,320	\$362,555
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$20,387	\$0	\$20,387
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$147,300	\$0	\$147,300
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$293,052	\$0	\$293,052
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$22,319,941	\$570,110	\$22,890,051

20 Police Services Fund \$570,110

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$22,319,941
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$570,110
5	TOTAL	<u>\$22,890,051</u>

6 **(1) Increments and Promotions.** The below amount in this subsection are
7 appropriated from the General Fund to object category 111 for the Guam Police
8 Department and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this subsection for satisfactory
10 performance pursuant to § 6202, Chapter 6 of Title 4 GCA.

11	INCREMENTS AND PROMOTIONS	111 Total	\$209,150
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12 **(2) Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund to Object Category 111 and shall be used to fund all Special Pay to
14 include Holiday Pay, Night Differential Pay, Hazardous Pay (10%), Hazardous Pay (8%),
15 and Patient Services Sunday Pay in Fiscal Year 2011 for eligible classified employees
16 funded within this Subsection.

17	SPECIAL PAY	111 Total	\$1,752,072
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18 **(3) Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the General Fund to the Cost Account identified in this Subsection and
21 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
22 in Fiscal Year 2011 for the Guam Police Department.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$687,368
4	WATER/SEWER	Utility Bank Fund	\$41,043
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$666,551
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$1,394,961</u>
8			

1 (n) DEPARTMENT OF CORRECTIONS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$8,526,210	\$0	\$8,526,210
5	OT/SP	112	\$432,059	\$0	\$432,059
6	BENEFITS	113	\$2,949,505	\$0	\$2,949,505
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$2,056,504	\$1,063,662	\$3,120,166
9	OFF. RENTAL	233	\$114,000	\$0	\$114,000
10	SUP. & MAT.	240	\$102,515	\$96,000	\$198,515
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$79,800	\$0	\$79,800
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$70,000	\$0	\$70,000
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$14,330,593	\$1,159,662	\$15,490,255

20 DOC Revolving Fund \$1,063,662 (230-\$1,063,662)

21 Safe Streets Act \$96,000 (240- \$96,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$14,330,593
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$1,159,662
5	TOTAL	<u>\$15,490,255</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Department of
8 Corrections and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$106,908
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12 **(2) Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund to Object Category 111 and shall be used to fund all Special Pay to
14 include Night Differential Pay, 10% Hazardous Pay, and 8% Hazardous Pay in Fiscal
15 Year 2011 for eligible classified employees funded within this Subsection.

16	SPECIAL PAY	111 Total	\$1,492,904
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17 **(3) Agency Expenses Appropriated to Central Cost Accounts**
18 **Administered by the Department of Administration.** The amounts below are
19 appropriated from the General Fund to the Cost Account identified in this Subsection and
20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
21 in Fiscal Year 2011 for the Department of Corrections.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
3	POWER	Utility Bank Fund	\$991,082
4	WATER/SEWER	Utility Bank Fund	\$181,183
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$434,270
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$1,606,535</u>

8 **(4) Re-appropriation of Unexpended and Unencumbered Appropriations to the**
9 **Department of Corrections.**

10 The unexpended and unencumbered appropriation remaining as of August 1,
11 2010, from the appropriations contained in Section 4 of Public Law 30-37 is hereby re-
12 appropriated to the Department of Corrections for the payment of prior and current year
13 obligations for prisoners confined in federal facilities of the Federal Bureau of Prisons.
14 This re-appropriation shall not be subject to transfer authority of *I Maga 'lāhi*.

1 (o) DEPARTMENT OF AGRICULTURE

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$1,949,459	\$0	\$1,949,459
5	OT/SP	112	\$14,437	\$0	\$14,437
6	BENEFITS	113	\$667,386	\$0	\$667,386
7	TRAVEL/MILE	220	\$5,000	\$0	\$5,000
8	CONT. SERV.	230	\$22,697	\$13,200	\$35,897
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$14,442	\$18,535	\$32,977
11	EQUIPMENT	250	\$0	\$5,000	\$5,000
12	WRK. COMP.	270	\$1,288	\$0	\$1,288
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$3,400	\$3,400
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$25,000	\$4,784	\$29,784
19	CAP. OTLY.	450	\$0	\$44,000	\$44,000
	GR. TOTAL		\$2,699,710	\$88,919	\$2,788,629

20 Guam Plant Inspection & Permit Fund \$88,919

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$2,699,710
3	FEDERAL MATCHING GRANTS-IN-AID		\$327,000
4	SPECIAL FUNDS		\$88,919
5	TOTAL		<u>\$3,115,629</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Department of
 8 Agriculture and *shall* be used to fund all increments and promotions in Fiscal Year 2011
 9 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$27,769
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12 **(2) Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund to Object Category 111 and shall be used to fund all Special Pay to
 14 include Night Differential Pay, 10% Hazardous Pay, and 8% Hazardous Pay in Fiscal
 15 Year 2011 for eligible classified employees funded within this Subsection.

16	SPECIAL PAY	111 Total	\$69,024
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17 **(3) Agency Expenses Appropriated to Central Cost Accounts**
 18 **Administered by the Department of Administration.** The amounts below are
 19 appropriated from the General Fund and the Guam Plant Inspection and Permit Fund to
 20 the Cost Account identified in this Subsection and *shall* be used to fund Power,
 21 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
 22 Department of Agriculture.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
3	POWER	Utility Bank Fund	\$126,488
4	WATER/SEWER	Utility Bank Fund	\$36,869
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$92,795
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$256,151</u>
8	Power: General Fund: \$101,488, Guam Plant Inspection & Permit Fund \$25,000		
9	Water: General Fund: \$34,669, Guam Plant Inspection & Permit Fund \$2,200		
10			

1 (p) GUAM PUBLIC LIBRARY

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$795,101	\$0	\$795,101
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$279,033	\$0	\$279,033
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$70,000	\$0	\$70,000
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$20,678	\$0	\$20,678
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$77,123	\$0	\$77,123
19	CAP. OTLY.	450	\$0	\$0	\$0
20	GR. TOTAL		\$1,241,934	\$0	\$1,241,934

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,241,934
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<u>\$1,241,934</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Guam Public Library
8 System and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance
10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$16,290
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12 **(2) Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Guam Public Library System.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$122,845
4	WATER/SEWER	Utility Bank Fund	\$5,639
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$38,644
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$167,127</u>
8			

1 (q) DEPARTMENT OF YOUTH AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$2,511,411	\$103,902	\$2,615,313
5	OT/SP	112	\$37,698	\$0	\$37,698
6	BENEFITS	113	\$877,744	\$38,185	\$915,930
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$427,096	\$26,122	\$453,218
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$147,458	\$21,590	\$169,048
11	EQUIPMENT	250	\$0	\$9,410	\$9,410
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$45,000	\$0	\$45,000
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$4,046,408	\$199,209	\$4,245,617

20 Healthy Futures Fund \$199,209

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$4,046,408
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$199,209
5	TOTAL	\$4,245,617

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Department of Youth
8 Affairs and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance
10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	32,834
12	Healthy Futures Fund -\$1,916		
13	General Fund- \$30,918		

14 **(2) Special Pay.** The amount below in this Subsection is appropriated from the
15 General Fund Object Category 111 and shall be used to fund all Special Pay to include
16 Holiday Pay, Night Differential Pay, 10% Hazardous Pay, and Patient Services Sunday
17 Pay in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

18	SPECIAL PAY	111 Total	12,302
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19 **(3) Agency Expenses Appropriated to Central Cost Accounts**
20 **Administered by the Department of Administration.** The amounts below are
21 appropriated from the General Fund to the Cost Account identified in this Subsection and
22 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
23 in Fiscal Year 2011 for the Department of Youth Affairs.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
3	POWER	Utility Bank Fund	\$95,943
4	WATER/SEWER	Utility Bank Fund	\$15,780
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$137,358
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$249,081</u>

8 **Health Benefits- Healthy Futures Fund \$6,712, General Fund \$130,646**

9 (4) **Youth Program Appropriation.** The sum of Three Hundred Seventy-
10 one Thousand Six Hundred Seventy Seven Dollars (\$371,677) is appropriated from the
11 General Fund for Fiscal Year 2011 to the Department of Youth Affairs (DYA) to fund
12 programs contracted out to non-governmental organizations for youths who are
13 runaways, homeless, or victims of abuse.

1 (r) GUAM ENVIRONMENTAL PROTECTION AGENCY

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$282,058	\$282,058	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$99,555	\$99,555	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$248,000	\$248,000	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$43,248	\$43,248	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$200,000	\$200,000	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$38,134	\$38,134	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$910,995	\$910,995	

19

20 **Guam Environmental Fund \$310,796 (111- \$93,128, 113-\$33,321, 230-\$140,000, 240-**
21 **\$24,344, 363-\$20,003)**

22 **Air Pollution Control Fund \$259,795 (111-\$139,129, 113-\$48,830, 230-\$50,000, 240-\$11,836,**
23 **363-\$10,000)**

1 **Water Protection Fund \$66,231 (111-\$20,946, 113-\$8,607, 230-\$28,000, 240-\$3,616, 363-**
2 **\$5,062)**

3 **Water Research and Development Fund \$74,173(111-\$28,855, 113-\$8,797, 230-\$30,000,**
4 **240-\$3,452, 363- \$3,069)**

5 **Solid Waste Operation Fund \$200,000 (290-\$200,000)**

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

7	GENERAL FUND	\$0
8	FEDERAL MATCHING GRANTS-IN-AID	\$0
9	SPECIAL FUNDS	\$910,995
10	TOTAL	<u>\$910,995</u>

11 **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the Guam
12 Environmental Protection Agency to expend their funds in accordance with the object
13 class appropriations. The Guam Environmental Protection shall not have the authority to
14 transfer any funds between object classes. Funds shall only be transferred to the travel
15 object class in so much as the funds transferred represent the local match to authorized
16 federal travel.

17 It is the intent of *I Liheslaturan Guåhan* to increase the appropriations level of the
18 Guam Environmental Protection Agency (GEPA). The additional funds shall be
19 appropriated from the Tourist Attraction Fund and the Solid Waste Operation Fund. The
20 appropriation recognizes the importance of environmental protection to the island's
21 fragile ecological balance and continued sustainability. Appropriations from these funds
22 recognize that the cost imposed to the agency shall be offset by funds generated related to
23 these activities.

1 A sum of Two Hundred Thousand Dollars \$200,000 shall be appropriated from
2 the Solid Waste Operation Fund to the Guam Environmental Protection Agency. The
3 appropriation recognizes the duties and responsibilities of the agency related to the
4 closure, monitoring, and opening of the island's landfills.

5 The Tourist Attraction Fund shall provide resources to the Guam Environmental
6 Protection Agency for tasks performed by the agency related to the monitoring of the
7 island's beaches and any other tourist infrastructure. As tourism represents a major
8 contributor to the island's economy, the following appropriation ensures that the island's
9 beaches are safe for recreational and commercial use.

10 Beach Monitoring. The sum of Four-Hundred Forty-Nine Thousand Two
11 Hundred-Eleven Dollars (**\$449,211**) is hereby appropriated from the Tourist Attraction
12 Fund to the Guam Environmental Protection Agency for the sole purpose of beach
13 monitoring. This appropriation shall continue to be available until expended. This
14 Appropriation is not subject to transfer or use for any other purpose.

15 **(2) Increments and Promotions.** The amount below in this Subsection is
16 appropriated to Object Category 111 for the Guam Environmental Protection Agency and
17 *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
18 classified employees funded within this Subsection for satisfactory performance pursuant
19 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

20 INCREMENTS AND PROMOTIONS 111 Total \$0

21 **(3) Agency Expenses Appropriated to Central Cost Accounts**
22 **Administered by the Department of Administration.** The amounts below are
23 appropriated to the Cost Account identified in this Subsection and *shall* be used to fund

1 Power, Water/Sewer. Medical and Dental Insurance and Vacancies in Fiscal Year 2011
 2 for the Guam Environmental Protection Agency shall be funded from object categories
 3 111 and 113 in Chapter Subsection (r).

4	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
5			
6	POWER	Utility Bank Fund	\$81,406
7	WATER/SEWER	Utility Bank Fund	\$2,770
8	MED/DENTAL INSURANCE	Health Benefit Fund	\$0
9	VACANCIES	Vacancy Pool Fund	\$0
10	TOTAL		\$84,176

11 **Power: Air Pollution Control Fund: \$20,000, Environmental Trust Fund: \$24, 230,**
 12 **Water Protection Fund: \$19,620, Water Research and Development Fund:**
 13 **\$17,556**

14 **Water: Air Pollution Control Fund: \$1,000, Environmental Trust Fund: \$1,770**

15 (4) **Funding Source.** Funds appropriated in (1) and (2) of this Subsection,
 16 unless otherwise specified, are appropriated from the Environmental Fund, the Guam
 17 Environmental Trust Fund, the Water Protection Fund and the Water Research and
 18 Development Fund.

19 (5) **Transfer Exemption.** The funds appropriated in this Subsection are not
 20 subject to *I Maga'låhen Guåhan's* transfer authority.

1 (s) DEPARTMENT OF LABOR/AHRD

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$214,856	\$662,984	\$877,840	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$49,613	\$216,341	\$265,954	
TRAVEL/MILE	220	\$0	\$5,000	\$5,000	
CONT. SERV.	230	\$39,369	\$82,319	\$121,688	
OFF. RENTAL	233	\$137,692	\$40,260	\$177,952	
SUP. & MAT.	240	\$2,619	\$6,703	\$9,322	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$1,800	\$0	\$1,800	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$898,593	\$41,400	\$939,993	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$30,000	\$9,000	\$39,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,374,542	\$1,064,006	\$2,438,548	

19

20 Manpower Development Fund \$ 1,064,006 (111-\$662,984, 113-\$216,341, 220-\$5,000, 230-\$82,319, 233-\$40,260, 240-\$6,703, 290-\$41,400)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,374,542
3	FEDERAL MATCHING GRANTS-IN-AID	\$41,400
4	SPECIAL FUNDS	\$1,064,006
5	TOTAL	<u>\$2,479,948</u>

6 **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that
7 additional allocation of \$150,000 to the Department of Labor/Agency for Human
8 Resources Development shall be allocated from the Manpower Development Fund. The
9 funds shall be used exclusive for the sole purpose of Alien Labor Processing and
10 Compliance Inspections.

11 **(2) Increments and Promotions.** The amount below in this Subsection is
12 appropriated from the General Fund to Object Category 111 for the Department of
13 Labor/AHRD and *shall* be used to fund all increments and promotions in Fiscal Year
14 2011 for eligible classified employees funded within this Subsection for satisfactory
15 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

16	INCREMENTS AND PROMOTIONS	111 Total	\$12,241
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17 General Fund: \$10,596, Manpower Development Fund: \$1,645

18 **(3) Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the Manpower Development Fund to the Cost Account identified in
21 this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental
22 Insurance and Vacancies in Fiscal Year 2011 for the Department of Labor/AHRD.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
3	POWER	Utility Bank Fund	\$0
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$26,277
6	VACANCIES	Vacancy Pool Fund	\$238,541
7	TOTAL		<u>\$264,818</u>

8 Health Benefits Account: General Fund- \$19,774, Manpower Development Fund- \$6,504

9 **(4) Appropriation to the Worker's Compensation Fund.** The sum of
10 Seven Hundred Ninety Eight Thousand Five Hundred Ninety-three Dollars **(\$798,593)** is
11 appropriated from the General Fund to the Department of Labor for the Worker's
12 Compensation Fund for Fiscal Year 2011 for Worker's Compensation payments pursuant
13 to §9144, Title 22, Guam Code Annotated, including, obligations incurred in past years
14 and in the future. Said appropriation may be used to pay for medical, surgical, and other
15 treatment; nurses; hospital services; medical travel and per diem costs; medicine;
16 crutches; and equipment required by a claimant for such period as his injury and the
17 recovery therefrom may require. Said appropriation *shall* not be expended for disability
18 compensation payments for FTE's funded by this Act. The Director of Labor may use no
19 more than Forty Thousand Dollars (\$40,000) from said appropriation to pay for legal
20 services for Worker's Compensation hearings.

1 (t) DEPARTMENT OF PARKS AND RECREATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$2,083,179	\$154,000	\$2,237,179	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$730,616	\$46,000	\$776,616	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$58,647	\$0	\$58,647	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$36,000	\$12,694	\$48,694	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$30,000	\$0	\$30,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$2,938,442	\$212,694	\$3,151,136	

19

20 Public Recreation Services Fund \$212,694 (111-\$154,000, 113-\$46,000, 240-\$12,694)

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$2,938,442
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$212,694
5	TOTAL	<u>\$3,151,136</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Department of Parks
 8 and Recreation and *shall* be used to fund all increments and promotions in Fiscal Year
 9 2011 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated..

11	INCREMENTS AND PROMOTIONS	111 Total	\$46,012
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12 **(2) Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund Object Category 111 and shall be used to fund all Special Pay to
 14 include 10% Hazardous Pay and 8% Hazardous Pay in Fiscal Year 2011 for eligible
 15 classified employees funded within this Subsection.

16	SPECIAL PAY	111 Total	\$23,689
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17 **(3) Agency Expenses Appropriated to Central Cost Accounts**
 18 **Administered by the Department of Administration.** The amounts below are
 19 appropriated from the General Fund to the Cost Account identified in this Subsection and
 20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 21 in Fiscal Year 2011 for the Department of Parks and Recreation.

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16

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$221,234
WATER/SEWER	Utility Bank Fund	\$401,790
MED/DENTAL INSURANCE	Health Benefit Fund	\$113,582
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$736,606

(4) Maintenance and Repair of Public Restrooms. The sum of Five Hundred Twenty Thousand One Hundred Sixty Six Dollars (**\$520,166**) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance and repair of restroom facilities in public parks island-wide for Fiscal Year 2011. No later than thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation *shall* submit a quarterly report of the expenditures from this appropriation to the Public Auditor and the Speaker of *I Liheslaturan Guåhan*, and post the same on the Department’s website.

1 (u) DEPARTMENT OF LAND MANAGEMENT

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$0	\$1,877,352	\$1,877,352
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$644,094	\$644,094
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$340,277	\$340,277
9	OFF. RENTAL	233	\$0	\$305,424	\$305,424
10	SUP. & MAT.	240	\$0	\$27,972	\$27,972
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$7,200	\$7,200
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$22,693	\$22,693
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$0	\$3,225,011	\$3,225,011

20 Land Survey Revolving Fund \$3,225,011 (111-\$1,877,352, 113-\$644,094, 230-\$340,277, 233-
21 \$305,424, 240-\$27,972, 290-\$7,200, 363-\$22,693)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$3,225,011
5	TOTAL	<u>\$3,225,011</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Land Survey Revolving Fund to Object Category 111 for the
8 Department of Land Management and *shall* be used to fund all increments and
9 promotions in Fiscal Year 2011 for eligible classified employees funded within this
10 Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam
11 Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$47,616
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13 **(2) Agency Expenses Appropriated to Central Cost Accounts**
14 **Administered by the Department of Administration.** The amounts below are
15 appropriated from the Land Survey Revolving Fund to the Cost Account identified in this
16 Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance
17 and Vacancies in Fiscal Year 2011 for the Department of Land Management.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
3	POWER	Utility Bank Fund	\$0
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$91,784
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$91,784</u>

8 **(3) Funding Source.** Funds provided for vacancies in Subsection (v)(2) are
9 appropriated from the Land Survey Revolving Fund. Notwithstanding §60602, Chapter
10 60 of Title 21, Guam Code Annotated, the appropriation made from the Land Survey
11 Revolving Fund to the Department of Land Management by this Act may be expended
12 for the Department of Land Management’s operations in Fiscal Year 2011.

13

1 (v) CHIEF MEDICAL EXAMINER

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$256,344	\$0	\$256,344	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$82,979	\$0	\$82,979	
TRAVEL/MILE	220	\$4,500	\$0	\$4,500	
CONT. SERV.	230	\$44,820	\$0	\$44,820	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$6,174	\$0	\$6,174	
EQUIPMENT	250	\$4,285	\$0	\$4,285	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$35	\$0	\$35	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$2,620	\$0	\$2,620	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$401,757	\$0	\$401,757	

19

20

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$401,757
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<hr/> \$401,757

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Chief Medical
8 Examiner and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$1,530
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12 **(2) Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Chief Medical Examiner.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$0
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$7,913
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$7,913</u>
8			

1 (v) VETERANS AFFAIRS OFFICE

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$159,328	\$0	\$159,328	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$53,828	\$0	\$53,828	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$90,000	\$0	\$90,000	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$14,924	\$0	\$14,924	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$7,000	\$0	\$7,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$325,080	\$0	\$325,080	

19

20

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$325,080
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<u>\$325,080</u>

6 **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate
7 the sum of Ninety Thousand Dollars (**\$90,000**) from the General Fund in addition to their
8 original request to Object Category 230 within the Veterans Affairs Office to contract
9 maintenance services to address the deficiencies of the cemetery.

10 **(2) Increments and Promotions.** The amount below in this Subsection is
11 appropriated from the General Fund to Object Category 111 for the Veteran’s Affairs
12 Office and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
13 eligible classified employees funded within this Subsection for satisfactory performance
14 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

15	INCREMENTS AND PROMOTIONS	111 Total	\$1,953
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16 **(3) Agency Expenses Appropriated to Central Cost Accounts**
17 **Administered by the Department of Administration.** The amounts below are
18 appropriated from the General Fund to the Cost Account identified in this Subsection and
19 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
20 in Fiscal Year 2011 for the Veteran’s Affairs Office.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$11,000
4	WATER/SEWER	Utility Bank Fund	\$1,032
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$6,810
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$18,842</u>
8			

1 (x) CUSTOMS AND QUARANTINE AGENCY

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$5,733,393	\$5,733,393	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$1,804,776	\$1,804,776	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$95,491	\$95,491	
OFF. RENTAL	233	\$0	\$546,000	\$546,000	
SUP. & MAT.	240	\$0	\$16,440	\$16,440	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$54,600	\$54,600	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$8,250,700	\$8,250,700	

19

20 Customs, Agriculture, and Quarantine Inspection Services Fund \$8,250,700 (111-

21 \$5,733,393, 113-\$1,804,776, 230-\$95,491, 233-\$546,000, 240-\$16,440, 290-\$54,600

22

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$0
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$8,250,700
5	TOTAL		<u>\$8,250,700</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to
 8 Object Category 111 for the Customs and Quarantine Agency and *shall* be used to fund
 9 all increments and promotions in Fiscal Year 2011 for eligible classified employees
 10 funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6
 11 of Title 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$71,177
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13 **(2) Special Pay.** The amount below in this Subsection is appropriated from
 14 the Customs, Agriculture, and Quarantine Inspection Services Fund Object Category 111
 15 and shall be used to fund all Special Pay to include Holiday Pay, Night Differential Pay,
 16 and Patient Services Sunday Pay in Fiscal Year 2011 for eligible classified employees
 17 funded within this Subsection.

18	SPECIAL PAY	111 Total	\$32,665
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19 **(3) Agency Expenses Appropriated to Central Cost Accounts**
 20 **Administered by the Department of Administration.** The amounts below are
 21 appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to
 22 the Cost Account identified in this Subsection and *shall* be used to fund Power,

1 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
2 Customs and Quarantine Agency.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$15,147
WATER/SEWER	Utility Bank Fund	\$45,000
MED/DENTAL INSURANCE	Health Benefit Fund	\$122,376
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		<u>\$182,522</u>

10

1 (y) DEPARTMENT OF CHAMORRO AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$501,608	\$0	\$501,608	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$170,093	\$0	\$170,093	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$132,499	\$0	\$132,499	
OFF. RENTAL	233	\$192,029	\$0	\$192,029	
SUP. & MAT.	240	\$3,737	\$0	\$3,737	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$999,967	\$0	\$999,967	

19

20

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$999,967
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<u>\$999,967</u>

6 **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate
7 Seventy Two Thousand Four Hundred Forty-Nine Dollars (**\$72,449**) from the General
8 Fund into Object Category 230 for the purpose of installing a fire alarm system at the
9 Chamorro Village.

10 The Presidency is currently filled by a Staff Assistant under Executive Direction
11 with the Office of *I Maga'låhen Guåhan* and *shall* continue to be funded as such.

12 **(2) Increments and Promotions.** The amount below in this Subsection is
13 appropriated from the General Fund to Object Category 111 for the Department of
14 Chamorro Affairs and *shall* be used to fund all increments and promotions in Fiscal Year
15 2011 for eligible classified employees funded within this Subsection for satisfactory
16 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

17	INCREMENTS AND PROMOTIONS	111 Total	\$7,135
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18 **(3) Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the General Fund to the Cost Account identified in this Subsection and
21 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
22 in Fiscal Year 2011 for the Department of Chamorro Affairs.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$40,483
4	WATER/SEWER	Utility Bank Fund	\$3,478
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$21,730
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$65,690</u>
8			

1 (z) DEPARTMENT OF MILITARY AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$220,927	\$0	\$220,927	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$51,095	\$0	\$51,095	
TRAVEL/MILE	220	\$5,750	\$0	\$5,750	
CONT. SERV.	230	\$35,976	\$0	\$35,976	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$17,569	\$0	\$17,569	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$11,322	\$0	\$11,322	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$4,000	\$0	\$4,000	
CAP. OTLY.	450	\$18,250	\$0	\$18,250	
GR. TOTAL		\$364,889	\$0	\$364,889	

19

20

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$364,889
3	FEDERAL MATCHING GRANTS-IN-AID	\$1,547,700
4	SPECIAL FUNDS	\$0
5	TOTAL	<u>\$1,912,589</u>

6 **(1) Increments and Promotions.** The amounts below are appropriated from
7 the General Fund to Object Category 111 for the Department of Military Affairs and *shall*
8 be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
9 employees funded within this Subsection for satisfactory performance pursuant to §6202,
10 Chapter 6 of Title 4, Guam Code Annotated. The funding source for this Subsection
11 *shall* be forty percent (40%) from the General Fund and sixty percent (60%) from Federal
12 Matching Grants-in-Aid awarded to the Department of Military Affairs.

13	INCREMENTS AND PROMOTIONS	111 Total	\$1,059
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14 **(2) Agency Expenses Appropriated to Central Cost Accounts**
15 **Administered by the Department of Administration.** The amounts below are
16 appropriated from the General Fund to the Cost Account identified in this Subsection and
17 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
18 in Fiscal Year 2011 for the Department of Military Affairs. The funding source for this
19 Subsection *shall* be forty percent (40%) from the General Fund and sixty percent (60%)
20 from Federal Matching Grants-in-Aid awarded to the Department of Military Affairs.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$278,312
4	WATER/SEWER	Utility Bank Fund	\$6,083
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$7,356
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$291,751</u>
8			

1 (aa) GUAM COUNCIL ON ARTS AND HUMANITIES

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$101,437	\$0	\$101,437
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$36,600	\$0	\$36,600
7	TRAVEL/MILE	220	\$9,967	\$0	\$9,967
8	CONT. SERV.	230	\$16,146	\$0	\$16,146
9	OFF. RENTAL	233	\$37,150	\$0	\$37,150
10	SUP. & MAT.	240	\$2,500	\$0	\$2,500
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$70,000	\$0	\$70,000
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$2,900	\$0	\$2,900
19	CAP. OTLY.	450	\$0	\$0	\$0
20	GR. TOTAL		\$276,700	\$0	\$276,700

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$276,700
3	FEDERAL MATCHING GRANTS-IN-AID	\$288,700
4	SPECIAL FUNDS	\$0
5	TOTAL	<hr/> \$565,400

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Guam Council on the
8 Arts and Humanities Agency and *shall* be used to fund all increments and promotions in
9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.
11 The funding source for this Subsection *shall* be fifty percent (50%) from the General
12 Fund and fifty percent (50%) from Federal Matching Grants-in-Aid awarded to the Guam
13 Council on the Arts & Humanities Agency.

14 INCREMENTS AND PROMOTIONS 111 Total \$0

15 **(2) Agency Expenses Appropriated to Central Cost Accounts**
16 **Administered by the Department of Administration.** The amounts below are
17 appropriated to the Cost Account identified in this Subsection and *shall* be used to fund
18 Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011
19 for the Guam Council on the Arts and Humanities Agency. The funding source for this
20 Subsection *shall* be fifty percent (50%) from the General Fund and fifty percent (50%)
21 from Federal Matching Grants-in-Aid awarded to the Guam Council on the Arts &
22 Humanities Agency.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$12,000
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$0
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		<u>\$12,000</u>

(3) **Guam Territorial Band.** The sum of Fifty Thousand Dollars (\$50,000) is appropriated from the Tourist Attraction Fund to the Guam Council on the Arts and Humanities Agency and *shall* be used to fund the operations of the Guam Territorial Band in Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

1 (bb) GUAM FIRE DEPARTMENT

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$12,574,844	\$1,009,830	\$13,584,674
5	OT/SP	112	\$1,895,257	\$194,105	\$2,089,362
6	BENEFITS	113	\$4,318,142	\$197,329	\$4,515,471
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$222,093	\$160,000	\$382,093
9	OFF. RENTAL	233	\$115,000	\$0	\$115,000
10	SUP. & MAT.	240	\$165,316	\$92,296	\$257,612
11	EQUIPMENT	250	\$0	\$257,024	\$257,024
12	WRK. COMP.	270	\$8,786	\$0	\$8,786
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$589,950	\$216,544	\$806,494
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$45,000	\$48,000	\$93,000
19	CAP. OTLY.	450	\$0	\$112,890	\$112,890
	GR. TOTAL		\$19,934,388	\$2,288,018	\$22,222,406

20 Enhanced 911 Emergency Reporting System Fund \$1,634,994 (111-\$547,830, 112-\$56,105,
 21 113-\$197,329, 230-\$150,000, 240-\$82,296, 250-\$224,000, 290-\$216,544, 363-\$48,000, 450-
 22 \$112,890)

1 **Fire, Life and Medical Emergency Fund \$653,024 (111-\$462,000, 112-\$138,000, 230-**
2 **\$10,000, 240-\$10,000, 250-\$33,024)**

3 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

4	GENERAL FUND	\$19,934,388
5	FEDERAL MATCHING GRANTS-IN-AID	\$0
6	SPECIAL FUNDS	\$2,288,018
7	TOTAL	<hr/> \$22,222,406

8 (1) **Legislative Intent.** Ambulance Fee Schedule Implementation Plan. *I*
9 *Liheslaturan Guåhan* recognizes the importance of working available ambulances for our
10 community. Without the benefit of working available ambulances, the community is
11 placed in a precarious situation and any time lost or delayed could result in a matter of
12 life and death. The people of Guam should never be placed at risk due to non-
13 functioning ambulances.

14 Currently, the Guam Fire Department (GFD) works in consultation with
15 emergency room physicians and staff of the Guam Memorial (GMH) to respond to
16 emergencies in the community. This partnership has worked to the advantage of both
17 GFD and GMH.

18 *I Liheslaturan Guåhan* understands that GFD has in place an adopted fee
19 schedule and is authorized to bill for its services, including ambulance services, which is
20 deposited to the Fire Life and Medical Emergency (FLAME) Fund. However for
21 numerous reasons GFD is unable to bill and collect accordingly.

22 The Fire Life and Medical Emergency (FLAME) Fund is primarily used support
23 the operations of the GFD, including the repair and maintenance of ambulances. The

1 collection of fees will ensure that working ambulances will be available and the threat of
2 the lack of emergency services will be diminished.

3 The Legislature desires to implement a billing system as soon as practicable and
4 wishes to authorize the GFD to enter into an agreement with third parties to accomplish
5 this goal and immediately make available the revenues to the GFD to support its
6 operations.

7 **(2) Authority to Enter Into Agreement or Contract.** Upon enactment of the
8 Annual Appropriations Act, the GFD and the GMH shall immediately convene a
9 Working Group to determine the feasibility of entering in a Memorandum of
10 Understanding between GMH and GFD in which GMH will be responsible for the
11 issuance of bills for ambulance service provided by the GFD, receive and accept
12 payments for such services and remit collections for deposit to the FLAME Fund. GFD is
13 authorized to pay GMH from the collections an administrative fee for billing services
14 rendered under the Memorandum of Understanding. If the Working Group determines
15 such an arrangement is feasible, it shall be implemented by March 1, 2010.

16 If GMH is unable to enter into a Memorandum of Understanding, GFD shall issue
17 an RFP for a third party administrator to act as an agent for GFD in billing and collection
18 of fees for ambulances services.

19 **(3) Appropriation From FLAME Fund from Ambulance Services**
20 **Collection.** The sum of Six Hundred Thousand Dollars (\$600,000) is hereby appropriated
21 from the Fire Life and Medical Emergency (FLAME) Fund to GFD Miscellaneous
22 Object Category 290.

1 The BBMR shall not release allotments for expenditures of the appropriation in
2 this Subsection, if the GFD does not have a Memorandum of Understanding with GMH
3 or a third party administrator in place by March 1, 2010 for the billing and collection of
4 ambulance services.

5 **(4) Increments and Promotions.** The amount below in this Subsection is
6 appropriated from the General Fund and to Object Category 111 for the Guam Fire
7 Department and Enhanced 911 Emergency Reporting System Fund *shall* be used to fund
8 all increments and promotions in Fiscal Year 2011 for eligible classified employees
9 funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6
10 of Title 4, Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS 111 Total \$116,829
12 General Fund-\$ 99,175, Enhanced 911 Emergency Reporting System Fund- \$17,654

13 **(5) Special Pay..** The amount below in this Subsection is appropriated from
14 the General Fund and Enhanced 911 Emergency Reporting System Fund Object Category
15 111 and shall be used to fund all Special Pay to include Holiday Pay, Night Differential
16 Pay, 10% Hazardous Pay, and EMT-A Duty Pay in Fiscal Year 2011 for eligible
17 classified employees funded within this Subsection.

18 SPECIAL PAY 111 Total \$3,961,043
19 General Fund-\$ 3,899,612, Enhanced 911 Emergency Reporting System Fund- \$61,431

20 **(6) Agency Expenses Appropriated to Central Cost Accounts**
21 **Administered by the Department of Administration.** The amounts below are
22 appropriated from the General Fund and the Enhanced 911 Emergency Reporting System
23 Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power,

1 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
 2 Guam Fire Department.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$290,181
WATER/SEWER	Utility Bank Fund	\$58,437
MED/DENTAL INSURANCE	Health Benefit Fund	\$536,598
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		<u>\$885,216</u>

10 Power: General Fund-\$246,878, Enhanced 911 Emergency Reporting System Fund-
 11 \$43,303

12 Water: General Fund-\$51,137, Enhanced 911 Emergency Reporting System Fund-\$7,300

13 Health Benefits Account: General Fund-\$505,301, Enhanced 911 Emergency Reporting
 14 System Fund- \$31,297

1 (cc) CHAMORRO LAND TRUST COMMISSION

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$0	\$451,795	\$451,795
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$170,129	\$170,129
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$41,136	\$41,136
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$3,192	\$3,192
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$6,600	\$6,600
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$0	\$672,852	\$672,852

20 Chamorro Land Trust Fund Operations Fund \$579,348 (111-\$392,057, 113-\$136,363, 230-
 21 \$41,136, 240-\$3,192, 363-\$6,600)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$579,348
5	TOTAL	<u>\$579,348</u>

6 **(1) FY 2010 Expenditure Authority.** The Chamorro Land Trust is
 7 authorized to expend any existing fund balance and revenues collected from its
 8 operations above the revenues adopted in PL 30-55 for the following purpose:

9	(A) Independent financial audit for 2008, 2009 and 2010	\$45,000
10	(B) MOU Extension with the University of Guam	\$33,000
11	(C) Legal Fees	\$40,000
12	(D) Miscellaneous	\$12,000.

13 **(2) Increments and Promotions.** The amount below in this Subsection is
 14 appropriated from the Chamorro Land Trust Operation Fund to Object Category 111 for
 15 the Chamorro Land Trust Commission and *shall* be used to fund all increments and
 16 promotions in Fiscal Year 2011 for eligible classified employees funded within this
 17 Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam
 18 Code Annotated.

19	INCREMENTS AND PROMOTIONS	111 Total	\$7,549
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20 **(3) Agency Expenses Appropriated to Central Cost Accounts**
 21 **Administered by the Department of Administration.** The amounts below are
 22 appropriated from the Chamorro Land Trust Operations Fund to the Cost Account
 23 identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and

1 Dental Insurance and Vacancies in Fiscal Year 2011 for the Chamorro Land Trust
2 Commission.

3	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
4			
5	POWER	Utility Bank Fund	\$14,500
6	WATER/SEWER	Utility Bank Fund	\$0
7	MED/DENTAL INSURANCE	Health Benefit Fund	\$19,192
8	VACANCIES	Vacancy Pool Fund	\$0
9	TOTAL		<u>\$33,692</u>

10 (4) **Funding Source.** Funds provided for vacancies in Subsection (dd)(2) are
11 appropriated from the Chamorro Land Trust Operations Fund. The appropriation made
12 from the Chamorro Land Trust Operations Fund to the Chamorro Land Trust
13 Commission by this Act may be expended for the Chamorro Land Trust Commission's
14 operations in Fiscal Year 2011.

15

1 (dd) PBS GUAM

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$366,532	\$0	\$366,532
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$132,769	\$0	\$132,769
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$51,029	\$0	\$51,029
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$0	\$0
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$0	\$0
19	CAP. OTLY.	450	\$0	\$0	\$0
20	GR. TOTAL		\$550,330	\$0	\$550,330

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$550,330
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<hr/> \$550,330

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for PBS Guam and *shall* be
8 used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
9 employees funded within this Subsection for satisfactory performance pursuant to §6202,
10 Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$7,299
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12 **(2) Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for PBS Guam.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
1			
2			
3	POWER	Utility Bank Fund	\$60,000
4	WATER/SEWER	Utility Bank Fund	\$0
5	MED/DENTAL INSURANCE	Health Benefit Fund	\$24,891
6	VACANCIES	Vacancy Pool Fund	\$0
7	TOTAL		<u>\$84,891</u>
8			

1 (ee) GUAM REGIONAL TRANSIT AUTHORITY

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$0	\$245,253	\$245,253
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$0	\$82,659	\$82,659
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$0	\$2,654,060	\$2,654,060
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$4,000	\$4,000
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$8,400	\$8,400
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$6,000	\$6,000
19	CAP. OTLY.	450	\$0	\$54,302	\$54,302
	GR. TOTAL		\$0	\$3,054,674	\$3,054,674

20 Public Transit Fund \$416,427 (230-\$416,427)

21 Territorial Highway Fund \$2,638,427 (111-\$245,253, 113-\$82,659, 230-\$2,237,633, 240-

22 \$4,000, 290-\$8,400, 363-\$6,000, 450-\$54,302)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$3,054,675
5	TOTAL	<u>\$3,054,674</u>

6 **(1) Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Guam Highway Fund to Object Category 111 to the Guam
8 Regional Transit Authority and *shall* be used to fund all increments and promotions in
9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$4,298
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12 **(2) Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the Guam Highway Fund to the Cost Account identified in this
15 Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance
16 and Vacancies in Fiscal Year 2011 for the Guam Regional Transit Authority.

17	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
18			
19	POWER	Utility Bank Fund	\$0
20	WATER/SEWER	Utility Bank Fund	\$0
21	MED/DENTAL INSURANCE	Health Benefit Fund	\$10,321
22	VACANCIES	Vacancy Pool Fund	\$0
23	TOTAL		<u>\$10,321</u>

1 **(3) Guam Regional Transit Authority Collections.** The Guam Regional
2 Transit Authority is authorized for its Fiscal Year 2011 operations to expend up to the
3 level of revenues collected for the Public Transit Fund in Fiscal Year 2011.
4

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$5,408,900	\$0	\$5,408,900
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$1,791,921	\$0	\$1,791,921
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$200,000	\$0	\$200,000
8	OFF. RENTAL	233	\$538,973	\$0	\$538,973
9	SUP. & MAT.	240	\$50,000	\$0	\$50,000
10	EQUIPMENT	250	\$9,510	\$0	\$9,510
11	WRK. COMP.	270	0	\$0	0
12	DRUG TEST	271	0	\$0	0
13	SUBGRANT	280	0	\$0	0
14	MISC	290	\$2,393,314	\$0	2,393,314
15	POWER	361	0	\$0	0
16	WATER/SEWER	362	0	\$0	0
17	PHONE/TOLL	363	\$42,000	\$0	\$42,000
18	CAP. OTLY.	450	\$110,190	\$0	\$110,190
19	GR. TOTAL		\$10,544,807	\$0	\$10,544,807

17 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

18	GENERAL FUND	\$10,544,807
19	FEDERAL MATCHING GRANTS-IN-AID	\$4,645,844
20	SPECIAL FUNDS	\$0
21	TOTAL	\$15,190,651

1 government of Guam relative to the Ordot Landfill Case, and toward the release of the
2 Division of Solid Waste from receivership.

3 **Section 7.** Of the personnel funded by the appropriations contained in this
4 Chapter, at least one (1) Assistant Attorney General *shall* be assigned to represent the
5 entire government of Guam for advisement on procurement.

6 **Section 8.** Continuing Appropriation for Office of the Attorney General
7 (OAG). The unexpended or unencumbered balance of funds appropriated to OAG for
8 Fiscal Year 2010, pursuant to Public Law 29-129, *shall* not lapse and *shall* be available to
9 OAG for expenditures in Fiscal Year 2011, for the purpose for which it was authorized.

10 **Section 9.** Continuing Appropriation for Office of the Attorney General
11 (OAG). The unexpended or unencumbered balance of funds appropriated to OAG for
12 Fiscal Year 2010, *shall* not lapse and *shall* be available to OAG for expenditures in Fiscal
13 Year 2011.

14 **Section 10.** Transfer Authority for the Office of the Attorney General (OAG).
15 The OAG may transfer funds between appropriations made in this Act for the OAG to
16 Object Category 220 for travel required by a federal grant or for transportation costs of
17 witnesses and expert witnesses associated with trial prosecutions, provided that the OAG
18 notifies *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no later than
19 fifteen (15) working days before the transfer is made.

20

1 **CHAPTER VII**

2 **PART II – PUBLIC DEFENDER SERVICE CORPORATION**

3 **Section 1. Appropriation.** Amounts specified in this Section are appropriated from
4 of the General Fund to the Public Defender Service Corporation for its operations in Fiscal Year
5 2011, to include office rental and local matching fund requirements. This appropriation shall be
6 expended in accordance with object class allocations outlined below.

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

8

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
9 REG SALARIES	111	\$2,351,732	\$0	\$2,351,732
10 OT/SP	112	\$0	\$0	\$0
11 BENEFITS	113	\$836,354	\$0	\$836,354
12 TRAVEL/MILE	220	\$0	\$0	\$0
13 CONT. SERV	230	\$115,904	\$0	\$115,904
14 OFF. RENTAL	233	\$271,200	\$0	\$271,200
15 SUP. & MAT.	240	\$24,700	\$0	\$24,700
16 EQUIPMENT	250	\$10,000	\$0	\$10,000
17 WRK. COMP	270	\$0	\$0	\$0
18 DRUG TEST	271	\$0	\$0	\$0
19 SUBGRANT	280	\$0	\$0	\$0
20 MISC	290	\$44,500	\$0	\$44,500
21 POWER	361	\$21,600	\$0	\$21,600
22 WATER/SEWER	362	\$0	\$0	\$0
23 PHONE/TOLL	363	\$32,030	\$0	\$32,030
CAP. OTLY	450	\$0	\$0	\$0
GR. TOTAL		\$3,708,020	\$0	\$3,708,020

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$3,708,020
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<u>\$3,708,020</u>

6

1 **CHAPTER VIII**

2 **MAYORS COUNCIL OF GUAM**

3 **Section 1. Appropriation.** The amounts below are appropriated from the General
4 Fund to the Mayors Council of Guam for its operations in Fiscal Year 2011. This appropriation
5 *shall* be expended in accordance with object class allocations outlined below.

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

7

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
8 REG SALARIES	111	\$4,764,057	\$0	\$4,764,057
9 OT/SP	112	\$0	\$0	\$0
10 BENEFITS	113	1,629,928	\$0	1,629,928
11 TRAVEL/MILE	220	0	\$0	0
12 CONT. SERV.	230	\$65,000	\$0	\$65,000
13 OFF. RENTAL	233	\$98,772	\$0	\$98,772
14 SUP. & MAT.	240	\$20,000	\$0	\$20,000
15 EQUIPMENT	250	\$0	\$0	\$0
16 WRK. COMP.	270	\$0	\$0	\$0
17 DRUG TEST	271	\$0	\$0	\$0
18 SUBGRANT	280	\$0	\$0	\$0
19 MISC	290	\$25,268	\$0	\$25,268
20 POWER	361	\$0	\$0	\$0
21 WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$88,187	\$0	\$88,187
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$6,691,212	\$0	\$6,691,212

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$7,171,859
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	<u>\$7,171,859</u>

6 **Section 2. Increments and Promotions.** The amount below in this
7 Subsection is appropriated from the General Fund to Object Category 111 for the Mayors
8 Council of Guam and *shall* be used to fund all increments and promotions in Fiscal Year
9 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$1,454
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12 **Section 3. Mayors Council Expenses Appropriated to Central Cost**
13 **Accounts Administered by the Department of Administration.** The amounts below
14 are appropriated from the General Fund to the Cost Account identified in this Subsection
15 and *shall* be used to fund power, water/sewer, medical and dental insurance in Fiscal
16 Year 2011 for the Mayors Council of Guam.

1	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
2			
3	POWER	Utility Cost Account	\$615,117
4	WATER/SEWER	Utility Cost Account	\$152,210
5	MED/DENTAL INSURANCE	Health Benefit Cost Account	\$245,640
6	TOTAL		<u>\$1,012,968</u>

7 **Section 4. Streets Maintenance and Beautification.** The sum of Four
8 Hundred Seventy Thousand Nine Hundred Twenty-One Dollars (**\$470,921**) is
9 appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Fiscal
10 Year 2011 for the maintenance and beautification of village secondary and tertiary roads,
11 and for the operations of Mayors' offices, but not for personnel costs. Said funds *shall*
12 not be subject to any transfer authority of *I Maga'låhen Guåhan* and *shall* be divided
13 among the Village Mayors as follows:

14 (a) Each Mayor *shall* receive the sum of Twenty Thousand Dollars (**\$20,000**);
15 and

16 (b) The remaining balance of the fund *shall* be distributed to each Mayor pro
17 rata based on the total road mileage in his village as a percentage of Guam's total road
18 mileage in the most current report of Guam Roads Pavement Inventory of the Department
19 of Public Works.

20 **Section 5. Island-wide Village Beautification Projects.** The sum of One
21 Million Thirty-Six Thousand Twenty-Six Dollars (**\$1,036,026**) is appropriated from the
22 Tourist Attraction Fund to the Mayors Council of Guam for Island-wide Village
23 Beautification Projects to include:

1 (a) the maintenance and repair of the village's recreational facilities under the
2 jurisdiction of the Mayor;

3 (b) the maintenance and repair of each village's main roads; and

4 (c) the planting and maintenance of each village's official flower and other
5 flowering plants, shrubs and trees adjacent to the village's main roads, public restrooms
6 and recreational facilities. A Mayor may contract with a private entity to provide the
7 services authorized by this Section subject to the Guam Procurement Law, Chapter 5,
8 Title 5, Guam Code Annotated.

9 **Section 6. Grounds Maintenance for School.** Subject to approval and
10 scheduling of the public school principals, the Mayors are responsible for regular ground
11 maintenance of Guam Department of Education school grounds in their respective
12 districts where ground maintenance is *not* already subject to an existing contract for a
13 minimum of twice a month during a regular school calendar year. Subject to approval of
14 scheduling with the public school principals, the Mayor may contract with a private entity
15 to provide the services authorized by this Section.

16 The sum of Four Hundred Eighty Thousand Six Hundred Forty Dollars
17 (\$480,647) is appropriated from the General Fund to the Mayors Council of Guam
18 Revolving Fund for the grounds maintenance of specified schools of the Department of
19 Education below to be allocated as follows:

	VILLAGE	SCHOOL	AMOUNT
3	Agana Heights	Agana Heights Elementary	\$9,289
4	Agat	Marcial Sablan Elementary	\$12,276
5		Oceanview Middle	\$18,032
6	Barrigada	P.C. Lujan Elementary	\$9,562
7		B.P. Carbullido Elementary	\$8,020
8		L.P. Untalan Middle	\$8,470
9	Dededo	M.A. Ulloa Elementary	\$14,049
10		Wettengel Elementary	\$18,414
11		J.M. Guerrero Elementary	\$15,686
12		Liguan Elementary	\$0
13		Astumbo Elementary	\$8,866
14		Finegayan Elementary	\$20,460
15		V.S.A Benavente Middle	\$28,644
16	Astumbo Middle	\$0	
17	Okkodo High	\$0	
18	Inarajan	Inarajan Elementary	\$6,315
19		Inarajan Middle	\$8,007
20	Mangilao	H.B. Price Elementary	\$7,707
21		George Washington High	\$49,647
22		Adacao Elementary	\$0
23	Merizo	Merizo Elementary	\$6,697
24	MTM	J.Q. San Miguel	\$4,160

1	Ordot/Chalan Pago	Ordot/CP Elementary	\$9,616
2		Agueda Johnston Middle	\$15,700
3	Piti	Jose Rios Middle	\$7,679
4	Santa Rita	H.S. Truman Elementary	\$13,244
5		Southern High	\$42,284
6		Alternative School	\$4,528
7	Sinajana	C.L. Taitano Elementary	\$4,556
8	Talofofu	Talofofu Elementary	\$8,184
9	Tamuning	L.B. Johnson Elementary	\$4,092
10		Tamuning Elementary	\$4,774
11		Chief Brodie Elementary	\$8,184
12		JFK High School	\$20,000
13	Umatac	F.Q. Sanchez Elementary	\$1,364
14	Yigo	Upi Elementary	\$10,230
15		D.L. Perez Elementary	\$17,732
16		Machananao Elementary	\$9,412
17		F.B. Leon Guerrero Middle	\$17,732
18		Simon Sanchez High	\$18,687
19	Yona	M.U. Lujan Elementary	\$8,348
20	TOTAL FOR ALL VILLAGES		<u>\$480,647</u>

21 **Section 7. Authorization to Reallocate Funds.** Notwithstanding any other
22 provision of Law, the Mayor's Council of Guam is authorized to reallocate funds
23 appropriated in Fiscal Year 2011 Miscellaneous (Object Category 290) into other

1 categories, except personnel, within all Base Operational Appropriations including the
2 return of funds transferred from Object Category 290 back into Object Category 290.
3

1 **CHAPTER IX**

2 **PUBLIC ACCOUNTABILITY, STANDARDS AND PRACTICES**

3 **PART I – OFFICE OF PUBLIC ACCOUNTABILITY**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
5 Office of Public Accountability shall expend the funds appropriated to funding rent increase
6 related to the space related to the Procurement hearings.

7 **Section 2. Appropriations.** The amounts below are appropriated from the General
8 Fund to the Office of Public Accountability for its operations in Fiscal Year 2011. This
9 appropriation *shall* be expended in accordance with object class allocations outlined below.
10

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$686,148	\$0	\$686,148
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$237,770	\$0	\$237,770
6	TRAVEL/MILE	220	0	\$0	0
7	CONT. SERV.	230	\$146,660	\$0	\$146,660
8	OFF. RENTAL	233	\$102,594	\$0	\$102,594
9	SUP. & MAT.	240	\$10,800	\$0	\$10,800
10	EQUIPMENT	250	\$25,100	\$0	\$25,100
11	WRK. COMP.	270	0	\$0	0
12	DRUG TEST	271	0	\$0	0
13	SUBGRANT	280	0	\$0	0
14	MISC	290	\$5,950	\$0	\$5,950
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$7,000	\$0	\$7,000
18	CAP. OTLY.	450	0	\$0	0
19	GR. TOTAL		\$1,222,021	\$0	\$1,222,021

18 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$1,222,021
20	FEDERAL MATCHING GRANTS-IN-AID	\$0
21	SPECIAL FUNDS	\$0
22	TOTAL	\$1,222,021

1 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 2 appropriated from the General Fund to Object Category 111 for the Office of the Public
 3 Accountability and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
 4 eligible classified employees funded within this Subsection for satisfactory performance pursuant
 5 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

6 INCREMENTS AND PROMOTIONS	111 Total	\$9,138
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7 **Section 4. Office of Public Accountability Expenses Appropriated to Central**
 8 **Cost Accounts Administered by the Department of Administration.** The amounts below are
 9 appropriated from the General Fund to the Cost Account identified in this Subsection and *shall*
 10 be used to fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the
 11 Office of Public Accountability.

12	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
13	P		
14	POWER	Utility Cost Account	\$0
15	WATER/SEWER	Utility Cost Account	\$0
16	MED/DENTAL INSURANCE	Health Benefit Cost Account	\$32,707
17	TOTAL		<u>\$32,707</u>

18 **Section 5. Transfer Authority for the Office of Public Accountability.** The Public
 19 Auditor *may* transfer funds between appropriations made in this Act for the Office of Public
 20 Accountability, provided the Public Auditor notifies *I Maga'låhen Guåhan* and the Speaker of *I*
 21 *Liheslaturan Guåhan* no later than fifteen (15) working days before the transfer is made.

22

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$0	\$0	\$0
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$0	\$0	\$0
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$0	\$357,740	\$357,740
8	OFF. RENTAL	233	\$0	\$23,868	\$23,868
9	SUP. & MAT.	240	\$0	\$6,000	\$6,000
10	EQUIPMENT	250	\$0	\$5,000	\$5,000
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$0	\$15,192	\$15,192
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$0	\$300	\$300
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$0	\$408,100	\$408,100

18 **Guam Board of Accountancy Fund \$408,100**

19 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

20	GENERAL FUND	\$0
21	FEDERAL MATCHING GRANTS-IN-AID	\$0
22	SPECIAL FUNDS	\$408,100
23	TOTAL	\$408,100

24

1 **CHAPTER X**

2 **GUAM VISITORS BUREAU**

3 **Section 1. Appropriation.** The amounts below are appropriated from Tourist
4 Attraction Fund (TAF), not otherwise appropriated, to the Guam Visitors Bureau (GVB) for its
5 operations in Fiscal Year 2011. This appropriation shall be expended in accordance with
6 allocations outlined in this Section.

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

8 (1) GENERAL ADMINISTRATION	\$2,220,358
9 (2) MARKETING	\$8,410,124
10 (3) PRINTING, PROMOTIONAL	\$248,170
11 (4) RESEARCH	\$389,592
12 (5) DESTINATION DEVELOPMENT	\$1,402,935

13 **Section 2. Appropriation to GVB for Special Projects.** The sum of Nine Hundred
14 Eight-six Thousand Four Hundred Forty-six Dollars (**\$986,446**) is appropriated from the TAF to
15 the GVB to fund the Tumon and Hagåtña Beach Cleaning, Tumon Landscaping, and Island-wide
16 Roadways Maintenance projects in Fiscal Year 2011. Notwithstanding the general provisions of
17 §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation shall continue to be
18 available until expended.

19 **Section 3. Appropriation to GVB for Pa'a Taotao Tano.** The sum of One
20 Hundred Twenty-five Thousand Dollars (**\$125,000**) is appropriated from the TAF to the GVB
21 for the Fiscal Year 2011 operations of Pa'a Taotao Tano to provide for the Local Match for the
22 ANA Language Grant, the New Pa'a AmeriCorps, the Guahu Taotao Tano Annual Pageant, and
23 the Northern Cultural Arts Program. Notwithstanding the general provisions of §30107.1, Title

1 11, Guam Code Annotated, and this Act, this appropriation shall continue to be available until
2 expended.

3 **Section 4. Appropriation to the Historic Inalahan Foundation.** The sum of One
4 Hundred Twenty-five Thousand Dollars (**\$125,000**) is appropriated from the TAF to the GVB
5 for the Fiscal Year 2011 operations of the Historic Inalahan Foundation. Notwithstanding the
6 general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation
7 shall continue to be available until expended.

8 **Section 5. Appropriation to the Pacific War Museum Foundation.** The sum of
9 Seventy Five Thousand Dollars (**\$75,000**) is hereby appropriated from the TAF to the GVB for
10 the FY 2010 operations and expansion of the Pacific War Museum.

11 **Section 6. Appropriations to Traditions About Seafaring Islands (TASI).** The
12 sum of Forty Thousand Dollars (**\$40,000**) is appropriated from the TAF to the GVB for the
13 operations of the Traditions About Seafaring Islands (TASI). Notwithstanding the general
14 provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation shall
15 continue to be available until expended.

16 **Section 7. Appropriation to the Tourism Education Council.** The sum of
17 Thirty Thousand Dollars (**\$30,000**) is hereby appropriated from the TAF to the GVB for the FY
18 2011 operations of the Tourism Education Council. Notwithstanding the general provisions of 11
19 GCA §30107.1 and this Act, this appropriation shall continue to be available until expended.

20 **Section 8. Appropriation to the Haya Cultural Preservation Foundation**
21 **(Sinangån-ta Outreach).** The sum of Twenty-Five Thousand Dollars (**\$25,000**) is hereby
22 appropriated from the TAF to the GVB for the FY 2011 for the operations of the Haya Cultural
23 Preservation Foundation (Sinangån-ta Outreach). Notwithstanding the general provisions of 11

1 GCA §30107.1 and this Act, this appropriation shall continue to be available until expended.

2 **Section 9. Appropriation to the Festival of the Pacific Arts Revolving Fund.** The
3 sum of One Hundred Thousand Dollars (**\$100,000**) is hereby appropriated from the TAF to the
4 Festival of Pacific Arts Revolving Fund for the purposes of planning, conducting, and hosting
5 the Twelfth (12th) Festival of Pacific Arts in 2016. The funds appropriated in this section shall
6 not be used to fund either administrative or contractual salaries.

7 **Section 10. Appropriation to the Guam Visitors Bureau Rainy Day Fund.** The
8 sum of Two Hundred Thousand Dollars (**\$200,000**) is hereby appropriated from the TAF to the
9 GVB for deposit in the Rainy Day Fund in accordance with the provisions set forth in Section
10 1(b) of Public Law 30-116 for the purposes cited therein. Notwithstanding the general provisions
11 of 11 GCA §30107.1 and this Act, this appropriation shall continue to be available until
12 expended and is not subject to transfer or use for any other purpose.

13 **Section 11. Appropriation to the Guam Museum Foundation.** The sum of One
14 Hundred Seventy Thousand Six-Hundred Ninety-Seven Dollars (**\$170,697**) is hereby
15 appropriated from the TAF to the Guam Museum Foundation for pro rata payment on a loan
16 secured for the purposes of designing and constructing the Guam Museum facility.
17 Notwithstanding the general provisions of 11 GCA §30107.1 and this Act, this Appropriation
18 shall continue to be available until expended and is not subject to transfer or use for any other
19 purpose.

20 **Section 12. Appropriation for the Reconstruction of San Vitores Phase II and**
21 **Phase III.** The sum of Four Hundred Eighty Thousand Dollars (**\$480,000**) is appropriated from
22 the TAF to the GVB for the Fiscal Year 2011 to complete the entire scope of work to repair,
23 resurface, and renovate key intersections along Pale San Vitores Road.

1 (b) No retiree who is eligible for Retiree Supplemental Annuity Benefits
2 provided for in Subsection (a) hereof *shall* receive said benefits if his annual retirement
3 annuity, excluding survivor benefits and excluding the supplemental benefits authorized
4 herein, is greater than Forty Thousand Dollars (**\$40,000**). No retiree who is eligible for
5 Retiree Supplemental Annuity Benefits *shall* receive more than the sum of Forty
6 Thousand Dollars (**\$40,000**) in combined retirement annuities and Supplemental Annuity
7 Benefits in any one (1) fiscal year.

8 (c) The Director of Administration *shall* coordinate with the Director of the
9 Government of Guam Retirement Fund (GGRF) and *shall* disburse to the retirees or their
10 survivors, the supplemental annuity benefits provided for in Subsection (a) of this
11 Section. The GGRF *shall* provide the Director of Administration with the information he
12 needs to effect disbursement. To realize savings associated with the cost of preparing
13 separate checks and mailing separate checks for the supplemental annuity for retirees, the
14 Director of Administration may enter into an Memorandum of Understanding (MOU)
15 with the GGRF in which the Director of Administration remits the supplemental annuity
16 payments to the GGRF for disbursement to the retiree at the same time the regular
17 annuity check is issued or by including the supplemental annuity in the regular annuity
18 check issued by the GGRF.

19 (d) Funds held in the Supplemental Annuity Benefits Special Fund *shall* not
20 be commingled with the General Fund or any other fund, *shall* be held in a separate bank
21 account that *shall* continue to be administered by the Director of Administration and *shall*
22 not be subject to *I Maga'låhen Guåhan*'s transfer authority.

1 (e) For Fiscal Year 2011 , the Guam Power Authority, the A.B. Won Pat
2 International Airport Authority, the Guam Economic Development Authority, the Guam
3 Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon
4 Guerrero Commercial Port, the Guam Waterworks Authority and the Guam Visitors
5 Bureau *shall* remit to the Department of Administration an amount equal to the number
6 of retirees eligible pursuant to Subsection (a) hereof who have retired from that entity
7 multiplied by Four Thousand Two Hundred Thirty-eight Dollars **(\$4,238)**. Said
8 remittances *shall* be paid in two (2) equal installments on or before October 10, 2010, and
9 April 15, 2010, respectively. Said remittances *shall* not be subject to *I Maga'låhen*
10 *Guåhan*'s transfer authority.

11 (f) The sum of Nineteen Million Five Hundred Thousand Dollars
12 **(\$19,500,000)** is appropriated from the General Fund to the GGFR to pay the following
13 two (2) items for current retirees for Fiscal Year 2011 :

- 14 (1) Retiree group health, dental and life insurance premiums (to
15 continue existing programs currently contained in the semi-monthly payments);
16 and
- 17 (2) Retiree life insurance subsidy (to continue existing programs
18 currently contained in the semi-monthly payments).

19 (g) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat
20 International Airport Authority, the Guam Economic Development Authority, the Guam
21 Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon
22 Guerrero Commercial Port, the Guam Waterworks Authority and the Guam Visitors
23 Bureau *shall* remit to the GGFR payments for medical, dental, and life insurance

1 payments for retirees who have retired from those respective agencies. Said remittances
2 *shall* be paid in two (2) equal installments on or before October 10, 2010 and on or before
3 April 1, 2011, respectively. The agencies' remittances for medical, dental and life
4 insurance mandated herein are ex gratia payments and are for Fiscal Year 2011 only.

5 (h) For Fiscal Year 2011, the sum of Seven Hundred and Two Thousand
6 Dollars (**\$702,000**) is appropriated from the General Fund to the GGRF to pay the cost of
7 Medicare premiums for government of Guam retirees and their survivors domiciled on
8 Guam and who are eligible to receive Social Security income benefits and who are
9 eligible to enroll in the government of Guam Group Health Insurance Program. No
10 government of Guam retiree or their survivor *shall* be required to enroll in the
11 Government of Guam Health Insurance Program in order to receive the reimbursement.

12 (i) For Fiscal Year 2011, the sum of One Hundred Forty-five Thousand
13 Dollars (**\$145,000**) is appropriated from the General Fund to the GGRF for *I Maga'låhi*
14 and *I Segundo na Maga'låhi/I Segundo na Maga'håga'* pensions.

15 (j) For Fiscal Year 2011, the sum of Four Hundred Fifty-eight Thousand Four
16 Hundred Forty-eight Dollars (**\$458,448**) is appropriated from the General Fund to the
17 GGRF for retirement annuities for former judges and justices of the Superior Court and
18 Supreme Court of Guam.

19 (k) The GGRF Board of Trustees *shall* enact and, if necessary, amend
20 administrative regulations that establish procedures to ensure the proper submission,
21 receipt and accounting of all sums remitted pursuant to Subsections (e) and (g) hereof.

22 **Section 3. Survivor Supplemental Annuity Additions.** Title 4 GCA §8135(d)(6) is
23 amended to read:

1 “(6) the prospective payment of supplemental benefits for the period of
2 October 1, 2010, through September 30, 2011, for survivors of those employees who
3 retired prior to October 1, 1995, to be paid in the following manner:

4 (i) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
5 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
6 Hundred Dollars (**\$1,200**), One Thousand five Hundred Dollars (**\$1,500**), Seven
7 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
8 benefits formerly contained in various General Appropriation Acts.

9 (ii) No person eligible for Retiree Supplemental Annuity Benefits
10 provided for in this Section *shall* receive such benefits if his regular annual
11 retirement annuity exclusive of the supplemental amounts authorized hereby
12 exceeds Forty Thousand Dollars (**\$40,000**). No persons eligible for Retiree
13 Supplemental Annuity Benefits *shall* receive more than the sum of Forty
14 Thousand Dollars (**\$40,000**) in combined retirement annuities and supplemental
15 retirement annuities.

16 (iii) Any retiree or survivor eligible to receive the supplemental annuity
17 may waive their supplemental annuity payment authorized herein by the filing of
18 a notarized affidavit waiving such payment with the Retirement Fund.”

19 **Section 4. Disability Supplemental Annuity Additions.** §8129(g), Title 4, Guam
20 Code Annotated, is amended to read:

21 “(g) Any disability retirement annuitant who commenced receiving a disability
22 retirement annuity prior to October 1, 1995, and who is entitled to disability retirement
23 benefits under this Chapter *shall* receive, during the period commencing on October 1,

1 2010, and ending on September 30, 2011, prospective non-cumulative supplemental
2 annuity benefits as follows:

3 (1) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
4 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
5 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
6 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
7 benefits formerly contained in various General Appropriation Acts.

8 (2) No persons eligible for Retiree Supplemental Annuity Benefits
9 provided for in Paragraph (g) of this Section *shall* receive such benefit if their
10 regular annual retirement annuity, excluding survivor benefits, prior to the
11 supplemental amounts herein exceeds Forty Thousand Dollars (**\$40,000**). No
12 persons eligible for Retiree Supplemental Annuity Benefits *shall* receive more
13 than the sum of Forty Thousand Dollars (**\$40,000**) in combined retirement
14 annuities and supplemental retirement annuities.

15 (3) Any disability retirement annuitant eligible to receive the supplemental
16 annuity may waive their supplemental annuity payment authorized herein by the
17 filing of a notarized affidavit waiving such payment with the Retirement Fund.”

18 **Section 5. Retirees Supplemental Annuity Additions.** §8122(d)(6), Title 4, Guam
19 Code Annotated, is hereby amended to read as follows:

20 “(6) Any retirement annuitant who commenced receiving a retirement annuity
21 prior to October 1, 1995, and who is entitled to retirement benefits under this Chapter,
22 *shall* receive, during the period commencing on October 1, 2010, and ending on

1 September 30, 2011, prospective, non-cumulative supplemental annuity benefits as
2 follows:

3 (i) Four Thousand Two Hundred Thirty-eight Dollars **(\$4,238)** in
4 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
5 Hundred Dollars **(\$1,200)**, One Thousand Five Hundred Dollars **(\$1,500)**, Seven
6 Hundred Dollars **(\$700)**, and Eight Hundred Thirty-eight Dollars **(\$838)** in annual
7 benefits formerly contained in various General Appropriation Acts.

8 (ii) No retiree who is eligible for Retiree Supplemental Annuity
9 Benefits provided for in this Section *shall* receive such benefit if his regular
10 annual retirement annuity, excluding the supplemental amounts authorized herein
11 and survivor benefits, exceeds Forty Thousand Dollars **(\$40,000)**. A retiree who
12 is eligible for Retiree Supplemental Annuity Benefits *shall* receive no more than
13 Forty Thousand Dollars **(\$40,000)** in combined retirement annuities and
14 supplemental retirement annuities.

15 (iii) Any retiree or survivor eligible to receive the supplemental annuity
16 may waive their supplemental annuity payment authorized herein by the filing of
17 a notarized affidavit waiving such payment with the Retirement Fund. ”

18 **Section 6. Appropriation for Cost of Living Allowance (COLA).**

19 (a) *I Maga'lâhen Guåhan shall* provide, by a single lump sum payment, a Cost of
20 Living Allowance (COLA) of One Thousand One Hundred Dollars **(\$1,100)** to each
21 retiree of the GGRF who is retired as of September 30, 2011, or his survivor no later than
22 November 1, 2010, unless the annuitant chooses in writing to receive bi-monthly
23 payments from October 1, 2010 through September 30, 2011. The sum of Six Million

1 Seven Hundred Seventy Thousand Five Hundred Dollars (**\$6,770,500**) is appropriated
2 from the General Fund to the Department of Administration to pay said Cost of Living
3 Allowance (COLA).

4 (b) The Guam Power Authority, the A. B. Won Pat International Airport
5 Authority, the Guam Economic Development Authority, the Guam Housing Corporation,
6 the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port,
7 the Guam Waterworks Authority and the Guam Visitors Bureau *shall* pay a Cost of
8 Living Allowance (COLA) in a single payment of One Thousand One Hundred Dollars
9 (\$1,100) to every Government of Guam Retirement Fund retiree who retired from each
10 respective aforementioned agency as of September 30, 2011, or his survivor no later than
11 November 1, 2010, unless the annuitant chooses in writing to receive bi-monthly
12 payments from October 1, 2010 through September 30, 2011.

13 (c) Each agency mentioned in Subsection (b) *shall* reimburse the General
14 Fund for any COLAs paid by the Fund in Fiscal Year 2011 to retirees who have retired
15 from that agency and their survivors, no later than December 31, 2010.

16 (d) Any retiree or survivor eligible to receive the a Cost of Living Allowance
17 (COLA) may waive their Cost of Living Allowance (COLA) payment authorized herein
18 by the filing of a notarized affidavit waiving such payment with the entity responsible for
19 the Retirement Fund.

20 (e) If a retiree is both a Defined Benefit and a Defined Contribution Retiree,
21 he or his survivor *shall* only be entitled to a single COLA payment.

1 **Section 7. The Government of Guam Competitive Wage Act of 2011.**

2 (a) Legislative Findings and Intent. It is the finding of *I Liheslaturan Guåhan*
3 that the government of Guam, as the largest employer on island, has a duty to examine
4 and evaluate its human resources demands in the face of an ever-increasing global
5 economy.

6 *I Liheslaturan Guåhan* finds that the government of Guam does not operate in a
7 vacuum, but must compete with other employers such as the federal and private sector for
8 the island’s supply of professionals in all fields. As an organization, the government of
9 Guam must ensure it has the necessary tools to address the increasing complexity of the
10 government operations and changes in the economic environment of the island.

11 *I Liheslaturan Guåhan* recognizes that the proposed military buildup will result in
12 the inflation of the price of commodities and services on the island, including the wages.
13 As such, *I Liheslaturan Guåhan* plans to adopt a proactive approach in light of recent
14 exodus of professional staff and shortage of credentialed and experienced applicants due
15 to the increasingly competitive job market. The delivery of government services occurs at
16 the front lines and recruitment and retention of such employees is paramount to the
17 delivery of services, particularly in light of the fact that the government of Guam has not
18 changed its Unified Pay Structure in over eighteen (18) years.

19 The first phase adjustment of the Unified Pay Structure as proposed by the
20 Department of Administration will affect approximately five thousand nine hundred
21 twenty-nine (5,929) employees within the government of Guam. The estimated fiscal
22 impact can be categorized as (1) the cost to bring employees who are below the minimum
23 of the recommended salary ranges to the minimum of those ranges; (2) placing

1 employees who are in the recommended salary range at the appropriate position salary
2 range and (3) for employees whose current salary is between the range minimum and
3 midpoint; this is the cost of placing employees at the next highest step in the new salary
4 range.

5 (b) Implementation of the Government-wide Position Classification,
6 Compensation & Benefits Study. The sum of Thirteen Million One Hundred Fourteen
7 Thousand Five Hundred Ninety Six Dollars (**\$13,114,596**) is appropriated from the
8 General Fund to the Department of Administration for the purpose of implementing the
9 salary adjustments in Fiscal Year 2011 as recommended by the comprehensive
10 Government-wide Position, Classification, Compensation and Benefits Study Plan,
11 conducted by the Hay Group, Inc. pursuant to Section 13 of Public Law No. 29-52 and
12 the Governor's Executive Order No. 2006-21.

13

- 1 (b) Bureau of Budget & Management Research;
- 2 (c) Office of Public Accountability;
- 3 (d) Guam State Clearinghouse.
- 4 (e) Guam Department of Education”

5 **Section 2. Utility Cost Account.** There is hereby created a Utility Cost Account.
6 All appropriations to the Utility Cost Account in this Act and subsequent Acts for power,
7 water/sewer of departments or agencies *shall* be released from the Utility Cost Account monthly
8 at the rate of one-twelfth (1/12) of the total appropriation and used exclusively by the
9 Department of Administration for payments of utility charges for the specified departments or
10 agencies. This Cost Account *shall* not be subject to *I Maga'låhi Guåhan's* transfer authority.

11 **Section 3. Health Benefit Cost Account.** There is hereby created a Health Benefit
12 Cost Account. All appropriations to the Health Benefit Cost Account in this Act and subsequent
13 Acts for the health, life and dental premiums of departments or agencies *shall* only be used by
14 the Department of Administration to pay for health, life and dental insurance premiums for the
15 specified department or agency. This Cost Account *shall* not be subject to *I Maga'låhi*
16 *Guåhan's* transfer authority. Any provider to the government of health, dental or life insurance
17 *shall* submit a report to *I Maga'låhi Guåhan* and the Speaker of *I Liheslaturan Guåhan* detailing
18 the number of employees enrolled in each plan and the premium cost of the employee share and
19 the government share of each enrollee, within thirty (30) days of the close of the annual open
20 enrollment of such plan. Thereafter, a monthly report detailing the number of new enrollees and
21 the number of enrollees dropping the plans *shall* be filed with *I Maga'låhi Guåhan* and the
22 Speaker of *I Liheslaturan Guåhan*.

1 **Section 4. Vacancy Pool Cost Account.** There is hereby created a Vacancy Pool
2 Cost Account. All appropriations to the Vacancy Pool Cost Account in this Act and subsequent
3 Acts for vacant positions of Executive Branch departments, unless otherwise stated, *shall* be
4 deposited into the Vacancy Pool Cost Account and *shall* only be used to pay salaries of new
5 hires after October 1, 2010 for positions unfilled at the beginning of FY 2011 for the specified
6 agency. This Cost Account *shall* not be subject to *I Maga'låhi Guåhan's* transfer authority, but
7 corresponding amounts *shall* be transferred by Bureau of Budget Management and Research
8 (BBMR) to an agency or department to be used for payroll upon the filling of an authorized
9 position. The Cost Account *shall* be available to pay the salaries of employees returning to their
10 government position who were not in the previous fiscal year staffing pattern drawing a salary.
11 Certification of the availability of funds for the recruitment GGIs for all vacancies to be filled
12 using the Vacancy Pool Cost Account *shall* be by BBMR.

13 **Section 5. Deficit Reduction.** All unpaid prior year obligations, including
14 obligations for tax refunds; vendor payables; back pay for employees or other obligations
15 resulting from judgments or awards approved prior to FY 2011 by any regulatory body, court or
16 administrative authority, which remain unpaid at the beginning of FY 2011, unless otherwise
17 authorized, *shall* be paid from the un-appropriated General Fund revenues collected in excess of
18 appropriations and reserved for deficit reduction pursuant to §22436 of Article 4, Chapter 22 of
19 Title 5, Guam Code Annotated. They *shall* transmit a copy of the cumulative prior year
20 obligations on quarterly basis and is to be submitted to *I Maga'låhi Guåhan* and the Speaker of *I*
21 *Liheslatura* and the Office of Finance and Budget.

22 **Section 6. Section 1 of Public Law 28-38 is hereby amended to read as follows:**

1 “Section 1. Special Retirement Provisions for the Guam Department of Education
2 (GDOE) and Guam Memorial Hospital Authority (GMHA). On the first day of the first month
3 following the enactment hereof and on every first day of every month thereafter, the Department
4 of Administration (DOA) shall compute and recognize interest owed for both the GDOE and
5 GMHA retirement liabilities to the Government of Guam Retirement Fund (GGRF) equal to
6 outstanding liability multiplied by the one twelfth (1/12) of the most recent historical five year
7 average annual rate of return of the defined benefit investment portfolio, inclusive of
8 performance which yielded negative returns. Liability payments made by the GDOE or GMHA
9 shall be credited to the respective liability balance prior to the next month’s interest calculations.
10 The GGRF shall not be entitled to any additional interest for liabilities identified in this section
11 beyond what the DOA calculates on the first day of each month. The GGRF shall accept and
12 approve for retirement any eligible employee of the DOE or the GMHA upon the condition that
13 the respective agency's employer and employee contributions to the Fund for the applicable
14 fiscal year are current and paid in full as provided in P.L. 27-106, Chapter VI, Section 13. If the
15 GDOE or GMHA fails to make current payments for the applicable fiscal year, the Fund shall
16 cease processing applications from employees of that agency until payment is made in full.

17 The GGRF and the DOA shall reconcile the annualized interest paid during the current
18 fiscal year upon release of the GGRF rate of return performance report for Quarter ending
19 September 30 for the same twelve (12) month period. The GGRF shall invoice the DOA for any
20 underpayment of interest computed by subtracting actual interest payments from interest
21 calculated using the current fiscal year monthly principal balances outlined in Section 1 and the
22 twelve (12) month average rate of return for the same period. Any overpayments to the GGRF
23 shall remain with the GGRF.

1 ~~Section 1. Special Retirement Provisions for DOE and GMHA.~~ On the first day of the
2 first month following the enactment hereof and on every first day of every month thereafter, with
3 a grace period of no more than ten (10) days, the Treasurer of Guam shall pay "interest only"
4 payments. ~~in the sum of One Hundred Ninety-two Thousand Nine Hundred Fifty-five Dollars~~
5 ~~and Seven Cents (\$192,955.07)~~ for the Guam Department of Education (GDOE) deficiency to
6 the Government of Guam Retirement Fund (GGRF) and the Treasurer of Guam shall pay interest
7 only payments ~~in the sum of One Hundred Ninety Thousand Five Hundred One Dollars and~~
8 ~~Nineteen Cents (\$190201.19)~~ for the Guam Memorial Hospital Authority (GMHA) deficiency to
9 the GGRF on the first day of the first month following the enactment hereof and on every first
10 day of every month thereafter. ~~These interest only payments shall be paid automatically each~~
11 ~~month in the form of a cash draw down. The interest only payments shall continue until~~
12 ~~satisfaction of both DOE'S deficiency, in the amount of Seventeen Million One Hundred Fifty-~~
13 ~~four Thousand Six Hundred Eight Dollars and Seventy five Cents (\$17,154,608.75), and~~
14 ~~GMHA's deficiency, in the amount of Sixteen Million Eight Hundred Sixty Thousand One~~
15 ~~Hundred Forty-two Dollars and Twenty two Cents (\$16,860,142.22), from a General Obligation~~
16 ~~Bond or alternate means. If the DOE and GMHA deficiencies are not satisfied within five (5)~~
17 ~~years following enactment hereof, payments for DOE and GMHA principal shall resume and~~
18 ~~proceed as provided in 4 GCA 58137. After the Treasurer of Guam has made the first monthly~~
19 ~~payment pursuant to this Section,~~ The Government of Guam Retirement Fund shall accept and
20 approve for retirement any eligible employee of the Guam Department of Education or the Guam
21 Memorial Hospital Authority upon the condition that the respective agency's employer and
22 employee contributions to the Fund for the applicable fiscal year are current and paid in full as
23 provided in P.L. 27- 106, Chapter VI, Section 13, including interest and penalties pursuant to 4

1 GCA §8137(c) and interest at the actuarial rate determined in the latest completed actuarial
2 valuation prepared for the Board of Trustees by the actuary appointed by the Board, which is
3 seven and one half percent (7.5%). If the Treasurer of Guam fails to make current payments as
4 required by this Section or if GDOE or GMH fails to make current payments for the applicable
5 fiscal year, the Fund shall cease processing applications from employees of that agency until
6 payment is made in full.”

7 **Section 7. Retirement Option for Government of Guam Employees.** A member
8 of the Government of Guam Retirement Fund (GGRF) who is eligible for retirement may retire
9 upon the complete remittance of his outstanding individual contributions to the GGRF, including
10 the employee and employer retirement contributions. Any and all fees, interest at actuarial set
11 assumed rate of return for fund investments rates, and penalties required by the GGRF *shall* be
12 paid by the government. This Section *shall* not restrict the continuing remittance of existing
13 GGRF contributions as required by law or by the GGRF. By the fifteenth (15th) day of each
14 month, the Director of the GGRF *shall* provide a detailed report to the Speaker of *I Liheslaturan*
15 *Guåhan* regarding said remittances and the number of retirements pursuant to this Section during
16 the previous month. Nothing herein *shall* be construed to abrogate any provision of Public Law
17 28-38.

18 **Section 8. Volunteers and Donations for Skinner Plaza, Plaza De Espana and**
19 **Guam Congress Building.** The Executive Director of *I Liheslaturan Guåhan* may receive
20 donations, including, but not restricted to, donations of goods, materials and services, for the
21 purpose of maintaining and renovating Skinner Plaza, the Plaza De Espana, and the Guam
22 Congress Building (also known as the Old Legislative Building).

1 **Section 9. Temporary Employment of Retired Corrections Officers.** The
2 Department of Corrections (DOC) may hire retired Guam Corrections Officers if a critical need
3 arises. Retired corrections officers hired under this Section may receive their retirement annuity
4 while employed on this temporary basis. Officers may only be hired under this Section to fill
5 positions left vacant because of military activation of corrections officers or absence due to a
6 long term disability status which has been certified by a medical doctor. The DOC may exercise
7 this hiring authority provided its authorized budget for personnel is not exceeded in filling those
8 positions and *shall* be terminated when the incumbent returns from military service. Retired
9 officers may be hired only in the ranks of Corrections Officers Supervisor I and below, only at
10 Step I, and *shall* not receive sick and annual leave. Officers hired under this Section *shall* meet
11 requirements for the position in question, except for written examinations, and the Director of
12 DOC *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Chapter 8 of
13 Title 4, Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue
14 to receive retirement benefits.

15 **Section 10. Temporary Employment of Retired Guam Police Officers.** The Guam
16 Police Department (GPD) may hire retired Guam Police Officers if a critical need arises because
17 of military activation of police officers or absence due to a long term disability status which has
18 been certified by a medical doctor. The GPD may exercise this hiring authority provided its
19 authorized budget for personnel is not exceeded. The retiree hired *shall* fill such a vacant
20 position and *shall* be terminated when the incumbent returns from military service. Retired
21 officers may be hired only at the ranks of Sergeant I and below, only at Step I, and *shall* not
22 receive sick and annual leave. Officers hired under this Section *shall* first meet the requirements
23 for the position in question, except for written examinations, and the Chief of Police of GPD

1 *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4, Guam
2 Code Annotated, retirees hired temporarily pursuant to this Section may continue to receive
3 retirement benefits. The GPD may pay for Civilian Volunteer Police Reserve stipends to the
4 Police Reserve Officer to provide temporary services because of military activation of the
5 regular police officer.

6 **Section 11. Temporary Employment of Retired Guam Firefighters.** The Guam
7 Fire Department (GFD) may hire retired GFD firefighters if a critical need arises because of
8 military activation of GFD firefighters or absence due to a long term disability status which has
9 been certified by a medical doctor. The GFD may exercise this hiring authority provided its
10 authorized budget for personnel is not exceeded. The retirees hired *shall* fill such a vacant
11 position and *shall* be terminated when the incumbent returns from military service. Retired fire
12 personnel may be hired only at the ranks of Fire Specialist and below, only at Step I, and *shall*
13 not receive sick and annual leave. Retired firefighters hired under this Section *shall* first meet
14 the requirements for the position in question, except for written examinations, and the Fire Chief
15 of GFD *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4,
16 Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue to
17 receive retirement benefits.

18 **Section 12. Temporary Employment of Retired Customs and Quarantine**
19 **Officers.** The Customs and Quarantine Agency (CQA) may hire retired Customs and
20 Quarantine Officers if a critical need arises as a result of military activation of Customs officers
21 or absence due to a long term disability status which has been certified by a medical doctor or
22 when vacancies cannot be filled within six (6) months because of the lack of qualified applicants.
23 The CQA may exercise this hiring authority provided its authorized budget for personnel is not

1 exceeded. The retired officer *shall* fill such a vacant position and *shall* be terminated when the
2 incumbent returns from military service or when a fully-qualified applicant is available. Retired
3 officers may be hired only in the ranks of Customs Officer III and below, only at Step I, and
4 *shall* not receive sick and annual leave. Retirees hired pursuant to this Section *shall* meet
5 requirements for the position in question, except for written examinations, and the Director of
6 CQA *shall* certify that every retiree hired is fit for duty. The requirements of Title 17, Article 3,
7 Chapter 32 are waived for employment pursuant hereto except for §32304(b)(4).
8 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to
9 this Section may continue to receive retirement benefits.

10 **Section 13. Temporary Employment of Retired Department of Revenue and**
11 **Taxation Employees.** The Department of Revenue & Taxation (RevTax) may hire retired
12 employees of the RevTax when a critical need arises or absence due to a long term disability
13 status which has been certified by a medical doctor. The RevTax may exercise this hiring
14 authority provided its authorized budget for personnel is not exceeded in the areas of Tax
15 Collection, Taxpayer Assistance, Tax Investigation, Auditing, and Tax Processing. Said retirees
16 *shall* be hired at Step I for the position in question and *shall* not receive sick and annual leave.
17 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to
18 this Section may continue to receive retirement benefits.

19 **Section 14. Locum Tenens Exemption during the Absence of the Chief Medical**
20 **Examiner.** The Office of the Chief Medical Examiner is exempt from the government of Guam
21 Procurement Law in contracting for the professional services of a qualified medical examiner to
22 be provided when the Chief Medical Examiner is absent from work.

1 **Section 15.** Advance Payments for Medical Services. In order to expedite acceptance
2 of Medically Indigent Program (MIP) clients at The Joint Commission accredited facilities for
3 medical treatment approved by the MIP, the Director of Public Health and Social Services
4 (DPHSS) may advance payments for said medical treatment or air ambulance program
5 established by Section 33, Chapter V of Public Law 28-150, and may establish escrow accounts
6 for immediate and advance payment of medical treatment at hospitals and other medical facilities
7 accredited by The Joint Commission determined by the Director of DPHSS to be best able to
8 serve Medically Indigent Program clients.

9 **Section 16. Transfer of Employees.** (a) Notwithstanding any other provision of law,
10 and in recognition of personnel shortages in certain areas, *I Maga'låhen Guåhan* is authorized to
11 transfer employees within or between any line department or agency of the government of
12 Guam, except that:

13 (1) This Section *shall* not apply to any employee of the Legislative or Judicial
14 Branches of government;

15 (2) The transfer of an employee *shall* not result in a loss of pay or salary;

16 (3) No employee *shall* be transferred if the employee has filed a viable
17 grievance with the Civil Service Commission for discrimination based on political
18 affiliation, gender, or sexual harassment, unless the employee consents to said transfer;

19 (4) Notwithstanding any other provision of law or regulation, no employee of
20 an autonomous agency may be transferred to a line department or agency;

21 (5) *I Maga'låhen Guåhan shall* transfer the funding authorized for that
22 employee's position from the transferor agency to the transferee agency, including

1 GMHA, DPHSS, DMHSA, unless the transfer is from a line agency to an autonomous
2 agency; and

3 (6) This Section *shall* not be used to transfer employees acting in good faith
4 who report or expose bad business practices, illegal activities, or inappropriate conduct
5 by public officials.

6 (7) No employee occupying a classified position created by statute within an
7 agency *shall* be transferred out of an agency nor *shall* such employee and position be
8 transferred out of such agency. Any employee whose classified position is created by
9 statute within a specific department or agency, and has been transferred out of such
10 agency or whose classified position has been transferred out of such agency *shall* be
11 immediately transferred back to such agency.

12 (b) *I Maga'lâhen Guâhan shall* submit a report to the Speaker of *I Liheslatura* of the
13 transfer of each employee pursuant to this authorization, with the name and position of the
14 employee being transferred, the line department or agency the employee is being transferred
15 from, the line department or agency the employee is being transferred to, the time duration of the
16 transfer, and whether the transfer is permanent.

17 **Section 17. Contracts Exceeding Funds Restriction.** No agency *shall* contract or
18 agree to spend any money in excess of the amount allotted to that agency for that agreement by
19 Bureau of Budget Management and Research. Any contract or agreement made in violation
20 hereof *shall* be void. Any agency head or certifying officer who knowingly contracts or agrees
21 to spend any money in excess of said allotments *shall* be guilty of a misdemeanor.

22 **Section 18. Restrictions on Executive Branch Hiring of Unclassified Employees.**
23 No government funds of any kind or description may be expended for the employment or hiring

1 of unclassified employees in the Executive Branch of the government of Guam, except for the
2 following:

3 (a) Certified persons in the Guam Department of Education as identified in
4 Subsection (12) of §715 of Chapter 7 of Title 1 of the Guam Code Annotated;

5 (b) Any academic teaching positions at the University of Guam and the Guam
6 Community College;

7 (c) Nurses, doctors, licensed health professionals and ancillary health
8 employees necessary for clinical purposes at the Department of Public Health and Social
9 Services, the Department of Mental Health and Substance Abuse, the Office of the Chief
10 Medical Examiner, the Guam Memorial Hospital Authority, the Guam Police
11 Department, and the Department of Integrated Services for Individuals with Disabilities;

12 (d) Department of Labor Survey Workers;

13 (e) Systems and Programming Administrator, Junior Systems Programmer,
14 Senior Programmer Analyst, Junior Application Analyst, Junior Programmer Analyst and
15 Junior Application Programmer and positions dealing with tax audits, tax investigations,
16 tax collections and processing of taxes at the Department of Revenue and Taxation;

17 (f) Federally-funded positions (matching and up to 100%);

18 (g) Persons filling temporary vacancies created by the call to active military
19 duty of employees who are members of the reserve components of the Department of
20 Defense and the Department of Transportation, including, but not limited to, the United
21 States Army, United States Navy, United States Marine Corps, United States Air Force,
22 the Army National Guard, the Air National Guard, and the United States Coast Guard or
23 created by absence due to a long term disability status which has been certified by a

1 medical doctor. Departments may exercise this hiring authority provided its authorized
2 budget for personnel is not exceeded;

3 (h) Positions within the Office of *I Maga'låhen Guåhan*, the Office of *I*
4 *Segundo Na Maga'låhen Guåhan* and the Guam State Clearinghouse, and department or
5 agency heads, deputies and private secretaries;

6 (i) Positions within the Mayors Council of Guam;

7 (j) Positions within the Guam Election Commission;

8 (k) Limited-term, part time substitute teachers of the Guam Department of
9 Education;

10 (l) All persons employed pursuant to this Section, effective October 1, 2010,
11 *shall* meet the minimum Knowledge, Abilities and Skills (KAS) associated with such
12 position; and

13 (m) professional Engineers required to fill Chief Engineer positions.

14 **Section 18. Board and Commission Meeting Stipends.** Any compensation or
15 stipend owed to a Board or Commission member for attending a regular or special meeting in FY
16 2011 shall be paid from the budget of the department or agency responsible for the
17 administrative support and operations of such Boards or Commissions. Any Board member who
18 has served on a Board continuously—for ten years or more—may receive a stipend totaling over
19 Two Hundred Fifty Dollars (\$250) per month for meetings attended; however, Board and
20 Commission members may elect to not receive said compensation.

21 **Section 20. Contracts.** Positions in the classified and unclassified service *shall* not be
22 filled pursuant to a contractual arrangement, except as provided in this Section for FY 2011.

1 (a) Subject to Chapter 5, Title 5, Guam Code Annotated, government of
2 Guam departments and agencies may contract with independent contractors, provided
3 that no agency may contract for services customarily provided by employees in the
4 classified service except as provided by Law.

5 (b) Government of Guam departments and agencies that do not customarily
6 obtain professional services such as licensed health professionals, licensed architects,
7 licensed engineers, legal services, actuarial services and auditing services through an
8 employee in the classified service in that department or agency may contract to obtain
9 such services.

10 (c) The Office of the Attorney General and the Public Defender Service
11 Corporation are authorized to contract with attorneys as independent contractors to
12 provide services in areas in which it is impracticable or impossible for the office to
13 proceed. Such contracts *shall* be let in accordance with the procurement laws of Guam.
14 No such independent contractor hired pursuant to this Section may receive from the
15 government of Guam any remuneration in any form other than in payment for the
16 position into which such person is hired. The Office of the Attorney General and the
17 Executive Director of the Public Defender Service Corporation *shall* file a copy of every
18 such contract with the Chief Procurement Officer and the Director of Administration
19 together with a written certification stating why it is impracticable to handle the matter
20 within the office as otherwise constituted.

21 (d) This Section *shall* not apply to the Guam Department of Education;
22 University of Guam; Guam Community College; Unified Judiciary when filling positions
23 of justices and judges pro tem, law clerks, and legal interns; the Department of Revenue

1 and Taxation when filling the position of legal counsel; *I Liheslaturan Guåhan*; Guam
2 Memorial Hospital; and the Department of Public Health and Social Services and the
3 Department of Mental Health and Substance Abuse when filling positions of licensed
4 health professionals.

5 (e) Any instrumentality of the government of Guam that fills any classified or
6 unclassified positions by contractual arrangement in accordance with this Section *shall*
7 file a copy of every such contract with the Chief Procurement Officer together with a
8 written certification stating why it is impracticable to handle the matter within the
9 instrumentality as otherwise constituted.

10 **Section 21. Amendment to Comparative Revenue and Expenditure Reporting.**

11 §4109 (c) (3), Chapter 4 of Title 5, Guam Code Annotated, is hereby amended to read as follows:

12 “(3) Modify or withhold the planned expenditures at any time during the
13 appropriation period if the Bureau of Budget and Management Research finds that such
14 expenditures are greater than those necessary to execute the programs at the level
15 authorized by *I Maga'låhen Guåhan* and *I Liheslatura Guåhan* or that the receipts and
16 surpluses will be insufficient to meet the authorized expenditure levels, provided that no
17 planned expenditures necessary to provide every public school student an adequate public
18 education *shall* be modified or withheld. The Director of the Bureau of Budget and
19 Management Research, in collaboration with the Director of Revenue and Taxation and
20 the Director of Administration, *shall* determine revenue tracking for every fiscal year
21 based on the actual collections of every preceding month, and prepare monthly
22 Comparative Revenue and Expenditure Analysis Reports that compare the budgeted and
23 actual revenues and departmental program appropriations with expenditures and

1 encumbrances. If revenues are tracking below projected revenues for the year, the
2 Bureau of Budget and Management Research *shall* adjust and sequester an amount of the
3 remaining allotments equal to the percentage of revenues that are below the fiscal year's
4 projected revenues. The Director of the Bureau of Budget and Management Research,
5 the Director of Administration, and the Director of Revenue and Taxation *shall* certify
6 said reports, which *shall* be transmitted to *I Maga'låhen Guåhan* and the Speaker of *I*
7 *Liheslaturan Guåhan* no later than twenty (20) days after the end of each month.”

8 **Section 22. Wireless Communications Restrictions.** No government of Guam
9 funds, regardless of source and including funds expended by autonomous agencies, *shall* be
10 expended for the use of cellular telephones, cellular telephone services and other wireless
11 telephone services, unless the government of Guam will be reimbursed from Federal funds or
12 other grants. This Section *shall* not apply to *I Maga'låhen Guåhan*; *I Segundo Na Maga'låhen*
13 *Guåhan* ; the Speaker of *I Liheslaturan Guåhan*; the Chief Justice of the Supreme Court of
14 Guam; the Presiding Judge of the Superior Court of Guam; official use of the Crisis Hotline
15 Program of the Department of Mental Health and Substance Abuse; law enforcement officials;
16 on-call health professionals at the Guam Memorial Hospital Authority, the Department of Mental
17 Health and Substance Abuse, and the Department of Public Health and Social Services; Village
18 Mayors and Vice Mayors; GFD and EMS officials; on-call emergency management personnel;
19 and the Chief Medical Examiner.

20 **Section 23. Exception for Internet and Data Network and Wireless Non-Mobile**
21 **Telephone Services.** The restrictions on the funds for wireless telephone service contained in
22 Section 23 of this Chapter *shall* not apply to the wireless internet and data networking services,

1 Voice Over Protocol (VOIP) and wireless local loop (stationary [non-mobile] wireless phone
2 systems) telephone services.

3 **Section 24. Deposit for Drug Testing.** The sum of Two Thousand Dollars (**\$2,000**) is
4 appropriated from the General Fund; the sum of Three Hundred Eighty Five Dollars (**\$385**) is
5 appropriated from the Guam Contractors Fund; the sum of Seven Hundred Fifty Dollars (**\$750**)
6 is appropriated from the Indirect Cost Fund; the sum of One Hundred Thirteen Dollars (**\$113**) is
7 appropriated from the Land Survey Revolving Fund; the sum of Four Hundred Eighteen Dollars
8 (**\$418**) is appropriated from the Manpower Development Fund; the sum of Thirty Eight Dollars
9 (**\$38**) is appropriated from the P.E.A.L.S Fund; the sum of Two Thousand Dollars (**\$2,000**) is
10 appropriated from the Solid Waste Operations Fund; the sum of Two Thousand Dollars (**\$2,000**)
11 is appropriated from the Territorial Highway Fund to individual agencies for drug testing and
12 *shall* be deposited into an account with the Department of Administration, which is tasked with
13 the implementation and payment of all testing by government employees as set out in Executive
14 Orders 95-29 and 2005-18. This Fund *shall not* be subject to *I Maga 'låhen Guåhan*'s transfer
15 authority.

16 **Section 25. Deposit for Random Drug Testing for Testing Designated Positions.** The
17 sum of Thirteen Thousand Nine Hundred Thirty Dollars (**\$13,930**) is appropriated from the
18 General Fund, representing the total of all appropriations in this Act to individual agencies for
19 random drug testing of employees in Testing Designated Positions (TDP) delineated in the
20 Department of Administration Drug Free Workplace Program (DFWP Operating Procedures)
21 shall be deposited into an account with the Department of Administration. This Fund *shall not* be
22 subject to *I Maga 'låhen Guåhan*'s transfer authority.

1 **Section 26. Program Reporting Requirements for Employment, Employment**
2 **Placement, and Job Training Programs at the Guam Community College, the University of**
3 **Guam, and the Guam Department of Labor.**

4 (a) The President of the University of Guam, the President of the Guam
5 Community College, and the Director of the Guam Department of Labor *shall* transmit a
6 report to *I Maga'låhen Guåhan* and to the Speaker of *I Liheslaturan Guåhan*, no later
7 than June 30 of each year, the actual number of program completers and/or certificates
8 issued for each program, and employment data for said program completer for the two (2)
9 years following completion of their respective programs, to include salary levels, job
10 location, or whether the job is in the same field as the program.

11 (b) The report mandated in Subsection (a) *shall* also be posted on each
12 agency's respective website.

13 **Section 27.** If any Cost Accounts created by this Act require existing automated postings
14 within the Government of Guam Financial Management System to be manually duplicated to
15 conform to the requirements in this Act the Department of Administration may instead report the
16 details of the Cost Account outside the Financial Management System.

17

1 fiscal year, the revenue tracking for the balance of the fiscal year, based upon the actual
2 collections of the preceding month, and prepare a statement comparing “actual” and “projected”
3 revenues. Said statement shall be certified as to its accuracy by each of the aforementioned
4 Directors, and submitted to the Speaker of *I Liheslaturan Guåhan* no later than thirty (30) days
5 after the end of each month of the fiscal year. Said statements shall be posted quarterly on the
6 Bureau of Budget and Management Research’s website. The Director of the Bureau of Budget
7 and Management Research and the Director of *I Liheslaturan Guåhan* and the Office of Finance
8 and Budget shall from time to time meet to revise, approve and implement changes to the format
9 of the report.

10 **Section 6. Prior Year Appropriations Report.** *I Liheslaturan Guåhan* finds that in
11 order to work effectively to reduce and manage the deficit of the government of Guam, it will
12 need to repeal or de-appropriate past appropriations, which remain outstanding but not expended.
13 To assist in this effort, the Department of Administration, in collaboration with the Office of
14 Finance and Budget, shall submit a report to the Speaker of *I Liheslaturan Guåhan* on January 1,
15 2011 delineating any appropriation from fiscal years prior to 2011, which has not been
16 encumbered or fully expended as of the date of the report. The report shall also delineate those
17 appropriations from fiscal years prior to 2011 which have been carried forward to Fiscal Year
18 2011 pursuant to law or this Act and the expenditures thereon. Thereafter, monthly updates to
19 the report shall be submitted until unexpended appropriations from prior fiscal years are
20 eliminated by repeal or other operation of law.

21 **Section 7. Exemption from BBMR Allotment Release Control.** §1303, Title 5,
22 Guam Code Annotated, shall not apply to the Mayors Council of Guam, the Office of Public
23 Accountability, the Office of Finance and Budget, the Office of the Attorney General, the

1 Department of Revenue and Taxation, the *I Liheslaturan Guåhan*, and the Unified Judiciary.
2 Said entities may draw against their respective appropriations as needed to meet their obligations
3 in accordance with a drawdown schedule that said entities shall submit to the Director of the
4 Department of Administration, no later than October 31, 2011. Failure to submit such drawdown
5 schedule shall subject such entity to the allotment release control by Bureau of Budget
6 Management and Research.

7 **Section 8. Special Fund Transfer.** Unless specified in this Act, *I Maga'låhen*
8 *Guåhan* is authorized to transfer to the General Fund any cash available from any appropriated
9 Special Fund or Revolving Fund to fund the appropriations authorized by this Act. All
10 cash from Special Funds or Revolving Funds transferred to cover the appropriations authorized
11 by this Act shall be promptly reimbursed to the Special or Revolving Fund from which it was
12 withdrawn as cash becomes available. *I Maga'låhen Guåhan* shall submit a report to the
13 Speaker of *I Liheslaturan Guåhan* on the fifth (5th) day of every month on all transfers made
14 pursuant to this Section. Said report shall enumerate the amount of each transfer, identify the
15 funds to and from which the transfer was made and state the purpose of each transfer. Unless
16 otherwise restricted or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is
17 authorized to transfer up to fifteen percent (15%) between object categories within an agency
18 Fiscal Year 2011 Special Fund base operational (except the utility funds) appropriations
19 contained in Chapter V and in Parts II, III and IV of Chapter III of this Act; provided that notice
20 of each transfer and justification therefore are delivered within fifteen (15) working days after
21 the transfer is made to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and
22 Budget.”

1 **Section 9. Secondary and Tertiary Road Projects.** *I Maga'låhen Guåhan*, after
2 consultation with the Village Mayors, may delete and add secondary and tertiary road repair
3 projects to the list in Part IV of Chapter II of Public Law 28-68, if such amendment is
4 necessitated by changes in cost estimates, availability of funds or critical needs, provided that the
5 repair of potholes on primary and secondary roads shall remain a high priority and shall
6 commence as soon as practicable. The Director of Bureau of Budget Management and Research
7 and the Guam Department of Education shall report to the *I Liheslaturan Guåhan* the status and
8 balance of the appropriations made to fund the repairs of pursuant to PL 28-68 for the repair of
9 such road projects.

10 **Section 10. Facilities Insurance Requirements.** Every department and agency of the
11 government of Guam, through the Department of Administration, may expend such sums as
12 necessary from the department or agency's appropriations for operations contained in this Act,
13 for insurance of government-owned facilities, built or repaired with FEMA grant funds, where
14 such insurance is required by FEMA.

15 **Section 11. Reporting Requirements for Non-Profit Organizations.** All non-profit
16 organizations that receive funds pursuant to this Act shall maintain financial records that
17 accurately account for said funds and shall provide a budgetary breakdown by object category to
18 the department or agency that oversees the appropriation. The non-profit organization shall be
19 provided a copy of this Section by the department or agency overseeing such appropriation. The
20 non-profit organization shall also provide to said department:

21 (a) A quarterly report describing its activities during the reporting period and
22 the results it achieved no later than twenty (20) days after the end of each quarter;

1 (b) Notification of all procurement of equipment and services of Five
2 Thousand Dollars (\$5,000) or more prior to awarding the contract therefore;

3 (c) Access to the overseeing department or agency's duly authorized
4 representative, and government of Guam auditors, to appropriate records for the purpose
5 of audit and examination of books, documents, papers and records of funds expended
6 under the appropriation;

7 (d) Submission of a detailed inventory listing of each year's purchases, as
8 certified by its certifying officer; and

9 (e) A Final Report to the overseeing department or agency for submission to *I*
10 *Liheslaturan Guåhan* containing a full disclosure of all expenditures of funds
11 appropriated by this Act no later than November 15, 2011. The overseeing department or
12 agency shall post the same on its website.

13 (f) Non-compliance with these reporting requirements will subject the non-
14 profit organization to a three percent (3%) reduction of its appropriation(s) and the
15 overseeing agency's contract with the organization shall so provide.

16 **Section 12. Appropriations from the Guam Contractors License Board Fund and**
17 **the Professional Engineers, Architects and Land Surveyors Board Fund to revert to the**
18 **General Fund for Fiscal Year 2011.** At the end of Fiscal Year 2011, any unexpended or
19 unencumbered appropriations to the Guam Contractors License Board (GCLB) Fund and the
20 Professional Engineers, Architects and Land Surveyors (PEALS) Board Fund and any other
21 Fund maintained by the PEALS Board shall revert to the General Fund. Any revenues collected
22 in excess of the appropriations to these funds shall revert to the General Fund.

23 **Section 13. Fund Reversions. Unless otherwise specified in this Act:**

1 (a) General Fund Reversion. All unexpended or unencumbered
2 appropriations made from the General Fund pursuant to this Act shall revert to the
3 General Fund on the last day of Fiscal Year 2011.

4 (b) Tourist Attraction Fund Reversion. All unexpended or unencumbered
5 appropriations made from the Tourist Attraction Fund pursuant to this Act shall revert to
6 the Tourist Attraction Fund on the last day of Fiscal Year 2011.

7 (c) Healthy Futures Fund Reversion. All unexpended or unencumbered
8 appropriations made from the Healthy Futures Fund pursuant to this Act shall revert to
9 the Healthy Futures Fund on the last day of Fiscal Year 2011.

10 **Section 14. Restriction on the Home Use of Government of Guam Vehicles.**

11 Except when expressly permitted by §1103(c) of Chapter 1, Title 4, Guam Code Annotated, or
12 any other law, no government of Guam owned, leased or rented vehicles may be driven home by
13 an employee unless such employee is on call as an emergency first responder.

14 **Section 15. Transfer Authority of *I Maga'låhen Guåhan*.** Unless otherwise restricted
15 or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is authorized to transfer
16 up to fifteen percent (15%) between Fiscal Year 2011 General Fund Executive Branch base
17 operational (except the utility funds) appropriations contained in Chapter V and in Parts II, III
18 and IV of Chapter III of this Act; provided that notice of each transfer and justification therefore
19 are delivered within fifteen (15) working days after the transfer is made to the Speaker of *I*
20 *Liheslaturan Guåhan* and the Office of Finance and Budget. Notwithstanding any other
21 provision of law, no funds shall be transferred out of the Guam Department of Education
22 Operations Fund or Fiscal Year 2011 General Fund appropriations made to the Guam
23 Department of Education, the Unified Judiciary, *I Liheslaturan Guåhan*, the Office of Finance

1 and Budget, the Mayors Council, the Office of the Attorney General, and the Office of Public
2 Accountability. No transfer shall be made into the Solid Waste Operations Fund from any other
3 appropriation or any other Fund during FY 2011, except for General Fund appropriations
4 specifically made to the Solid Waste Operations Fund by this Act or specifically authorized by
5 law. This transfer provision shall not be applicable to transfers made for the purpose of
6 providing local match requirements for Federal Grants-In-Aid and for funding the ten percent
7 (10%) Law Enforcement pay raise in FY 2011. No General Fund transfer shall be made to the
8 Customs and Quarantine Fund. *I Maga'låhen Guåhan* shall report such transfers accordingly.

9 **Section 16. Email Addresses Paid for with Government of Guam Fund.** All email
10 addresses paid for by any funds appropriated by this Act shall be posted on the respective
11 agency's or branch's website.

12 **Section 17. Combined Purchase of Textbooks.** The Guam Department of
13 Education, the University of Guam, and the Guam Community College shall together develop a
14 more cost-effective method of purchasing textbooks for the government of Guam, in which the
15 government would benefit from the economies of scale and combined purchasing power of the
16 three (3) institutions. The joint proposal shall target implementation for School Year 2011-2012
17 and shall be submitted to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no
18 later than January 15, 2011.

19 **Section 18. Uniform Allowances.** Uniform allowance authorized in this Act shall not
20 be less than Three Hundred Fifty Dollars (\$350.00) for the Fiscal Year and shall be issued to the
21 employees no later than the end of the first quarter of FY 2011.

1 **Section 19. Administration of Deficit Reduction.** The Department of
2 Administration is hereby designated the authority to receive and process claims submitted
3 pursuant to Section 5 of Chapter XII of this Act.

4 **Section 20. Revenue Processing.** *I Liheslaturan Guåhan* recognizes the benefits and
5 importance of timely processing of individual income taxes. As individual income taxes
6 represent a significant source of the government of Guam's tax revenues, the timely processing
7 of these returns are imperative. Furthermore, the timely processing of individual income taxes
8 allow the government of Guam to recognize receivables owed to the government and liabilities
9 owed to individual income tax payers through refunds. *I Liheslaturan Guåhan* also recognizes
10 that timely processing benefits the both the government and the individual taxpayer. Therefore, it
11 is the intent of *I Liheslaturan Guåhan* to find methods to expedite the processing of income tax
12 returns. Whereas, electronic receipt of income tax returns prevent the need to enter the data
13 manually. *I Liheslaturan Guåhan* recognizes the value of receiving income tax returns
14 electronically and espouses the removal of any barrier to achieving this. As such, the Director of
15 the Revenue and Taxation shall submit a feasibility study related to accepting income tax returns
16 online to the Speaker of the *I Liheslaturan Guåhan* by January 1, 2011. The feasibility study
17 shall include the following items:

- 18 • Survey from the major tax accounting firms of the tax software used.
- 19 • Compatibility of the tax software to the systems of the Department of Revenue
20 and Taxation.
- 21 • Timeline whereby the major tax software in item 1 is integrated into the system of
22 the Department of Revenue and Taxation.

- 1 • Approximate cost of the integration plan through solicitation of quotes,
2 specifically for the integration.

3 **Section 21. Severability.** If any provision of this Act or its application to any person
4 or circumstance is held invalid, the invalidity shall not affect other provisions or applications of
5 this Act which can be given effect without the invalid provision or application and to this end the
6 provisions of this Act are severable.

7 **Section 22. Government Staffing Pattern**

8 (a) Staffing Pattern. No later than thirty (30) days after the end of each
9 quarter of Fiscal Year 2011, every director, administrator or head of a government of
10 Guam agency, excluding line agencies, shall submit to the Speaker of *I Liheslaturan*
11 *Guåhan* and post on the agency website a current staffing pattern in the format of the
12 Executive Branch FY 2011 Budget Call, as of the previous quarter's ending. The
13 agencies required to submit are all semi-autonomous agencies, public corporations, the
14 President of the Mayors Council of Guam, and the Administrator of the Courts of the
15 Unified Judiciary. Said staffing pattern shall include, at a minimum, the name of every
16 current employee and his position title, salary, increment costs and benefit costs, as well
17 as the funding source for his salary and benefits.

18 (b) No later than thirty (30) days after the end of each quarter of Fiscal Year
19 2011, the Director of the Department of Administration shall post the government wide
20 line agency staffing pattern on the bit.guam.gov portal on the budget website. The format
21 of the report shall be the current staffing pattern in the format of the Executive Branch
22 FY 2011 Budget Call, as of the previous quarter's ending. Said staffing pattern shall
23 include, at a minimum, the name of every current employee and his position title, salary,

- 1 increment costs and benefit costs, as well as the funding source for his salary and
- 2 benefits.



COMMITTEE ON RULES

I Mina'Trenta na Liheslaturan Guåhan • 30th Guam Legislature

155 Hesler Place, Hagatña, Guam 96910 • tel: (671)472-7679 • fax: (671)472-3547 • roryforguam@gmail.com

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RESPICIO
CHAIRPERSON**

**SENATOR
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SENATOR**

July 12, 2010

MEMORANDUM

To: Pat Santos
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: Senator Rory J. Respicio
Chairperson, Committee on Rules

Subject: Referral of Bill No. 439-30(COR)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill 439-30(COR).

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all Senators of *I Mina' Trenta Na Liheslaturan Guåhan*.

Should you have any questions, please contact Stephanie Mendiola or Elaine Tajalle at 472-7679.

Si Yu'os Ma'åse'!

(1) Attachment

2010 JUL 12 PM 4:18

I Mina' Trenta Na Liheslaturan Guåhan

Bill Log Sheet

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status (Date)
B439-30 (COR)	Committee on Rules, Natural Resources, and Federal, Foreign, and Micronesian Affairs, by request of <i>I Maga'lahen Guåhan</i> , the Governor of Guam, in accordance with the Organic Act of Guam.	An act making appropriations for the operations of the executive branch of the government of Guam for fiscal year ending September 30, 2011 and making other appropriations, establishing miscellaneous and administrative provisions.	7/12/10 1:53 p.m.	7/12/10	Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land			



Mina' Trenta Na Liheslaturan Guåhan
THIRTIETH GUAM LEGISLATURE

senator vicente "ben" c. pangelinan

Chair

Committee on Appropriations, Taxation, Banking, Insurance,
Retirement and Land

April 16, 2010

TRANSMITTAL MEMORANDUM: FY2010-02

TO: All Agency Leadership

FROM: Office of Finance and Budget

RE: FY2011 BUDGET HEARING SCHEDULE

Håfa Adai,

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land has established the Public Hearing Schedule for the Fiscal Year 2011 Budget which is enclosed for your reference.

Your presence as well as the Certifying Officer is required at the public hearing to engage in a more in-depth discussion regarding your budget request. Please come prepared to discuss the mandate or mission of your agency and its goals and objectives for FY2011. The main goal of these hearings is to ensure that public funds appropriated to your agency provide adequate resources to support your mandate.

Should you have any questions regarding the schedule date or time please send your comments to ofb@guamlegislature.org, or you may call 473-4236/7.

Si Yu'os Ma'åse'!

PUBLIC HEARING SCHEDULE FOR FY2011 BUDGET

May 2010

	Sun	Mon	Tue	Wed	Thu	Fri	Sat
8am							1
9am							
10:30am							UOG
11am							GCC
1pm							
2pm							
4pm							
2		3	4	5	6	7	8
8am		Department of Administration	PEALS Board			Department of Labor/AHRD	
9am							
10:30am		Guam Regional Transit Authority	Contractors Licensing Board			Department of Agriculture	
11am			CAHA				
1pm		Guam Public Library	Guam Election Commission			Chamorro Affairs	
2pm							
4pm		Guam Board of Accountancy					
9	10	11	12	13	14	15	16
8am		Chief Medical Examiner				Gov Office, MRO, GSCH, BIT	
9am		Guam Committee for Educator Certification	Parks and Recreation				
10:30am							
11am		Civil Service Commission	Department of Law			BBMR	
1pm							
2pm		Education Suruhanu					
4pm							
16	17	18	19	20	21	22	23
8am		Veterans Affairs Office	Department of Mental Health & Substance Abuse				
9am			Public Auditor				
10:30am			Public Defender Service Corp	DISID			
11am							
1pm		Mayor's Council	Customs and Quarantine				
2pm							
4pm							
23	24	25	26	27	28	29	30
8am							
9am							
10:30am							
11am							
1pm							
2pm							
4pm							
30	31						
8am		Memorial Day					
9am							

PUBLIC HEARING SCHEDULE FOR FY2011 BUDGET

June 2010

	Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2	3	4	5
8am			Bureau of Statistics & Plans	Guam Ancestral Lands Commission		Guam EPA	
9am			PBS Guam (KGTF)	Chamorro Land Trust Commission		Military Affairs	
10:30am			GMHA	Department of Land Management		DPW	
11am							
1pm							
2pm							
4pm							
8am		7	8	9	10	11	12
9am		Department of Revenue & Taxation	Guam Police Department			PH&SS	
10:30am		Department of Youth Affairs	Guam Fire Department			Revenue: General Tax Revenue Revenue: Federal Sources Revenue: Special Funds	
11am		Department of Corrections					
1pm							
2pm							
3pm							
8:30am		14	15	16	17	18	19
9am		DOE	Unified Courts	DOE	DOE	DOE	
10:30am							
11am							
1pm			DOE				
1:30pm							
4pm							
8:30am		21	22	23	24	25	26
9am		DOE	DOE	DOE	DOE	DOE	
10:30am							
11am							
1pm							
2pm							
4pm							
8am		28	29	30			
9am							
10:30am							
11am							
1pm							
2pm							
4pm							



Angelica Okada <aokada@guamlegislature.org>

Trade of Hearing Dates and Times

Office of Finance and Budget <ofb@guamlegislature.org>

Wed, May 12, 2010 at 9:26 AM

Reply-To: Office of Finance and Budget <ofb@guamlegislature.org>

To: "Senator Edward J.B. Calvo" <sencalvo@gmail.com>, "Senator Frank B. Aguon Jr." <aguon4guam@gmail.com>, "Senator Rory J. Respicio" <rorryforguam@gmail.com>, "Vice Speaker Benjamin J. Cruz" <senadotbjcruz@gmail.com>, Senator Ray Tenorio <ray@raytenorio.com>, "Speaker Judith T. Won Pat Ed.D" <speaker@judiwonpat.com>, Senator Tom Ada <tom@senatorada.org>, Senator Judi Guthertz <judiguthertz@pticom.com>, "Senator Frank F. Blas Jr." <frank.blasjr@gmail.com>, "senator vicente (ben) pangelinan" <senben@guam.net>, Senator Tony Ada <vanthonyada@gmail.com>, Senator Tina Rose Muna Barnes <tinamunabarnes@gmail.com>, Senator James Espaldon <senjim@ite.net>, "Senator Adolpho B. Palacios" <senabpalacios@gmail.com>, Senator Telo Taitague <senatortelo@gmail.com>

Cc: Lisa Cipollone <cipo@guamlegislature.org>, Ron Taitague <ez2plez57@yahoo.com>, Mike Perez <mjperez48@yahoo.com>, James Castro <jamespcastro@gmail.com>, Frank Torres <fbtorres@yahoo.com>, Patrick Cepeda <patrickcepeda@hotmail.com>, Peter Leon Guerrero <peterlg@gmail.com>, Phil Roberto <roberto.phil@gmail.com>, Elaine Gogue <epgogue@hotmail.com>, Elaine Tajalle <etajalle@guamlegislature.org>, Phil Leon Guerrero <phill@raytenorio.com>, Frances Lizama <lizama.frances@gmail.com>, Jay Sunga <ajsunga@senatorada.org>, Richard Wyttenbach-Santos <doc.wyttenbachsantos@gmail.com>, Charlie Onedera <charlesonedera@gmail.com>, Napu Castro <tcastro@guam.net>, Selina Onedera-Salas <sonedera-salas@guamlegislature.org>, Edison Manaloto <edisonmanaloto@yahoo.com>, Anjelica Okada <aokada@guamlegislature.org>, Henry Cruz <hmcruz55@guam.net>, Bertha Duenas <director@bbmr.guam.gov>, sgtarms@guamlegislature.org, Sam Mabini <smabini@pbsguam.org>, Pascual Artero <pascual.artero@dya.guam.gov>, sem@guamlegislature.org

Trade of Hearing Dates and Times

The following Agencies have traded hearing dates and times:

- Department of Youth Affairs - From Monday, June 7, 10:30am =====>Tuesday, June 1, 10:30am
- PBS Guam (KGTF) - From Tuesday, June 1, 10:30am =====>Monday, June 7, 10:30am



Angelica Okada <aokada@guamlegislature.org>

Reschedule Dates and Times

Office of Finance and Budget <ofb@guamlegislature.org>

Fri, Apr 30, 2010 at 4:51 PM

Reply-To: Office of Finance and Budget <ofb@guamlegislature.org>

To: Undisclosed Recipients <ofb@guamlegislature.org>

Some dates for budget discussions have been changed from the first release of the schedule. Below is a summary of what changed and attached is an updated calendar.

Reschedule date and time:

Department of Administration - From Monday, May 3, 8am =====>Friday, May 14, 10:30am

Guam Regional Transit Authority - From Monday, May 3, 10:30am =====>Friday, May 14, 4pm

Department of Labor/AHRD - From Friday, May 7, 9am =====>Monday, May 17, 8am

Department of Agriculture - From Friday, May 7, 10:30am =====>Monday, May 17, 10:30am

Department of Chamorro Affairs - From Friday, May 7, 2pm =====>Tuesday, May 18, 4pm

Veterans Affairs Office - From Monday, May 17, 9am =====>Friday, June 4, 1pm

The Guam Board of Accountancy Hearing will also start immediately following the afternoon session on Monday, May 3.

 **FY11 Budget Public Hearing Schedule (UPDATED 04302010).pdf**
944K



Angelica Okada <aokada@guamlegislature.org>

Trade of Hearing Dates and Times

Office of Finance and Budget <ofb@guamlegislature.org>

Wed, May 5, 2010 at 4:21 PM

Reply-To: Office of Finance and Budget <ofb@guamlegislature.org>

To: "Senator Edward J.B. Calvo" <sencalvo@gmail.com>, "Senator Frank B. Aguon Jr." <aguon4guam@gmail.com>, "Senator Rory J. Respicio" <rorifyforguam@gmail.com>, "Vice Speaker Benjamin J. Cruz" <senadotbjcruz@gmail.com>, Senator Ray Tenorio <ray@raytenorio.com>, "Speaker Judith T. Won Pat Ed.D" <speaker@judiwonpat.com>, Senator Tom Ada <tom@senatorada.org>, Senator Judi Guthertz <judiguthertz@pticom.com>, "Senator Frank F. Blas Jr." <frank.blasjr@gmail.com>, "senator vicente (ben) pangelinan" <senben@guam.net>, Senator Tony Ada <vanthonyada@gmail.com>, Senator Tina Rose Muna Barnes <tinamunabarnes@gmail.com>, Senator James Espaldon <senjim@ite.net>, "Senator Adolpho B. Palacios" <senabpalacios@gmail.com>, Senator Telo Taitague <senatortelo@gmail.com>

Cc: Lisa Cipollone <cipo@guamlegislature.org>, Ron Taitague <ez2plez57@yahoo.com>, Mike Perez <mjperez48@yahoo.com>, James Castro <jamespcastro@gmail.com>, Frank Torres <fbtorres@yahoo.com>, Patrick Cepeda <patrickcepeda@hotmail.com>, Peter Leon Guerrero <peterlg@gmail.com>, Phil Roberto <roberto.phil@gmail.com>, Elaine Gogue <epgogue@hotmail.com>, Elaine Tajalle <etajalle@guamlegislature.org>, Phil Leon Guerrero <phill@raytenorio.com>, Frances Lizama <lizama.frances@gmail.com>, Jay Sunga <ajsunga@senatorada.org>, Richard Wytenbach-Santos <doc.wytenbachsantos@gmail.com>, Charlie Onedera <charlesonedera@gmail.com>, Napu Castro <tcastro@guam.net>, Selina Onedera-Salas <sonedera-salas@guamlegislature.org>, Edison Manaloto <edisonmanaloto@yahoo.com>, Anjelica Okada <aokada@guamlegislature.org>, Henry Cruz <hmcruz55@guam.net>, Bertha Duenas <director@bbmr.guam.gov>, sgtarms@guamlegislature.org, Maria Connelley <maria.connelley@dol.guam.gov>, Joseph Duenas <joseph.duenas@mail.guam.gov>

The following Agencies have traded hearing dates and times:

Department of Labor/AHRD - From Monday, May 17, 8am =====>Tuesday, May 11, 9am
 Department of Parks and Recreation - From Tuesday, May 11, 9am =====>Monday, May 17, 8am



Angelica Okada <aokada@guamlegislature.org>

June 11 Revenue Hearings Postponed

Office of Finance and Budget <ofb@guamlegislature.org>

Mon, Jun 7, 2010 at 9:20 PM

Reply-To: Office of Finance and Budget <ofb@guamlegislature.org>

To: Office of Finance and Budget <ofb@guamlegislature.org>, "Senator Edward J.B. Calvo" <sencalvo@gmail.com>, "Senator Frank B. Aguon Jr." <aguon4guam@gmail.com>, "Senator Rory J. Respicio" <roryforguam@gmail.com>, "Vice Speaker Benjamin J. Cruz" <senadotbjcruz@gmail.com>, Senator Ray Tenorio <ray@raytenorio.com>, "Speaker Judith T. Won Pat Ed.D" <speaker@judiwonpat.com>, Senator Tom Ada <tom@senatorada.org>, Senator Judi Guthertz <judiguthertz@pticom.com>, "Senator Frank F. Blas Jr." <frank.blasjr@gmail.com>, "senator vicente (ben) pangelinan" <senben@guam.net>, Senator Tony Ada <vanthonyada@gmail.com>, Senator Tina Rose Muna Barnes <tinamunabarnes@gmail.com>, Senator James Espaldon <senjim@ite.net>, "Senator Adolpho B. Palacios" <senabpalacios@gmail.com>, Senator Telo Taitague <senatortelo@gmail.com>

Cc: Lisa Cipollone <cipo@guamlegislature.org>, Mike Perez <mjperez48@yahoo.com>, James Castro <jamespcastro@gmail.com>, Frank Torres <fbtorres@yahoo.com>, Patrick Cepeda <patrickcepeda@hotmail.com>, Peter Leon Guerrero <peterlg@gmail.com>, Phil Roberto <roberto.phil@gmail.com>, Elaine Gogue <epgogue@hotmail.com>, Elaine Tajalle <etajalle@guamlegislature.org>, Phil Leon Guerrero <phill@raytenorio.com>, Frances Lizama <lizama.frances@gmail.com>, Jay Sunga <ajsunga@senatorada.org>, Richard Wyttenbach-Santos <doc.wyttenbachsantos@gmail.com>, Charlie Onedera <charlesonedera@gmail.com>, Napu Castro <tcastro@guam.net>, Selina Onedera-Salas <sonedera-salas@guamlegislature.org>, Edison Manaloto <edisonmanaloto@yahoo.com>, Anjelica Okada <aokada@guamlegislature.org>, Henry Cruz <hmcruz55@guam.net>, Bertha Duenas <director@bbmr.guam.gov>, sgtarms@guamlegislature.org, sem@guamlegislature.org, Ana Bautista <andrasgrandma@yahoo.com>, Scott Mendiola <smendiola@guamlegislature.org>

June 11 Revenue Hearings Postponed

The following are postponed due to off-island travel of Fiscal Policy Team member(s):

June	11	Fri	1pm	Revenue: General Tax Revenue
June	11	Fri	2pm	Revenue: Federal Sources
June	11	Fri	3pm	Revenue: Special Funds

A notice will be sent as soon as a reschedule date is established.

 FY 2010 Budget Hearing Calendar (June).pdf
18K

Solid Waste Management Division Projected Financial Results
100 Percent Section 30 Backed Bond Financed
(Excluding the Military as a Customer)

Program Cost	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Estimated Program Cost and Reserves										
Disposal Services	\$ 4,228,206	\$ 4,355,052	\$ 4,485,704	\$ 4,620,275	\$ 4,758,883	\$ 4,901,650	\$ 5,048,699	\$ 5,200,160	\$ 5,356,165	\$ 5,516,850
Residential Services	\$ 1,411,110	\$ 1,453,443	\$ 1,497,046	\$ 1,541,958	\$ 1,588,217	\$ 1,635,863	\$ 1,684,939	\$ 1,735,487	\$ 1,787,552	\$ 1,841,178
Support Services	\$ 881,466	\$ 907,910	\$ 935,147	\$ 963,201	\$ 992,097	\$ 1,021,860	\$ 1,052,516	\$ 1,084,092	\$ 1,116,614	\$ 1,150,113
Debt Service	\$ 4,363,374	\$ 4,363,374	\$ 9,584,540	\$ 9,584,311	\$ 9,582,859	\$ 9,582,859	\$ 9,582,546	\$ 9,584,056	\$ 9,582,913	\$ 9,584,158
Reserve for Equipment Replacement	\$ 1,886,492	\$ 1,943,087	\$ 2,001,380	\$ 2,061,421	\$ 2,123,264	\$ 2,186,962	\$ 2,252,571	\$ 2,320,148	\$ 2,389,752	\$ 2,461,445
Reserve for Closure	\$ 677,682	\$ 677,682	\$ 698,012	\$ 718,953	\$ 740,521	\$ 762,737	\$ 785,619	\$ 811,188	\$ 838,023	\$ 865,364
Reserve for Post Closure Care	\$ 480,911	\$ 480,911	\$ 495,338	\$ 510,198	\$ 525,504	\$ 541,269	\$ 557,507	\$ 574,233	\$ 591,459	\$ 609,203
Reserve for Future Cell Development	\$ 4,112,000	\$ 4,112,000	\$ 4,235,360	\$ 4,362,421	\$ 4,493,293	\$ 4,628,092	\$ 4,767,935	\$ 4,908,183	\$ 5,053,569	\$ 5,209,156
Total Cost and Reserves	\$ 18,041,240	\$ 18,293,459	\$ 23,932,528	\$ 24,362,738	\$ 24,804,638	\$ 25,261,292	\$ 23,339,332	\$ 23,505,545	\$ 23,922,047	\$ 24,353,467
Estimated Revenue										
Tipping Fee Revenue	\$ 15,179,109	\$ 17,127,579	\$ 18,231,618	\$ 19,350,907	\$ 17,957,899	\$ 15,834,484	\$ 15,252,672	\$ 15,524,351	\$ 15,829,438	\$ 16,112,093
Residential Collection Revenue	\$ 5,759,463	\$ 5,759,463	\$ 5,759,463	\$ 5,759,463	\$ 5,759,463	\$ 5,759,463	\$ 5,759,463	\$ 5,759,463	\$ 5,759,463	\$ 5,759,463
Transfer Stations (non-commercial)	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000
Total Revenue	\$ 21,238,572	\$ 23,187,042	\$ 24,291,081	\$ 25,410,370	\$ 24,017,362	\$ 21,893,947	\$ 21,312,135	\$ 21,583,814	\$ 21,888,901	\$ 22,171,556
Surplus/(Deficit)	\$ 3,197,331	\$ 4,893,583	\$ 358,553	\$ 1,047,632	\$ (787,277)	\$ (3,367,345)	\$ (2,027,197)	\$ (1,921,731)	\$ (2,033,146)	\$ (2,181,911)
Fund Balance										
Beginning Fund Balance	\$ 3,267,933	\$ 6,465,265	\$ 11,358,848	\$ 11,717,401	\$ 12,765,033	\$ 11,977,757	\$ 8,610,411	\$ 6,583,215	\$ 4,661,484	\$ 2,628,338
Ending Fund Balance	\$ 6,465,265	\$ 11,358,848	\$ 11,717,401	\$ 12,765,033	\$ 11,977,757	\$ 8,610,411	\$ 6,583,215	\$ 4,661,484	\$ 2,628,338	\$ 446,427
Fees										
Commercial Tipping Fees	\$165.53	\$165.53	\$165.53	\$165.53	\$165.53	\$165.53	\$165.53	\$165.53	\$165.53	\$165.53
Residential Collection Fees	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00
Transfer Stations (non-commercial)	various	various	various	various	various	various	various	various	various	various

ATTENTION

**Dr. Nerissa B. Underwood
Superintendent
Guam Department of Education**

**Attached herewith is the revised schedule for the Oversight Hearing for Guam
Department of Education**

**Thank you
Herbie Perez
Budget Analyst
Office of Speaker Judith T. Won Pat**

**GUAM DEPARTMENT OF EDUCATION
FY 2011 PROPOSED BUDGET OVERSIGHT HEARING**

SCHEDULE

**June 14, 2010 Monday
8:30 A.M. – 12 Noon**

Agana Heights Elementary
Marcial Sablan Elementary
B.P. Carbullido Elementary

(Lunch Break 12 Noon – 1P.M.)

**June 14, 2010 Monday
1P.M. – 5 P.M.**

C. L. Taitano Elementary
F.Q. Sanchez Elementary
Merizo Martyr Elementary

**June 15, 2010 Tuesday
2 P.M. – 5 P.M.**

Wettengel Elementary
H.S. Truman Elementary
J.M. Guerrero Elementary

**June 16, 2010 Wednesday
8:30 A.M. - 12 Noon**

Inarajan Elementary
J. Q. San Miguel Elementary
M. A. Ulloa Elementary

(Lunch Break 12 Noon – 1 P.M.)

June 16, 2010 Wednesday
1 P.M. – 5 P.M.

L.B. Johnson Elementary
Tamuniung Elementary
M.U. Lujan Elementary

June 17, 2010 Thursday
8:30 A.M. – 12 Noon

Ordot/Chalan Pago Elementary
P.C. Lujan Elementary
H.B. Price Elementary

Lunch Break 12 Noon – 1 P.M.)

June 17, 2010 Thursday
1:30 P.M. – 5 P.M.

Talofofo Elementary
Upi Elementary
Finegayan Elementary

June 18, 2010 Friday
8:30 A.M. – 12 Noon

D.L. Perez Elementary
Chief Brodie Elementary
As Tumbo Elementary

Lunch Break 12 Noon – 1 P.M.)

**June 18, 2010 Friday
1:30 P.M. – 5 P.M.**

Machananao Elementary
Liguan Elementary
Adacao Elementary

**June 21, 2010 Monday
8:30 A.M. – 12 Noon**

Agueda Johnston Middle
F.B. Leon Guerrero Middle
Vicente SA Benavente Middle

(Lunch Break 12 Noon – 1 P.M.)

**June 21, 2010 Monday
1 P.M. – 5 P.M.**

Jose LG Rios Middle
Luis P. Untalan Middle
Ocean view Middle

**June 22, 2010 Tuesday
8:30 A.M. – 12 Noon**

As Tumbo Middle
Inarajan Middle
George Washington High

(Lunch Break 12 Noon – 1 P.M.)

**June 22, 2010 Tuesday
1 P.M. – 5 P.M.**

Okkodo High
Simon Sanchez High
Southern High

**June 23, 2010 Wednesday
8:30 A.M. – 12 Noon**

John F. Kennedy High
J. P. Torres Alternative
Head Start Program

(Lunch Break 12 Noon – 1 P.M.)

**June 23, 2010 Wednesday
1 P.M. – 5 P.M.**

Educational Support & Community Services
Guam Education Policy Board
Superintendent's Office

**June 24, 2010 Thursday
8:30 A.M. – 12 Noon**

Special Education
Gifted & Talented Program
Curriculum & Instruction/Learning Resource Center

(Lunch Break 12 Noon – 1 P.M.)

June 24, 2010 Thursday
1 P.M. – 5 P.M.

Research Planning & Evaluation
Chamorro Studies
Student Support

June 25, 2010 Friday
8:30 A.M. – 12 Noon

Financial Affairs
Financial Student Administrative Information System (FSAIS)
Personnel Services

(Lunch Break 12 Noon – 1 P.M.)

June 25, 2010 Friday
1 P.M. – 5 P.M.

Procurement & Supply Management
Food Services
Facilities & Maintenance



COMMITTEE ON RULES

I Mina'Trenta na Libeslaturan Guåhan • 30th Guam Legislature

155 Hesler Place, Hagatña, Guam 96910 • tel: (671)472-7679 • fax: (671)472-3547 • roryforguam@gmail.com

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LEGISLATIVE SECRETARY**

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**Vicente C. Pangelinan
SENATOR**

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SENATOR**

**James V. Espaldon
SENATOR**

August 17, 2010

MEMORANDUM

To: Patricia C. Santos
Clerk of the Legislature

From: Rory J. Respicio
Chairperson, Committee on Rules

**Subject: Supplement to Committee Report
on SBill No. 439-30 (COR)**

Hafa Adai!

Transmitted herewith is a compilation of the summary reports of the budget hearings for each agency, as submitted by the Committee on Appropriations. Please attach this document as a "Supplement" to the Committee Report on SBill No. 439-30 (COR). Please make the appropriate indication in your records and forward to MIS for posting on our website.

Si Yu'os ma'åse'!

cc: All Senators
Legislative Legal Counsel

2010 AUG 18 AM 10:34



COMMITTEE ON RULES

I Mina'Trenta na Libeslaturan Guåhan • 30th Guam Legislature

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**James V. Espaldon
SENATOR**

Supplement to Committee Report on SBill No. 439-30 (COR)

Office of I Maga'låhen Guåhan

SUMMARY/COMMENTS

The Office of I Maga'låhen Guåhan (Office) submitted its budget request with a 3% increase from its FY10 authorized level. The increases are for personnel services, travel, contractual services, office space rental, drug testing, miscellaneous expenses, and telephone costs. Included with their budget request, the Office is expected to receive almost \$500,000 from the Indirect Cost Fund which is from reimbursements received for the administrative costs for federal funds received by the Government of Guam (GovGuam).

The increase in personnel services is due to increases in salaries of some employees under the Executive Direction budget. The difference between FY10 and FY11 is about \$200,000. The Guam State Clearing House (GSCH) also shows an increase in personnel services due to their decision to hire one more employee; the GSCH presented their need for increasing their staffing level back to where it was before. In the Guam Liaison Office in Washington, D.C. (GLOW), adjustments were made to account for the cost-of-living expenses for the two staff at that office. The Bureau of Information Technology continues to work with federal grants that are used for infrastructure issues but stressed the need for more resources.

Items of special interest to the Committee include costs for cameras and photography equipment packages (@ \$3000-7100), travel costs at \$147,500 (a 13% increase from FY10), and the Closed Circuit TV systems (@ \$25,000).

The Office presented a budget that does not include funding for the Commission on Decolonization (COD). Funding for the salary of the recently retired Director of the COD has been exhausted, and the Administration decided that *I Liheslaturan Guåhan* shall determine the direction of the COD.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$7,039,894	\$6,817,144	-3.16%
Indirect Cost Fund:	\$0	\$498,869	0.00%
Total	\$7,039,894	\$7,316,013	3.92%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$6,950,346	\$3,540,057	-49.07%
Compact Impact Funds:	\$5,360,000	\$5,360,000	0.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$12,310,346	\$8,900,057	-27.70%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
OFFICE OF THE GOVERNOR	\$3,763,436	\$0	-100.00%
EXECUTIVE DIRECTION	\$0	\$4,000,385	0.00%
COMMISSION ON DECOLONIZATION	\$89,480	\$0	-100.00%
GOVERNMENT HOUSE	\$704,810	\$658,922	-6.51%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
BUREAU OF INFO TECHNOLOGY	\$195,088	\$184,435	-5.46%
MEDICAL REFERRAL OFFICE	\$662,792	\$663,458	0.10%
BUREAU OF WOMEN'S AFFAIRS	\$0	\$0	0.00%
GUAM LIAISON OFFICE, WASHINGTON	\$268,756	\$341,406	27.03%
CIVIL DEFENSE	\$0	\$0	0.00%
LT. GOV OFFICE	\$1,148,187	\$1,056,554	-7.98%
GUAM STATE CLEARINGHOUSE	\$207,345	\$350,853	69.21%
TRAINING AND CONTINUING EDUCATION (GUAM STATE CLEARINGHOUSE)	\$0	\$60,000	0.00%
	\$0	\$0	0.00%
Total	\$7,039,894	\$7,316,013	3.92%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$3,958,248	\$0	\$239,673	\$4,197,921
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$1,332,525	\$0	\$79,930	\$1,412,455
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$100,000	\$0	\$47,500	\$147,500
230	CONTRACTUAL SERVICES	\$910,000	\$0	\$17,500	\$927,500
233	OFFICE SPACE RENTAL	\$35,000	\$0	\$0	\$35,000
240	SUPPLIES & MATERIALS	\$66,272	\$0	\$7,861	\$74,133
250	EQUIPMENT	\$53,000	\$0	\$2,855	\$55,855
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$2,500	\$0	\$750	\$3,250
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$204,599	\$0	\$16,300	\$220,899
361	POWER	\$4,000	\$0	\$0	\$4,000
362	WATER/SEWER	\$4,000	\$0	\$0	\$4,000
363	TELEPHONE/TOLL	\$72,000	\$0	\$26,500	\$98,500
450	CAPITAL OUTLAY	\$75,000	\$0	\$0	\$75,000
	TOTAL	\$6,817,144	\$0	\$438,869	\$7,256,013

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
TRAINING AND CONTINUING EDUCATION (GUAM STATE CLEARINGHOUSE)	\$0	\$0	\$60,000	\$60,000

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$3,921,354	\$4,197,921	\$3,507,712	-10.55%
112 Overtime	\$0	\$0	\$223,494	0.00%
113 Benefits	\$1,286,322	\$1,412,455	\$986,172	-23.33%
220 Travel	\$130,000	\$147,500	\$42,500	-67.31%
230 Contractual Services	\$895,000	\$927,500	\$927,500	3.63%
233 Office Space Rental	\$30,000	\$35,000	\$35,000	16.67%
240 Supplies & Materials	\$106,500	\$74,133	\$74,133	-30.39%
250 Equipment	\$70,820	\$55,855	\$55,855	-21.13%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$2,000	\$3,250	\$0	-100.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$187,911	\$220,899	\$98,500	-47.58%
361 Power	\$110,807	\$4,000	\$4,000	-96.39%
362 Water/Sewer	\$38,700	\$4,000	\$4,000	-89.66%
363 Telephone	\$91,000	\$98,500	\$98,500	8.24%
450 Capital Outlay	\$80,000	\$75,000	\$75,000	-6.25%
Total	\$6,950,414	\$7,256,013	\$6,132,366	-11.77%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$5,449,210	\$4,717,158
Increments/Promotions	\$0	\$0
Benefits Account	\$161,166	\$0
Vacancy Pool Account	\$0	\$0
Total Personnel Services	\$5,610,376	\$4,717,378

Operation Expenses Not Including Expenses Listed Below		
Utility Cost Account - Power	\$4,000	\$4,000
Utility Cost Account - Water	\$4,000	\$4,000
Total Operations	\$1,570,637	\$1,339,988

Capital Outlay	\$75,000	\$75,000
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Total Appropriations	\$7,256,013	\$6,132,366
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Guam Ancestral Lands Commission

SUMMARY/COMMENTS

The Guam Ancestral Lands Commission (GALC) submitted its budget according to the budget ceiling established by the Governor's Office; however, since the passage of P.L. 30-158, the GALC submitted a supplemental budget request that includes funding for additional personnel, supplies and materials, and contractual services. The supplemental request was for an additional \$83,850.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$214,739	\$238,141	10.90%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
ANCESTRAL LANDS COMMISSION	\$214,739	\$238,141	10.90%

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
	REGULAR				
111	SALARY/INCREMENTS	\$128,391	\$0	\$0	\$128,391
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$44,305	\$0	\$0	\$44,305
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$12,200	\$0	\$0	\$12,200
233	OFFICE SPACE RENTAL	\$31,334	\$0	\$0	\$31,334
240	SUPPLIES & MATERIALS	\$4,511	\$0	\$0	\$4,511
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$8,400	\$0	\$0	\$8,400
361	POWER	\$6,000	\$0	\$0	\$6,000
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$3,000	\$0	\$0	\$3,000
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$238,141	\$0	\$0	\$238,141

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$155,114	\$128,391	\$128,399	-17.22%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$41,100	\$44,305	\$43,136	4.95%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$13,264	\$12,200	\$0	-100.00%
233 Office Space Rental	\$31,334	\$31,334	\$31,334	0.00%
240 Supplies & Materials	\$3,747	\$4,511	\$500	-86.66%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$8,400	\$0	0.00%
361 Power	\$14,400	\$6,000	\$0	-100.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$2,400	\$3,000	\$3,000	25.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$261,359	\$238,141	\$206,369	-21.04%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$165,942	\$165,016
Increments/Promotions	\$0	\$981
Benefits Account	\$6,754	\$5,538
Vacancy Pool Account	\$0	0
Total Personnel Services	\$172,696	\$171,535
Operation Expenses Not Including Expenses Listed Below	\$59,445	\$34,834
Utility Cost Account - Power	\$6,000	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$65,445	\$34,834
Capital Outlay	\$0	\$0
Total Appropriations	\$238,141	\$206,369

Bureau of Budget and Management Research

SUMMARY/COMMENTS

The Bureau of Budget and Management Research (BBMR) presented its budget request which includes \$438,870 from the Indirect Cost Fund. The Director of BBMR affirmed that its funding levels are adequate to meet its mandates and operations requirements.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$1,292,582	\$958,318	-25.86%
Indirect Cost Fund:	\$130,000	\$498,870	283.75%
Total	\$1,422,582	\$1,457,188	2.43%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$288,412	\$320,737	11.21%
BUDGET & MANAGEMENT	\$1,004,170	\$1,076,451	7.20%
TRAINING AND CONTINUING EDUCATION (BBMR)	\$30,000	\$60,000	100.00%
ANNUAL BUDGET ACT AUTOMATION (BBMR)	\$100,000	\$0	-100.00%
Total	\$1,422,582	\$1,457,188	2.43%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$702,597	\$0	\$324,754	\$1,027,351
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$218,878	\$0	\$114,116	\$332,994
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$13,170	\$0	\$0	\$13,170
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$9,240	\$0	\$0	\$9,240
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$100	\$0	\$0	\$100
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$0	\$0	\$0	\$0

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$14,333	\$0	\$0	\$14,333
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$958,318	\$0	\$438,870	\$1,397,188

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
TRAINING AND CONTINUING EDUCATION (BBMR)	\$0	\$0	\$60,000	\$60,000

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$1,037,533	\$1,027,351	\$513,642	-50.49%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$324,265	\$332,994	\$144,384	-55.47%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$11,716	\$13,170	\$13,170	12.41%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$9,240	\$9,240	\$2,000	-78.35%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$100	\$100	\$0	-100.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$0	\$0	0.00%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$14,333	\$14,333	\$14,333	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$1,397,187	\$1,397,188	\$687,529	-50.79%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$1,313,627	\$1,272,521
Increments/Promotions	\$9,636	\$18,585
Benefits Account	\$37,082	\$4,501
Vacancy Pool Account	\$21,844	\$0
Total Personnel Services	\$1,360,345	\$658,026
Operation Expenses Not Including Expenses Listed Below	\$36,843	\$29,503
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$36,843	\$29,503
Capital Outlay	\$0	\$0
Total Appropriations	\$1,397,188	\$687,529

Civil Service Commission

SUMMARY/COMMENTS

The Civil Service Commission (CSC) presented its budget according to the budget ceiling established by the Governor's Office which, according to the CSC Executive Director, is not sufficient for the CSC to meet its mandates.

Representatives from the CSC were not present at the budget hearing due to a misunderstanding with the schedule, and the budget presentation was, instead, delivered by a supervisor from the BBMR.

The following is a brief transcript from the hearing:

Senator pangelinan: This afternoon session will cover the budget of the Civil Service Commission. We received a call earlier from our office indicating that the management of the CSC may have not been informed of the hearing date this afternoon. We believe we noticed the hearing appropriately, and we will proceed with the presentation and the receipt of the information; however, the director has a medical appointment at this time. To present the budget as submitted and as cleared by the process of the budget submittals of the Executive Branch side of the government, we will have representatives of the Bureau of Budget Management and Research. We'll go ahead and have the representatives from BBMR certify that the budget being presented has been cleared by BBMR. The information as presented has been reviewed by BBMR. We'll go ahead and ask questions and to allow members of the body to put the questions on the record at this hearing. If BBMR is not able to respond directly, we will include those questions in a supplemental submittal to the CSC in which we'll request for a response to the questions raised this afternoon.

Steve Guerrero (BBMR): Evelyn Fernandez is the Budget Analyst from BBMR who oversees the CSC. I am Steve Guerrero, supervisor at the BBMR. I am here on behalf of the CSC whose director is unable to attend for reasons I'm not sure of myself. I am here to present their budget that is compliance with the ceiling. I would like to mention that this budget was prepared on behalf of the department, because their initial submission was beyond the ceiling set for them. Given ample time for them to re-do it and to comply which they did not. We went ahead and prepared it to strictly fall within the ceiling. Most of the items included in this budget were at their request, but there are some items that were not addressed due to the requests exceeding the ceiling—those are items that I may not be able to answer to.

Senator pangelinan: We will submit to the CSC with a response to reconcile the workload output that they have in their submittal. They anticipated that their output would process 125 Adverse Action appeals, grievances, and complaints for FY11, yet they anticipate—my assumption is that most of the additional work of the Commission is generated by the complaints on that side. They would issue 504 legal decisions, advisory opinions, hearings, meetings, litigation, and briefs. That doesn't tie in that out of the 125 Adverse Actions that they will generate 504 legal decisions and advisory opinions. Furthermore, they would generate about 200 case management of adverse action and grievance appeals out of 200 but their initial intake will be 125. So those are some of the concerns for justification that we're looking at. In the review of the budget submittal with what was approved and what was sent for by the office, the most impact is in the Administrative Counsel position. Is there an administrative counsel assigned to the commission and funded?

Guerrero: The position is vacant right now. The individual who was occupying the position was transferred to the Department of Administration and is now working under the Procurement Office (GSA). The position under CSC is vacant.

Senator pangelinan: This is not a detail assignment? This accounts for the reduction in the personnel budget?

Guerrero: Yes.

Senator pangelinan: Last year, we funded a Personnel Administrator; has that position been filled?

Evelyn Fernandez (BBMR): Yes... in-house.

Senator pangelinan: In this fiscal year we've budgeted the vacant position, and the person occupying that position (who has been promoted) is also fully-funded for the fiscal year. In the next fiscal year, we're funding the manager position, yet we're zeroing out the position he's vacating?

Guerrero: Yes.

Senator pangelinan: Is that a function of the ceiling?

Guerrero: It all ties in with the ceiling; we gave the commission the option to decide their priorities in positions and what positions they wanted to fill currently and what they project for 2011. Because of the ceiling and the vacancy of the legal counsel, the department decided to go ahead and fill other positions that weren't originally funded in 2010 with the hope that going into 2011 there would be adequate funding to cover that. But they were also anticipating to keep the funding for the legal counsel. If they did, it would've brought them above the ceiling. If you look at the budget right now, the legal counsel position funding is only half-funded for 2011.

Senator pangelinan: We will allow supplemental submission by the commission management based upon the questions that are raised today. We will consider the hearing by the CSC to have been conducted. We'll remain open with any additional requests, and we will make sure the committee members are made privy to the information submitted during and after the official hearing in the time allotted for that hearing.

Other senators present at the budget hearing were Senators V. Anthony Ada and Adolpho B. Palacios, but Senator Palacios declined to comment or present any questions due to the absence of the commission representatives.

A supplemental budget request was submitted which includes funding for four positions that were transferred to the Department of Administration (DOA) as well as for equipment for the four personnel that would either be returned to the CSC or be recruited. These requests come as a result of the implementation of P.L. 30-112 (previously impacted by P.L. 28-68).

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$689,162	\$604,090	-12.34%
Funding Request By: Bureau/Divisions			
CIVIL SERVICE COMMISSION	\$252,647	\$57,073	-77.41%
DIRECTOR'S OFFICE	\$57,171	\$208,746	265.13%
LEGAL OFFICE	\$155,669	\$108,945	-30.01%
PERSONNEL MANAGEMENT ADMIN	\$223,675	\$229,326	2.53%
Total	\$689,162	\$604,090	-12.34%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$356,503	\$0	\$0	\$356,503
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$127,837	\$0	\$0	\$127,837
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$10,208	\$0	\$0	\$10,208
233	OFFICE SPACE RENTAL	\$85,470	\$0	\$0	\$85,470
240	SUPPLIES & MATERIALS	\$4,097	\$0	\$0	\$4,097
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$225	\$0	\$0	\$225
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$12,524	\$0	\$0	\$12,524
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$7,226	\$0	\$0	\$7,226
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$604,090	\$0	\$0	\$604,090

**FUNDED VACANCIES RECOMMENDED BY OFB
NONE**

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$495,016	\$356,503	\$580,015	17.17%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$124,826	\$127,837	\$187,180	49.95%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$10,978	\$10,208	\$10,208	-7.01%
233 Office Space Rental	\$85,470	\$85,470	\$24,000	-71.92%
240 Supplies & Materials	\$5,084	\$4,097	\$1,000	-80.33%
250 Equipment	\$2,144	\$0	\$0	-100.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$225	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$9,950	\$12,524	\$0	-100.00%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$7,226	\$7,226	\$3,000	-58.48%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$740,694	\$604,090	\$805,403	8.74%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$459,834	\$475,167
Increments/Promotions	\$2,765	\$7,401
Benefits Account	\$21,740	\$25,570
Vacancy Pool Account	\$108,945	\$104,355
Total Personnel Services	\$484,339	\$767,195
Operation Expenses Not Including Expenses Listed Below	\$119,750	\$38,208
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$119,750	\$38,208
Capital Outlay	\$0	\$0
Total Appropriations	\$604,090	\$805,403

It is the recommendation of the Committee and the Office of Finance and Budget to increase the appropriation levels of Object Categories 111 and 113 for the following positions:

- #61037-EEO Personnel Management Analyst III,
- #61011-R Personnel Specialist IV – Supervisor, and
- #61024-CP Personnel Specialist III.

This recommendation is pursuant to the CSC’s mission to implement P.L. 30-112 as stated in the SUMMARY/COMMENTS section on Page 1.

Department of Administration

SUMMARY/COMMENTS

The Department of Administration (DOA) presented its budget request with a very slight increase from their FY10 authorized level which is partly attributable to the separation of the budget for the Guam Regional Transit Authority (GRTA). The increase, however, is due to the projected revenue for the Indirect Cost Fund. There is an anticipated shortfall for the DOA's annual actuarial contract (Object Class 230), but the Bureau of Budget and Management Research (BBMR) has recommended for the DOA to make adjustments among all other object classes in order to meet operational expenses for the next fiscal year. The overall budget was submitted according to the ceiling established by the Governor. The DOA received approximately \$700,000 in federal funds which was used for their Management Improvement Plan to upgrade and/or install various software components including the Hay Study Software, automation of invoices, and training and staff development. The DOA also reported that their collections have improved since the implementation of the new accounting system. Also discussed was the issue of direct deposit; the option is available to all GovGuam employees but is not mandatory. At this time, only 40% of GovGuam employees are enrolled in direct deposit.

Last year, GovGuam spent more than \$4 million for fees associated with accepting credit card payments for multiple services and collections. The DOA has already negotiated the fee downward, and the reduced fee has already been in effect for several months. The sum of this fee should not exceed last year's amount and is estimated to be less than what was paid last year. The DOA also presented that while credit card fees are high, the cost for returned checks has seen a major decrease; the option for people to make payments with their credit cards has helped cut the problem and the cost of "bad checks."

The Human Resources Division of DOA is requesting that a provision be put in place for DOA to be able to schedule *random* drug testing for those who hold Testing Designated Positions (TDP) and for DOA to be able to issue journal vouchers for this provision. The FY10 Budget Act appropriated funding for drug tests for new employees only (based on the requests of respective agencies for their FY10 budgets).

The Data Processing Division of DOA called for assistance in encouraging all GovGuam agencies with the consolidation of systems to help keep costs at a minimum.

The Government Claims Fund received an appropriation of \$100,000 in FY10. While payouts continue to be released, there is a backlog in terms of the time it takes to process these claims.

In other areas of the budget for DOA, there was discussion regarding collections for the Solid Waste Division (of the Department of Public Works). The payments made to the receiver are still being collected by the Treasurer of Guam.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$8,389,303	\$8,096,138	-3.49%
Indirect Cost Fund:	\$0	\$438,869	0.00%
Total	\$8,389,303	\$8,535,007	1.74%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$1,870,778	\$1,054,231	-43.65%
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$1,870,778	\$1,054,231	-43.65%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$2,169,459	\$2,053,709	-5.34%
PERSONNEL MANAGEMENT	\$1,715,940	\$1,772,076	3.27%
FINANCIAL MANAGEMENT	\$660,651	\$682,216	3.26%
DATA PROCESSING	\$545,694	\$560,608	2.73%
GENERAL SERVICES AGENCY	\$864,833	\$898,313	3.87%
DIVISION OF ACCOUNTS	\$2,432,726	\$2,568,085	5.56%
	\$8,389,303	\$8,535,007	1.74%
APPROPRIATIONS TO RETIREES FOR SUPPLEMENTAL ANNUITY BENEFITS (DOA)	\$18,330,774	\$19,500,000	6.38%
HEALTH, DENTAL, LIFE INSURANCE OF RETIREES (DOA)	\$6,490,000	\$6,770,500	4.32%
COST OF LIVING ALLOWANCE (DOA)	\$11,736,120	\$11,375,000	-3.08%
MEDICARE PREMIUMS (RETIREMENT FUND)	\$700,000	\$1,002,000	43.14%
I MAGA'LAHI / I SEGUNDU NA MAGA'LAHI PENSIONS (RETIREMENT FUND)	\$145,000	\$145,000	0.00%
ANNUITIES GUAM SUPERIOR COURT JUDGES & SUPREME JUSTICES	\$458,448	\$458,448	0.00%
TRAINING AND CONTINUING EDUCATION (DOA)	\$60,000	\$60,000	0.00%
PUBLIC STREETLIGHTS APPROPRIATIONS (DOA)	\$2,000,000	\$1,772,893	-11.36%
PUBLIC STREETLIGHTS APPROPRIATIONS (DOA)	\$3,336,038	\$3,563,145	6.81%
SUPPORT OF CHILD IN CUSTODY - 19 GCA (DOA)	\$684,170	\$684,170	0.00%
RESIDENTIAL TREATMENT FUND (DOA)	\$1,200,000	\$1,527,497	27.29%
GOVERNMENT CLAIMS FUND (DOA)	\$100,000	\$100,000	0.00%
GOVERNMENT OF GUAM GENERAL PURPOSE FINANCIAL STATEMENT & SINGLE AUDIT (DOA)	\$353,656	\$377,000	6.60%
TAF FINANCIAL STATEMENT & SINGLE AUDIT (DOA)	\$18,000	\$18,000	0.00%
GUAM HIGHWAY FUND FINANCIAL STATEMENT & SINGLE AUDIT (DOA)	\$18,000	\$18,000	0.00%
GOVERNMENT-WIDE RECLASSIFICATION	\$0	\$13,904,440	0.00%
Total	\$45,630,206	\$61,276,093	34.29%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to*

additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$5,077,598	\$0	\$317,653	\$5,395,251
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$1,703,468	\$0	\$117,143	\$1,820,611
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$614,047	\$0	\$0	\$614,047
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$24,237	\$0	\$4,073	\$28,310
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$500	\$0	\$0	\$500
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$256,288	\$0	\$0	\$256,288
362	WATER/SEWER	\$45,000	\$0	\$0	\$45,000
363	TELEPHONE/TOLL	\$375,000	\$0	\$0	\$375,000
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$8,096,138	\$0	\$438,869	\$8,535,007

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$5,268,950	\$5,395,251	\$4,202,149	-20.25%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$1,474,148	\$1,820,611	\$1,426,998	-3.20%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$833,799	\$614,047	\$614,047	-26.36%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$28,310	\$28,310	\$28,310	0.00%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$500	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$0	\$0	0.00%
361 Power	\$243,652	\$256,288	\$168,061	-31.02%
362 Water/Sewer	\$8,219	\$45,000	\$40,476	392.47%
363 Telephone	\$350,484	\$375,000	\$375,000	6.99%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$8,207,562	\$8,535,007	\$6,855,041	-16.48%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$6,911,523	\$6,568,166
Increments/Promotions	\$66,339	\$93,754
Benefits Account	\$238,001	\$179,708
Vacancy Pool Account	\$125,254	\$261,520
Total Personnel Services	\$7,215,863	\$5,629,147

Operation Expenses Not Including Expenses Listed Below	\$1,017,857	\$1,017,357
Utility Cost Account - Power	\$256,288	\$168,061
Utility Cost Account - Water	\$45,000	\$40,476
Total Operations	\$1,319,145	\$1,225,894

Capital Outlay	\$0	\$0
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Total Appropriations	\$8,535,007	\$6,855,041
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It is the recommendation of the Committee and the Office of Finance and Budget to decrease the appropriation levels of Object Categories 111 and 113 associated with the following positions:

- #61037-EEO Personnel Management Analyst III,
- #61011-R Personnel Specialist IV – Supervisor, and
- #61024-CP Personnel Specialist III.

This recommendation is pursuant to P.L. 30-112 as per the request of the Civil Service Commission.

Guam Election Commission

SUMMARY/COMMENTS

The Guam Election Commission (GEC) submitted its budget request according to the ceiling established by the Governor which was insufficient as a result of the Special Election held in March 2010. The total expenditure for the Special Election was at approximately \$113,000. The GEC was forced to use funding from other object categories to meet the financial requirement for the Special Election. As a result, there is an anticipated shortfall in object category 230 (\$88,400) and in object category 233 (\$24,592).

The GEC must address these shortfalls in order to meet its obligation of conducting the Primary Election of 2010, estimated to cost around \$140,000.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$855,889	\$847,852	-0.94%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
GUAM ELECTION COMMISSION	\$855,889	\$847,852	-0.94%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$223,027	\$0	\$0	\$223,027
112	OVERTIME/SPECIAL PAY	\$24,397	\$0	\$0	\$24,397
113	BENEFITS	\$92,464	\$0	\$0	\$92,464
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$393,767	\$0	\$0	\$393,767
233	OFFICE SPACE RENTAL	\$86,947	\$0	\$0	\$86,947
240	SUPPLIES & MATERIALS	\$6,000	\$0	\$0	\$6,000
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$8,400	\$0	\$0	\$8,400
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$12,850	\$0	\$0	\$12,850

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$847,852	\$0	\$0	\$847,852

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$246,739	\$223,027	\$189,715	-23.11%
112 Overtime	\$43,441	\$24,397	\$0	-100.00%
113 Benefits	\$47,157	\$92,464	\$70,417	49.32%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$393,767	\$393,767	\$493,767	25.40%
233 Office Space Rental	\$86,947	\$86,947	\$111,539	28.28%
240 Supplies & Materials	\$6,000	\$6,000	\$6,000	0.00%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$8,400	\$8,400	\$208,400	2380.95%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$12,850	\$12,850	\$12,850	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$845,301	\$847,852	\$1,092,688	29.27%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$322,418	\$271,829
Increments/Promotions	\$0	\$0
Benefits Account	\$17,470	\$12,700
Vacancy Pool Account	\$53,494	\$260,132
Total Personnel Services	\$339,888	\$260,132
Operation Expenses Not Including Expenses Listed Below	\$507,964	\$832,556
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$507,964	\$832,556
Capital Outlay	\$0	\$0
Total Appropriations	\$847,852	\$1,092,688

The recommendation of the Committee and the OFB is to increase funding in Object Categories 230 (\$100,000) and 233 (\$24,592) to cover the costs encumbered by the Special Election of 2010.

Department of Revenue & Taxation

SUMMARY/COMMENTS

The Department of Revenue and Taxation (DRT) submitted its budget according to the budget ceiling as established by the Governor; however, a supplemental budget request was submitted to the Committee indicating an increase of approximately \$2 million above the certified budget request. The DRT has been consistent with its request for funding for additional manpower, particularly in the Tax Payer Service Division. The DRT has found it difficult to recruit and retain employees due to the lengthy process involved with recruitment as well as with the lack of competitive wages. This year the Governor transferred personnel to the DRT in effort of augmenting revenues, and the additional personnel have helped support the data processing of SWICA, W-2, real property assessments, etc.

At the request of DRT for the FY10 budget, the Committee appropriated \$250,000 for the Tax Attorney Office which—to date—has yet to be filled.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 09	FY 10	FY 11	
General Fund Request:	\$0	\$9,344,977	\$12,068,718	29.15%
Tax Collection Enforcement Fund:	\$0	\$755,482	\$818,249	8.31%
Better Public Service Fund:	\$0	\$1,542,232	\$1,585,109	2.78%
Total	\$0	\$11,642,691	\$14,472,076	24.30%
Federal Matching Funds:	\$0	\$0	\$0	0.00%
Federal Grant Funds:	\$350,000	\$350,000	\$350,000	0.00%
Compact Impact Funds:	\$0	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$0	\$3,600,000	\$0	-100.00%
	\$350,000	\$3,950,000	\$350,000	-91.14%

Funding Request By: Bureau/Divisions	FY 09	FY 10	FY 11	
EXECUTIVE DIRECTION	\$0	\$4,519,076	\$2,273,863	-49.68%
TAX ENFORCEMENT	\$0	\$3,207,680	\$2,511,020	-21.72%
REAL PROPERTY TAX	\$0	\$508,601	\$672,553	32.24%
TAX PAYER SERVICES	\$0	\$1,665,619	\$2,192,650	31.64%
REGULATORY	\$0	\$1,021,417	\$1,182,385	15.76%
MOTOR VEHICLE	\$0	\$720,298	\$832,889	15.63%
Total	\$0	\$11,642,691	\$9,665,360	-16.98%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$6,105,866	\$0	\$478,225	\$6,584,091
112	OVERTIME/SPECIAL PAY	\$200,000	\$0	\$11,370	\$211,370
113	BENEFITS	\$2,113,645	\$0	\$173,674	\$2,287,319
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$8,500	\$8,500
230	CONTRACTUAL SERVICES	\$0	\$0	\$1,480,095	\$1,480,095
233	OFFICE SPACE RENTAL	\$1,244,849	\$0	\$0	\$1,244,849
240	SUPPLIES & MATERIALS	\$0	\$0	\$137,730	\$137,730
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$1,000	\$0	\$0	\$1,000
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$113,764	\$113,764
363	TELEPHONE/TOLL	\$0	\$0	\$0	\$0
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$9,665,360	\$0	\$2,403,358	\$12,068,718

**FUNDED VACANCIES RECOMMENDED BY OFB
NONE**

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$6,473,421	\$6,584,091	\$6,204,068	-4.16%
112 Overtime	\$149,979	\$211,370	\$149,979	0.00%
113 Benefits	\$2,152,312	\$2,287,319	\$2,057,285	-4.42%
220 Travel	\$0	\$8,500	\$0	0.00%
230 Contractual Services	\$1,542,232	\$1,480,095	\$1,473,892	-4.43%
233 Office Space Rental	\$1,132,200	\$1,244,849	\$1,244,849	9.95%
240 Supplies & Materials	\$50,000	\$137,730	\$137,730	175.46%
250 Equipment	\$25,000	\$0	\$0	-100.00%
270 Workers Compensation	\$0	\$0	\$1,000	0.00%
271 Drug Testing	\$1,000	\$1,000	\$0	-100.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$250,000	\$0	\$30,000	-88.00%

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
361 Power	\$0	\$0	\$113,764	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$113,764	\$113,764	\$0	-100.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$11,889,908	\$12,068,718	\$11,412,567	-4.01%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$8,114,954	\$7,581,260
Increments/Promotions	\$57,589	\$6,671
Benefits Account	\$246,968	\$272,737
Vacancy Pool Account	\$716,382	\$0
Total Personnel Services	\$9,082,780	\$8,411,332

Operation Expenses Not Including Expenses Listed Below		
Utility Cost Account - Power	\$0	\$113,764
Utility Cost Account - Water	\$0	\$0
Total Operations	\$2,985,938	\$3,001,235

Capital Outlay	\$0	\$0
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Total Appropriations	\$12,068,718	\$11,412,567
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Bureau of Statistics and Plans

SUMMARY/COMMENTS

The Bureau of Statistics and Plans (BSP) presented a budget with an increase by about 10% from their FY10 authorized level from the General Fund. Most of the increase appears in its personnel costs with a slight increase for costs associated with the Guam Developmental Disabilities Council (GDCC).

Most of its operational costs are funded by the federal grants that support respective operations and staffing. In FY11, the bureau anticipates receiving about \$2.5 million in federal funding to include one grant—the Edward Byrne grant—under the American Recovery and Reinvestment Act (ARRA). The Byrne grant is administered by the BSP but is to be sub-granted to eligible law enforcement agencies within the Government of Guam.

The bureau was conservative with its request to fund only one (of four) vacancies but expressed the need to fill a full-time position for the Home Commodity Price Index.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$1,075,552	\$1,184,281	10.11%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$2,041,841	\$2,574,656	26.09%
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$2,041,841	\$2,574,656	26.09%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$356,933	\$392,377	9.93%
PLANNING INFORMATION PROGRAM	\$247,534	\$254,920	2.98%
SOCIO - ECONOMIC PLANNING	\$135,128	\$139,725	3.40%
BUSINESS AND ECONOMIC STATISTICS	\$335,957	\$397,259	18.25%
Total	\$1,075,552	\$1,184,281	10.11%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
	REGULAR				
111	SALARY/INCREMENTS	\$863,161	\$0	\$0	\$863,161
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
113	BENEFITS	\$284,646	\$0	\$0	\$284,646
230	CONTRACTUAL SERVICES	\$0	\$0	\$0	\$0
233	OFFICE SPACE RENTAL	\$21,000	\$0	\$0	\$21,000
240	SUPPLIES & MATERIALS	\$6,474	\$0	\$0	\$6,474
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$9,000	\$0	\$0	\$9,000
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$1,184,281	\$0	\$0	\$1,184,281

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$814,259	\$863,161	\$840,863	3.27%
112 Overtime			\$0	
113 Benefits	\$290,820	\$284,646	\$305,738	5.13%
220 Travel			\$0	
230 Contractual Services	\$2,500	\$0	\$0	-100.00%
233 Office Space Rental	\$20,040	\$21,000	\$21,000	4.79%
240 Supplies & Materials	\$0	\$6,474	\$6,474	0.00%
250 Equipment			\$0	
270 Workers Compensation			\$0	
271 Drug Testing			\$0	
280 Sub-recipient/Subgrant			\$0	
290 Miscellaneous			\$0	
361 Power			\$0	
362 Water/Sewer			\$0	
363 Telephone	\$6,460	\$9,000	\$9,000	39.32%
450 Capital Outlay			\$0	
Total	\$1,134,079	\$1,184,281	\$1,183,075	4.32%

FY 2011 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$1,102,398	\$1,051,625
Increments/Promotions	\$8,974	\$15,378
Benefits Account	\$36,435	\$32,110
Vacancy Pool Account	\$26,540	\$0
Total Personnel Services	\$1,147,807	\$1,146,601

Operation Expenses Not Including Expenses Listed Below	\$36,474	\$36,474
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$36,474	\$36,474

Capital Outlay	\$0	\$0
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Total Appropriations	\$1,184,281	\$1,183,075
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Department of Public Works

SUMMARY/COMMENTS

The Department of Public Works (DPW) submitted its budget request with an increase of 11% from their FY10 authorized level.

The division most impacted by the FY11 budget is the Bus Operations Division (BusOps) which will experience a shortfall in for supplies & materials and fuel. The BusOps reported that it needs at least 200 new tires for its buses at a cost of about \$50,000 thus far. The funding for the tires will be encumbered from the BusOps's FY11 request. There is also a decrease in funding for fuel which may affect operations for the upcoming school year. Out of 140 classified employees, BusOps has 25 Limited Term Appointment (LTA) bus drivers who may be entering FTE status through the merit system once BBMR and the Human Resources section of DPW work through the process.

The Building Maintenance Division continues to maintain the Governor's House, the Governor's Office, and the Department of Administration buildings; all utilities for these buildings are paid for by DPW.

The Capital Improvement Projects Division (CIP) has several vacancies for which funding has not been requested. The funding for the vacancies was initially authorized but was later rescinded to meet the budget ceiling required by the Governor. The CIP, however, requested to fund some vacancies under the Building Permits & Inspection section in order to meet the mandates of P.L.s 30-25 & 30-84 for the International Building Code (IBC) to be adopted. Funding for the program is being sought from the Plan Checking Fee to train the necessary personnel for the adoption of the IBC. June 30, 2010 is the effective date for all plans to adhere to the IBC; however, there is a transition period of 180 days for plans to meet the IBC standards. Until training and training materials are acquired, the IBC cannot be implemented properly; therefore, the CIP is concerned that if they do not receive the proper funding that they will be unable to meet the mandate.

The Transportation Maintenance Division (TransMain) has received parts but no tools. While some parts have been received, the TransMisc continues to wait for others to arrive.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$9,036,676	\$10,129,331	12.09%
Guam Highway Fund:	\$7,349,625	\$8,447,986	14.94%
Solid Waste Operations Fund:	\$6,016,711	\$6,500,000	8.03%
Total	\$22,403,012	\$25,077,317	11.94%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$4,455,672	\$562,175	-87.38%
Compact Impact Funds:	\$0	\$977,026	0.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$4,455,672	\$1,539,201	-65.46%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$1,589,549	\$2,204,528	38.69%
CAPITAL IMPROVEMENTS DIVISION	\$2,233,874	\$1,758,045	-21.30%
TRANSPORTATION MAINTENANCE	\$743,988	\$905,636	21.73%
FUELING OPERATIONS	\$0	\$567,054	0.00%
BUS OPERATIONS	\$6,459,185	\$6,452,113	-0.11%
BUILDING CONSTRUCTION & FAC MAINTENANCE	\$1,260,969	\$1,490,720	18.22%
SOLID WASTE MANAGEMENT	\$6,016,711	\$6,500,000	8.03%
HIGHWAY DIVISION	\$4,098,736	\$5,199,221	26.85%
Total	\$22,403,012	\$25,077,317	11.94%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
	REGULAR				
111	SALARY/INCREMENTS/SPECIAL PAY	\$6,407,905	\$0	\$7,122,991	\$13,530,896
112	OVERTIME	\$0	\$0	\$59,712	\$59,712
113	BENEFITS	\$2,290,634	\$0	\$2,581,244	\$4,871,878
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$164,223	\$0	\$2,734,840	\$2,899,063
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$718,931	\$0	\$1,196,751	\$1,915,682
250	EQUIPMENT	\$0	\$0	\$95,000	\$95,000
270	WORKERS COMP BENEFIT	\$0	\$0	\$6,000	\$6,000
271	DRUG TESTING CHARGES	\$1,500	\$0	\$4,000	\$5,500
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$5,250	\$5,250
361	POWER	\$356,538	\$0	\$898,813	\$1,255,351
362	WATER/SEWER	\$126,000	\$0	\$11,250	\$137,250
363	TELEPHONE/TOLL	\$45,600	\$0	\$72,135	\$117,735
450	CAPITAL OUTLAY	\$18,000	\$0	\$160,000	\$178,000
	TOTAL	\$10,129,331	\$0	\$14,947,986	\$25,077,317

FUNDED VACANCIES RECOMMENDED BY OFB

Vacancies listed in the following table lists *only* those positions funded by the OFB and may not match the list of vacancies submitted in the agency's budget request.

- **BUILDING INSPECTOR I (x4)**
- **CUSTOMER SERVICE SUPERVISOR**
- **CUSTOMER SERVICE REPRESENTATIVE (x2)**
- **TELEPROCESSING NETWORK COORDINATOR**

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$12,717,558	\$13,530,896	\$11,920,029	-6.27%
112 Overtime	\$261,413	\$59,712	\$59,712	-77.16%
113 Benefits	\$3,437,000	\$4,871,878	\$4,103,523	19.39%
220 Travel			\$0	
230 Contractual Services	\$3,449,479	\$2,899,063	\$2,772,410	-19.63%
233 Office Space Rental			\$0	
240 Supplies & Materials	\$1,954,861	\$1,915,682	\$2,265,683	15.90%
250 Equipment	\$73,660	\$95,000	\$635,070	762.16%
270 Workers Compensation	\$5,000	\$6,000	\$6,000	20.00%
271 Drug Testing	\$15,328	\$5,500	\$0	-100.00%
280 Sub-recipient/Subgrant			\$0	
290 Miscellaneous	\$0	\$5,250	\$5,250	0.00%
361 Power	\$1,883,051	\$1,255,351	\$943,688	-49.89%
362 Water/Sewer	\$100,213	\$137,250	\$162,300	61.96%
363 Telephone	\$116,042	\$117,735	\$117,735	1.46%
450 Capital Outlay	\$160,000	\$178,000	\$528,000	230.00%
Total	\$24,173,605	\$25,077,317	\$23,519,400	-2.71%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$17,457,048	\$15,248,390
Increments/Promotions	\$150,976	\$224,717
Benefits Account	\$854,462	\$610,157
Vacancy Pool Account	\$1,428,649	\$0
Total Personnel Services	\$18,462,486	\$16,083,264

Operation Expenses Not Including Expenses Listed Below	\$5,044,230	\$5,802,148
Utility Cost Account - Power	\$1,255,351	\$943,688
Utility Cost Account - Water	\$137,250	\$162,300
Total Operations	\$6,436,831	\$6,908,136

Capital Outlay	\$178,000	\$528,000
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Total Appropriations	\$25,077,317	\$23,519,400
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The Committee and OFB recommendation is to appropriate funding for the listed vacancies as well as for operations from the DPW Building & Design fund pursuant to Public Laws 30-25 & 30-84 with respect to the implementation of the newly adopted International Building Code.

Contractor's License Board

SUMMARY/COMMENTS

The Contractor's License Board (CLB) is in the process of preparing its administrative and enforcement divisions for the projected construction growth. The Committee recommends that the CLB join forces with the Professional Engineers, Architects and Land Surveyors Law (P.E.A.L.S.) Board to fully automate the identification and certification process. The goal is to structure a computerized and standardized identification hardware that will register various construction companies as well as the engineers, architects and laborers employed with such companies. The CLB plans to allocate some of its funds and resources to meet this goal.

The CLB plays a vital role to ensure that off-island contractors do not evade the taxation and professional certification requirements of Guam.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$0	\$0	0.00%
Contractor's License Board Fund:	\$669,817	\$630,202	-5.91%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
CONTRACTORS LICENSE BOARD	\$669,817	\$630,202	-5.91%

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$0	\$0	\$374,941	\$374,941
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$0	\$0	\$133,141	\$133,141
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$16,000	\$16,000
230	CONTRACTUAL SERVICES	\$0	\$0	\$72,980	\$72,980
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$0	\$0	\$11,055	\$11,055
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$385	\$385
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$4,200	\$4,200
361	POWER	\$0	\$0	\$5,500	\$5,500
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$0	\$0	\$12,000	\$12,000
OBJECT	DESCRIPTION	GENERAL	FEDERAL	SPECIAL	TOTAL

CLASS	FUND	MATCHING FUNDS	FUNDS	
450 CAPITAL OUTLAY	\$0	\$0	\$0	\$0
TOTAL	\$0	\$0	\$630,202	\$630,202

FUNDED VACANCIES RECOMMENDED BY OFB

Vacancies listed in the following table lists *only* those positions funded by the OFB and may not match the list of vacancies submitted in the agency's budget request.

- **CLB INVESTIGATOR**

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$396,568	\$374,941	\$342,835	-13.55%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$100,543	\$133,141	\$126,097	25.42%
220 Travel	\$16,000	\$16,000	\$16,000	0.00%
230 Contractual Services	\$69,354	\$72,980	\$72,980	5.23%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$10,352	\$11,055	\$11,055	6.79%
250 Equipment	\$16,200	\$0	\$0	-100.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$300	\$385	\$0	-100.00%
280 Sub-recipient/Subgrant			\$0	
290 Miscellaneous	\$0	\$4,200	\$4,200	0.00%
361 Power	\$5,500	\$5,500	\$5,500	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$10,000	\$12,000	\$12,000	20.00%
450 Capital Outlay	\$45,000	\$0	\$0	-100.00%
Total	\$669,817	\$630,202	\$590,667	-11.82%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$483,127	\$409,808
Increments/Promotions	\$5,405	\$6,470
Benefits Account	\$19,549	\$23,156
Vacancy Pool Account	\$28,180	\$29,498
Total Personnel Services	\$508,081	\$468,932

Operation Expenses Not Including Expenses Listed Below	\$116,620	\$116,235
Utility Cost Account - Power	\$5,500	\$5,500
Utility Cost Account - Water	\$0	\$0
Total Operations	\$122,120	\$121,735

Capital Outlay	\$0	\$0
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Total Appropriations	\$630,202	\$590,667
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Professional Engineers, Architects and Land Surveyors (PEALS) Board

SUMMARY/COMMENTS

The PEALS Board needs administrative support considering the projected number of architectural and engineering professionals expected to practice in Guam due to construction build-up.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$90	\$0	-100.00%
PEALS Fund:	\$193,235	\$244,309	26.43%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
PEALS BOARD	\$193,325	\$244,309	26.37%

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$0	\$0	\$130,617	\$130,617
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$0	\$0	\$50,409	\$50,409
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$3,500	\$3,500
230	CONTRACTUAL SERVICES	\$0	\$0	\$30,845	\$30,845
233	OFFICE SPACE RENTAL	\$0	\$0	\$18,000	\$18,000
240	SUPPLIES & MATERIALS	\$0	\$0	\$2,500	\$2,500
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$38	\$38
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$2,000	\$2,000
361	POWER	\$0	\$0	\$3,500	\$3,500
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$0	\$0	\$2,900	\$2,900
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$0	\$0	\$244,309	\$244,309

FUNDED VACANCIES RECOMMENDED BY OFB ADMINISTRATIVE SECRETARY

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$98,405	\$130,617	\$72,862	-25.96%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$36,906	\$50,409	\$23,910	-35.21%
220 Travel	\$6,100	\$3,500	\$3,500	-42.62%
230 Contractual Services	\$25,322	\$30,845	\$30,845	21.81%
233 Office Space Rental	\$15,141	\$18,000	\$18,000	18.88%
240 Supplies & Materials	\$5,101	\$2,500	\$2,500	-50.99%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$38	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$1,750	\$2,000	\$60,679	3367.37%
361 Power	\$2,010	\$3,500	\$3,500	74.13%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$2,500	\$2,900	\$2,900	16.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$193,235	\$244,309	\$218,696	13.18%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$167,511	\$91,954
Increments/Promotions	\$1,876	\$2,451
Benefits Account	\$11,639	\$2,367
Vacancy Pool Account	\$30,817	\$20,757
Total Personnel Services	\$181,026	\$96,772

Operation Expenses Not Including Expenses Listed Below		
Utility Cost Account - Power	\$3,500	\$3,500
Utility Cost Account - Water	\$0	\$0
Total Operations	\$63,283	\$121,924

Capital Outlay	\$0	\$0
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Total Appropriations	\$244,309	\$218,696
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It is the recommendation of the Committee and the OFB to increase funding in Object Category 290 for the purpose of assisting the Contractors License Board with the automation of identification and certification processes for and of its stakeholders.

Department of Law (Office of the Attorney General)

SUMMARY/COMMENTS

The Department of Law/Office of the Attorney (DOL/OAG) presented its budget with increase of about \$9 million (107%) from its FY10 authorized levels. The increase is primarily due to the department's need to meet the demands of the impending military buildup as well as the federal receivership of the Solid Waste Management Division at the Department of Public Works. These issues continue to pose challenges to its current operations resulting in the need for additional resources. According to DOL/OAG, the increase in the budget request includes funding for additional personnel and the upgrade of the APASI System for the Child Support Division.

The DOL/OAG's division leaders presented concerns related to the recruitment of attorneys which involve salary levels that do not meet salary expectations of potential recruits as well as the lack of specialized attorneys (i.e. tax attorneys). The Committee stated that separate appropriations may be made according to the recommendations of the Hay Study and may soon address this problem.

In addition to salary adjustments, the DOL/AOL also described its unique human resource requirements. Besides attorneys, the DOL/AOL is also in need of support staff to include paralegals and secretaries. Although these issues were discussed at length, the Committee also outlined the current limitation of the government's resources. In addition, the Committee reminded DOL/AOL that although valid, the current request represents a large increase from the prior year and may not be supported by current revenue projections.

The Committee recognized that based on the tracking of its current expenditures, the DOL/OAG will experience a shortfall of roughly \$600,000 in FY10. When asked how funds could be certified for the hiring of new personnel despite the shortfall, the DOL/OAG advised that it would address the shortfall by reprogramming funds from other object classes, applying reimbursements from federal grants, and/or making requests for additional funds.

The Child Support Division (CSD) presented a request for about \$4.1 million (Local Match) for the upgrade of the APASI System. The total cost for the upgrade is estimated at about \$10 million. The current request, however, represents a rollover request from prior years for the system upgrade. The actual cost of the APASI upgrade may be greater than the initial budgeted amount, and the projected cost will be provided to the Committee at a later time.

The CSD emphasized the need for upgrading the system stating that as a result of its inefficiencies, the division has struggled with poor audit findings and loss of grants. The DOL/AOG hired additional personnel with the goal to resolve these issues. The fact that the division has been non-compliant with federal regulations has caused a decrease in TANF (Temporary Assistance to Needy Families) grants received by the division.

While acknowledging the importance of the upgrade, the Committee Chairman expressed several concerns as to the timeframe and the actual cost needed to be appropriated for the current fiscal year and emphasized that the current Local Match may span a longer period than the current budget cycle. On this matter, the Chairperson requested that an implementation plan be submitted to the Committee.

The division also acknowledged that while no written commitment has been delivered, its granting agency has expressed support and verbal assurance regarding the need for federal funding. The Committee requested that the written cost-sharing commitment be received by the Committee once it is received by the division.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$8,449,425	\$17,470,720	106.77%
Federal Matching Funds:	\$4,671,353	\$11,195,373	139.66%
Federal Grant Funds:	\$990,107	\$1,008,107	1.82%
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$212,000	\$0	-100.00%
	\$5,873,460	\$12,203,480	107.77%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
ATTORNEY GENERAL OFFICE	\$6,821,565	\$2,273,398	-66.67%
SOLICITOR DIVISION	\$0	\$1,808,640	0.00%
PROSECUTION DIVISION	\$0	\$4,380,994	0.00%
CIVIL DIVISION (LITIGATION)	\$0	\$2,311,369	0.00%
FAMILY DIVISION-JUVINILLE	\$6,299,213	\$869,006	-86.20%
FAMILY DIVISION-CHILD SUPPORT	\$0	\$17,022,687	0.00%
Total	\$13,120,778	\$28,666,093	118.48%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$7,462,357	\$0	\$0	\$7,462,357
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$2,529,870	\$0	\$0	\$2,529,870
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$32,626	\$0	\$0	\$32,626
230	CONTRACTUAL SERVICES	\$685,256	\$0	\$0	\$685,256
233	OFFICE SPACE RENTAL	\$538,973	\$0	\$0	\$538,973
240	SUPPLIES & MATERIALS	\$85,800	\$0	\$0	\$85,800
250	EQUIPMENT	\$75,510	\$0	\$0	\$75,510
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$2,325	\$0	\$0	\$2,325
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
290	MISCELLANEOUS	\$5,827,314	\$11,195,373	\$0	\$17,022,687
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$42,000	\$0	\$0	\$42,000
450	CAPITAL OUTLAY	\$188,690	\$0	\$0	\$188,690
	TOTAL	\$17,470,720	\$11,195,373	\$0	\$28,666,093

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$4,206,786	\$7,462,357	\$5,469,049	30.01%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$1,136,163	\$2,529,870	\$1,980,929	74.35%
220 Travel	\$24,726	\$32,626	\$0	-100.00%
230 Contractual Services	\$786,938	\$685,256	\$200,000	-74.59%
233 Office Space Rental	\$487,485	\$538,973	\$538,973	10.56%
240 Supplies & Materials	\$56,000	\$85,800	\$50,000	-10.71%
250 Equipment	\$37,240	\$75,510	\$9,510	-74.46%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$1,387	\$2,325	\$0	-100.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$1,627,860	\$17,022,687	\$7,039,158	332.42%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$42,000	\$42,000	\$42,000	0.00%
450 Capital Outlay	\$42,840	\$188,690	\$110,190	157.21%
Total	\$8,449,425	\$28,666,093	\$15,439,808	82.73%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$9,624,709	\$7,200,821
Increments/Promotions	\$46,200	\$60,149
Benefits Account	\$321,317	\$189,008
Vacancy Pool Account	\$3,324,039	\$0
Total Personnel Services	\$9,992,226	\$7,449,978
Operation Expenses Not Including Expenses Listed Below	\$18,485,177	\$7,879,640
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$18,485,177	\$7,879,640
Capital Outlay	\$188,690	\$110,190
Total Appropriations	\$28,666,093	\$15,439,808

Guam Police Department

SUMMARY/COMMENTS

The Guam Police Department (GPD) submitted its budget request according to the budget ceiling established by the governor. In order to meet the ceiling, several items had to be reduced. The 3rd installment of the 10% Law Enforcement Compensation (PL 29-105) was *not* included for FY11.

The department did not apply for the Recreational Boating Safety grant for FY10 or FY11 as they are still working with the funds received for FY09. The grantor made a recommendation for them to carryover the funds until they exhaust the funds by December 2010. As a result, the department requests that the Local Match portion of this particular grant (\$561,100) be, instead, appropriated to the Support Division's Operations under object classes 230, 240, & 250. (An amended Budget Digest was submitted for the Support Division to reflect the requested change.)

Regarding their FY10 budget, the department is anticipating a shortfall estimated at a total of almost \$1 million. Shortfalls are expected for fuel charges, Workers Compensation, telephone services, and the cost for power. The telephone and power costs for the (new) Agat Precinct were not included in the FY10 budget for GPD thus creating the shortfall.

The department also expressed concern with the costs for replacing air conditioning units, stipends for the Police Reserve Officers, availability of funding for random drug-testing to include *all* personnel, psychological testing, and their contract for trash pick-up.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11
General Fund Request:	\$25,421,126	\$28,997,737
Police Services Fund:	\$522,767	\$570,110
Total	\$25,943,893	\$30,167,847
Federal Matching Funds:	\$0	\$761,100
Federal Grant Funds:	\$211,391	\$0
Compact Impact Funds:	\$527,026	\$750,000
ARRA Stimulus Funds:	\$1,817,536	\$0
	\$2,555,953	\$1,511,100

Funding Request By: Bureau/Divisions		FY 10	FY 11
CHIEF	OFFICE OF THE CHIEF	\$3,046,085	\$2,865,058
INVESTIGATIVE	OFFICE OF THE DEPUTY CHIEF	\$0	\$62,927
INVESTIGATIVE	POLICE COMMANDER	\$494,278	\$539,665
INVESTIGATIVE	OVERTIME	\$500,000	\$1,608,828
OPERATIONS	CRIMINAL INVESTIGATION DIVISION	\$2,736,557	\$2,919,821
OPERATIONS	NEIGHBORHOOD PATROL	\$5,276,017	\$6,170,001
OPERATIONS	NEIGHBORHOOD PATROL	\$4,240,366	\$4,887,474
OPERATIONS	SERVICES BUREAU	\$285,000	\$442,840

OPERATIONS	ADMINISTRATION DIVISION	\$1,289,620	\$1,496,834
OPERATIONS	SUPPORT DIVISION	\$2,148,246	\$2,153,672
OPERATIONS	FEDERAL PROGRAMS	\$541,100	\$561,100
OPERATIONS	OPERATIONS DIVISION	\$657,061	\$717,395
SERVICES	FORENSIC SCIENCE DIVISION	\$1,088,105	\$1,187,473
SERVICES	HIGHWAY PATROL DIVISION	\$1,324,106	\$1,424,618
SERVICES	SPECIAL OPERATIONS DIVISION	\$2,317,352	\$2,530,141
SERVICES	POLICE OFFICER TRAINEE CYCLE (GPD)	\$0	\$600,000
Total		\$25,943,893	\$30,167,847

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS/SPECIAL PAY	\$18,815,508	\$0	\$0	\$18,815,508
112	OVERTIME	\$1,608,828	\$0	\$0	\$1,608,828
113	BENEFITS	\$6,243,906	\$0	\$0	\$6,243,906
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$15,000	\$0	\$511,790	\$526,790
233	OFFICE SPACE RENTAL	\$232,200	\$0	\$0	\$232,200
240	SUPPLIES & MATERIALS	\$304,235	\$0	\$58,320	\$362,555
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$15,000	\$0	\$0	\$15,000
271	DRUG TESTING CHARGES	\$10,000	\$0	\$0	\$10,000
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$708,400	\$761,100	\$0	\$1,469,500
361	POWER	\$729,179	\$0	\$0	\$729,179
362	WATER/SEWER	\$42,315	\$0	\$0	\$42,315
363	TELEPHONE/TOLL	\$273,166	\$0	\$0	\$273,166
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
TOTAL		\$28,997,737	\$761,100	\$570,110	\$30,328,947

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
POLICE OFFICER TRAINEE CYCLE (GPD)	\$600,000	\$0	\$0	\$600,000

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$17,455,102	\$18,815,508	\$15,401,914	-11.76%
112 Overtime	\$326,295	\$1,608,828	\$677,533	107.64%
113 Benefits	\$5,629,532	\$6,243,906	\$5,228,319	-7.13%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$495,000	\$526,790	\$526,790	6.42%
233 Office Space Rental	\$232,200	\$232,200	\$232,200	0.00%
240 Supplies & Materials	\$327,767	\$362,555	\$362,555	10.61%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$10,000	\$15,000	\$20,387	103.87%
271 Drug Testing	\$0	\$10,000	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$650,300	\$1,469,500	\$147,300	-77.35%
361 Power	\$507,212	\$729,179	\$687,368	35.52%
362 Water/Sewer	\$47,603	\$42,315	\$41,043	-13.78%
363 Telephone	\$262,882	\$273,166	\$293,052	11.48%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$25,943,893	\$30,328,947	\$23,618,461	-8.96%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$25,692,971	\$21,663,979
Increments/Promotions	\$225,153	\$209,150
Benefits Account	\$750,119	\$666,551
Vacancy Pool Account	\$741,199	\$0
Total Personnel Services	\$26,668,243	\$21,307,766

Operation Expenses Not Including Expenses Listed Below	\$2,889,211	\$1,582,284
Utility Cost Account - Power	\$729,179	\$687,368
Utility Cost Account - Water	\$42,315	\$41,043
Total Operations	\$3,660,705	\$2,310,695

Capital Outlay	\$0	\$0
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Total Appropriations	\$30,328,948	\$23,618,461
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Department of Corrections

SUMMARY/COMMENTS

The Department of Corrections (DOC) presented its budget with an overall increase of about 21% from the General Fund. The FY11 budget request does *not* include the 3rd installment of the 10% Law Enforcement Compensation according to the budget ceiling as established by the Governor. The increase is primarily seen in the request for additional funding for personnel costs as well as funding to offset the costs for the Federal Bureau of Prisons (FBOP) for prior year obligations (see tables below). The DOC recently recruited 26 new Corrections Officers whose salaries are included as funded vacancies in the FY11 budget request submittal. The recruitment of these officers should show a savings of about \$494,306.

The DOC is anticipating a shortfall of about \$1.6 million for overtime pay in FY10. This is due to payments that were made for medical vendors as well as to the Federal Bureau of Prisons. DOC officials are confident that with the new recruits being placed on duty for night shifts where a night differential would apply, a reduction in overtime amounts is expected. The payment plan in place with the FBOP is set at approximately \$250,000/quarter (\$3 million in three years) as negotiated by the Executive Branch Legal Counsel with the FBOP. The current full-year cost to the FBOP is about \$59,000/month which may fluctuate due to medical care costs for off-island prisoners. The DOC attempted to enter into an agreement for pharmaceutical supplies but was denied as the federal guidelines for those funds are restricted for use by incarcerated individuals; however, the Department of Public Health and Social Services continues to assist with other services to include TB testing, etc.

Other issues presented at the hearing include the following:

- Contrary to what has been recorded by the AS400, department officials did not expect to receive any funds from the Compact Impact funding source;
- The contract with the vendors for inmate meals is being negotiated from \$15 per inmate per day to \$12 per inmate per day (with an additional 10% provision); and
- The department's average monthly cost for water is about \$33,000 with an arrears of about \$289,000.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

<u>Funding Request Source and Amount:</u>	<u>FY 10</u>	<u>FY 11</u>	
General Fund Request:	\$17,619,948	\$21,385,800	21.37%
Department of Corrections Inmate Revolving Fund:	\$1,232,690	\$1,366,022	10.82%
Safe Streets Fund:	\$96,000	\$96,000	0.00%
Total	\$18,948,638	\$22,847,822	20.58%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$214,575	\$214,575	0.00%
Compact Impact Funds:	\$500,000	\$500,000	0.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$714,575	\$714,575	0.00%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$4,469,681	\$5,261,183	17.71%
ADULT CORRECTION FACILITY	\$10,798,365	\$9,923,782	-8.10%
AGANADETENTIONCENTER	\$2,229,436	\$2,630,178	17.98%
MAINTENANCE OF PRISONERS OFF-ISLAND	\$101,000	\$0	-100.00%
CASEWORK AND COUNSELING SERVICES	\$405,528	\$421,041	3.83%
FORENSIC (MEDICINE DRUG TREATMENT)	\$376,307	\$325,396	-13.53%
PAROLE SERVICE DIVISION	\$568,321	\$586,282	3.16%
FEDERAL BUREAU OF PRISONS PRIOR & CURRENT YEARS COST OF CARE	\$0	\$3,397,600	0.00%
FEDERAL BUREAU OF PRISONS PRIOR & CURRENT YEARS COST OF CARE	\$0	\$302,400	0.00%
Total	\$18,948,638	\$22,847,862	20.58%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$10,081,194	\$0	\$0	\$10,081,194
112	OVERTIME/SPECIAL PAY	\$432,059	\$0	\$0	\$432,059
113	BENEFITS	\$3,638,128	\$0	\$0	\$3,638,128
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$2,056,504	\$0	\$1,063,662	\$3,120,166
233	OFFICE SPACE RENTAL	\$114,000	\$0	\$0	\$114,000
240	SUPPLIES & MATERIALS	\$102,515	\$0	\$96,000	\$198,515
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$79,800	\$0	\$0	\$79,800
361	POWER	\$1,134,000	\$0	\$0	\$1,134,000
362	WATER/SEWER	\$280,000	\$0	\$0	\$280,000
363	TELEPHONE/TOLL	\$70,000	\$0	\$0	\$70,000
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$17,988,200	\$0	\$1,159,662	\$19,147,862

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
FEDERAL BUREAU OF PRISONS PRIOR & CURRENT YEARS COST OF CARE (DOC)	\$3,397,600	\$0	\$302,400	\$3,700,000

FUNDED VACANCIES RECOMMENDED BY OFB

Vacancies listed in the following table lists *only* those positions funded by the OFB and may not match the list of vacancies submitted in the agency's budget request.

- **CORRECTION OFFICER (x26)**

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$9,720,728	\$10,081,194	\$8,526,210	-12.29%
112 Overtime	\$686,497	\$432,059	\$432,059	-37.06%
113 Benefits	\$2,792,417	\$3,638,128	\$2,949,505	5.63%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$3,064,695	\$3,120,166	\$3,120,166	1.81%
233 Office Space Rental	\$114,000	\$114,000	\$114,000	0.00%
240 Supplies & Materials	\$367,000	\$198,515	\$198,515	-45.91%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$66,500	\$79,800	\$79,800	20.00%
361 Power	\$1,197,951	\$1,134,000	\$991,082	-17.27%
362 Water/Sewer	\$261,845	\$280,000	\$181,183	-30.81%
363 Telephone	\$70,000	\$70,000	\$70,000	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$18,341,633	\$19,147,862	\$16,662,520	-9.15%

FY 2011 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$13,530,403	\$11,366,596
Increments/Promotions	\$104,504	\$106,908
Benefits Account	\$516,474	\$434,270
Vacancy Pool Account	\$1,287,810	\$640,673
Total Personnel Services	\$14,151,381	\$11,907,774

Operation Expenses Not Including Expenses Listed Below	\$3,582,481	\$3,582,481
Utility Cost Account - Power	\$1,134,000	\$991,082
Utility Cost Account - Water	\$280,000	\$181,183
Total Operations	\$4,996,481	\$4,754,746

Capital Outlay	\$0	\$0
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Total Appropriations	\$19,147,862	\$16,662,520
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Department of Agriculture

SUMMARY/COMMENTS

The Department of Agriculture (Department) operates with a little over half of its funding from federal grants. The Department is seeking less funding in FY11 due to the expected increase in the level of federal outlay. The demand for an increased capacity lies in the areas of inspection, enforcement, forestry, quarantine (plant and animal) and conservation programs. With the influx of workers, building materials and supplies to Guam, greater attention must be given to protect Guam's natural resources thus the importance of the Department's role in this area. As a policy matter, there is a great need to extend the inspection authority of local officers into areas under military control i.e., Navy docks and Andersen AFB. Also of equal importance is heightened inspection activity required at the Commercial Port of Guam and the A.B. Won Pat International Airport.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$3,047,194	\$2,731,310	-10.37%
Plant Inspection and Permit Fund:	\$95,000	\$116,119	22.23%
Total	\$3,142,194	\$2,847,429	-9.38%
Federal Matching Funds:	\$327,000	\$327,000	0.00%
Federal Grant Funds:	\$5,117,576	\$2,764,338	-45.98%
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$5,444,576	\$3,091,338	-43.22%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$557,769	\$530,748	-4.84%
FORESTRY AND SOIL RESOURCES-ADMIN	\$606,702	\$479,782	-20.92%
ENVIRONMENTAL REVIEW & TECH. ASSIST.	\$140,260	\$134,495	-4.11%
CONSERVATION LAW ENFORCEMENT	\$758,117	\$703,192	-7.24%
ANIMAL HEALTH	\$302,739	\$333,147	10.04%
PLANT INSPECTION STATION	\$375,114	\$379,867	1.27%
MARKETING, CONSUMERS AND FARMS	\$628,493	\$613,198	-2.43%
DEPARTMENT OF AGRICULTURE - ANIMAL SHELTER	\$100,000	\$0	-100.00%
Total	\$3,469,194	\$3,174,429	-8.50%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$1,820,720	\$181,807	\$0	\$2,002,527
112	OVERTIME/SPECIAL PAY	\$14,437	\$5,353	\$0	\$19,790
113	BENEFITS	\$656,726	\$69,750	\$0	\$726,476
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$5,000	\$19,450	\$0	\$24,450
230	CONTRACTUAL SERVICES	\$22,697	\$16,100	\$13,200	\$51,997
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$14,442	\$27,240	\$18,535	\$60,217
250	EQUIPMENT	\$0	\$6,500	\$5,000	\$11,500
270	WORKERS COMP BENEFIT	\$1,288	\$0	\$0	\$1,288
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$800	\$3,400	\$4,200
361	POWER	\$140,000	\$0	\$25,000	\$165,000
362	WATER/SEWER	\$31,000	\$0	\$2,200	\$33,200
363	TELEPHONE/TOLL	\$25,000	\$0	\$4,784	\$29,784
450	CAPITAL OUTLAY	\$0	\$0	\$44,000	\$44,000
	TOTAL	\$2,731,310	\$327,000	\$116,119	\$3,174,429

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$2,147,015	\$2,002,527	\$1,949,459	-9.20%
112 Overtime	\$102,488	\$19,790	\$14,437	-85.91%
113 Benefits	\$727,196	\$726,476	\$667,386	-8.22%
220 Travel	\$17,000	\$24,450	\$5,000	-70.59%
230 Contractual Services	\$149,417	\$51,997	\$35,897	-75.98%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$79,386	\$60,217	\$32,977	-58.46%
250 Equipment	\$17,500	\$11,500	\$5,000	-71.43%
270 Workers Compensation	\$1,287	\$1,288	\$1,288	0.08%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$5,800	\$4,200	\$3,400	-41.38%
361 Power	\$136,375	\$165,000	\$126,488	-7.25%
362 Water/Sewer	\$38,814	\$33,200	\$36,869	-5.01%
363 Telephone	\$26,916	\$29,784	\$29,784	10.66%
450 Capital Outlay	\$20,000	\$44,000	\$44,000	120.00%
Total	\$3,469,194	\$3,174,429	\$2,951,985	-14.91%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$2,611,758	\$2,510,718
Increments/Promotions	\$18,070	\$27,769
Benefits Account	\$118,965	\$92,795
Vacancy Pool Account	\$136,791	\$0
Total Personnel Services	\$2,748,793	\$2,631,282
Operation Expenses Not Including Expenses Listed Below	\$183,436	\$113,346
Utility Cost Account - Power	\$165,000	\$126,488
Utility Cost Account - Water	\$33,200	\$36,869
Total Operations	\$381,636	\$276,703
Capital Outlay	\$44,000	\$44,000
Total Appropriations	\$3,174,429	\$2,951,985

Department of Public Health & Social Services

SUMMARY/COMMENTS

The Department of Public Health & Social Services (DPHSS) presented its budget request with a \$14 million variance from its original submission. The shortfalls anticipated for FY11 are due to the DPHSS's efforts to comply with the Governor's budget ceiling. The variance between the two budget requests has not been communicated to BBMR or to the Governor's Office, but the Director of DPHSS advised the Committee that this information would later be reported to BBMR with the goal to resolve the shortfalls.

To date, only two employees have been recruited from ARRA grants; these employees' contracts will expire at the end of FY10.

The DPHSS has yet to determine how much federal funding or financial benefits may be realized through the passage of the Health Care Reform Act as passed by the U.S. Congress.

The Chairperson on the Committee on Health & Human services recommends that funding for a Chief Financial Officer for the department be considered. According to the Chairperson, there is a need for a high-level financial officer in light of the agency's \$200 million-dollar budget as well as with the volume of federal funds received.

According to DPHSS's presentation, the budget request includes funding for penalties imposed as a result of the DPHSS's failure to comply with several reporting deadlines. The current penalties were a result of past infractions. The Committee requested a detailed schedule of the penalties imposed.

The DPHSS intends to use funding for various technology initiatives; the development of PH Pro will enhance the modules of the department. The management of DPHSS stated that the software has suffered some technical setbacks. Testing for the software was expected to have occurred in July. Several modules however are currently being used. The DPHSS's management stated that funding for the PH Pro was one of the first items to be cut and is now part of the \$14 million increase proposed in the amended budget. Over a period of 36 months, PH Pro will cost the government about \$4.5 million over 36 months. Under the lease option entered into by DPHSS, the project will cost \$1.5 million a year plus around \$675,000 per year for maintenance. To date, the government owes Data Management Services, Inc. (DMR) (, the vendor chosen for the development of PH Pro, around 338K of past due balances. If the balances are not paid, PH Pro modules currently in use by DPHSS may be discontinued by DMR. The interface of the modules will address several issues brought forth by the recent audit of the Office of Public Accountability (OPA) the Medically Indigent Program (MIP) of the government. PH Pro will assist the redundancy of data entry across various programs administered by DPHSS through program interface. In response to the audit results, the management at DPHSS acknowledged several findings brought forth by the performance audit including charging MIP administrative costs to other programs administered. To prevent the administrative cost of MIP from being charged to other programs, the Committee recommends that the cost should be included as part of the base funding for MIP.

The DPHSS, however, disagrees with a few of the audit findings including the necessary documentation to determine eligibility for MIP. Issues surrounding the audit findings were a result of a strict interpretation of the documentation requirements as mandated by P.L. 17-83. The DPHSS's management maintains that the program does benefit the necessary individuals and that the requirements for eligibility documentation required by the statute are restrictive.

(After close analysis, it is the opinion of the Committee that the variance presents additional challenges in terms of identifying possible funding sources. Without external funds such as federal grants, the variance will need to be financed through budget reductions in other government agencies or programs.)

The following table is a breakdown of the budget request and fund sources.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$2,635,689	\$1,201,317	\$4,866,461	\$8,703,467
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$923,244	\$426,303	\$1,673,009	\$3,022,556
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$42,156	\$6,552	\$12,750	\$61,458
230	CONTRACTUAL SERVICES	\$9,233,747	\$2,877,045	\$1,017,711	\$13,128,503
233	OFFICE SPACE RENTAL	\$471,605	\$111,858	\$162,600	\$746,063
240	SUPPLIES & MATERIALS	\$71,790	\$0	\$762,773	\$834,563
250	EQUIPMENT	\$10,049	\$0	\$0	\$10,049
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$6,086	\$489	\$0	\$6,575
280	SUB-RECIPIENT/SUBGRANT	\$150	\$0	\$0	\$150
290	MISCELLANEOUS	\$35,068,557	\$19,247,513	\$200,000	\$54,516,070
361	POWER	\$537,476	\$47,476	\$0	\$584,952
362	WATER/SEWER	\$25,779	\$6,719	\$0	\$32,498
363	TELEPHONE/TOLL	\$428,951	\$31,351	\$20,412	\$480,714
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$49,455,279	\$23,956,623	\$8,715,716	\$82,127,618

FUNDED VACANCIES RECOMMENDED BY OFB

Vacancies listed below include *only* positions recommended by the OFB and may not match the list of vacancies as presented in the department’s budget request.

- **CASHIER II**
- **CHIEF HUMAN SVS ADMINISTRATOR**
- **CHN II (GG1 #R9-014)**
- **CHN SUPVR I (GG1 #R9-015) (x2)**
- **CLERK II**
- **CLERK SUPERVISOR I**
- **CLERK TYPIST I (NEW) 10/8/09 (PL 30-55)**
- **COMMUNITY HEALTH NURSE II(x2)**
- **DATA CONTROL CLERK II NEW (10/8/09) (PL 30-55)**
- **DEPUTY DIRECTOR**
- **EH SPECIALIST III**
- **ELIGIBILITY SPECIALIST II**
- **ENGINEER I**
- **HEALTH EDUCATOR III**
- **NURSE AIDE II**
- **PROGRAM COORDINATOR IV(x2)**
- **SS SUPERVISOR I**
- **VITAL STATISTIC CLERK**

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salary/Increments	\$7,868,490	\$8,703,467	\$8,131,578	3.34%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$3,305,962	\$3,022,556	\$2,936,714	-11.17%
220 Travel	\$73,249	\$61,458	\$61,458	-16.10%
230 Contractual Services	\$11,578,376	\$13,128,503	\$12,877,488	11.22%
233 Office Space Rental	\$496,007	\$746,063	\$746,063	50.41%
240 Supplies & Materials	\$788,874	\$834,563	\$834,563	5.79%
250 Equipment	\$40,932	\$10,049	\$10,049	-75.45%
270 Workers Compensation	\$5,000	\$0	\$0	-100.00%
271 Drug Testing	\$1,057	\$6,575	\$0	-100.00%
280 Sub-recipient/Subgrant	\$0	\$150	\$150	0.00%
290 Miscellaneous	\$9,851,883	\$54,516,070	\$55,534,298	463.69%
361 Power	\$820,798	\$584,952	\$691,887	-15.71%
362 Water/Sewer	\$386,476	\$32,498	\$37,261	-90.36%
363 Telephone	\$482,620	\$480,714	\$480,714	-0.39%
450 Capital Outlay	\$2,250	\$0	\$0	-100.00%
Total	\$35,701,974	\$82,127,618	\$82,342,222	130.64%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$11,223,881	\$10,793,241
Increments/Promotions	\$59,473	\$71,213
Benefits Account	\$442,665	\$203,838
Vacancy Pool Account	\$708,417	\$547,020
Total Personnel Services	\$11,726,023	\$11,068,292
Operation Expenses Not Including Expenses Listed Below	\$69,784,145	\$70,544,783
Utility Cost Account - Power	\$584,952	\$691,887
Utility Cost Account - Water	\$32,498	\$37,261
Total Operations	\$70,401,595	\$71,273,931
Capital Outlay	\$0	\$0
Total Appropriations	\$82,127,618	\$82,342,222

Guam Public Library Systems

SUMMARY/COMMENTS

The Guam Public Library Systems (GPLS) presented its budget according to the budget ceiling established by the Governor. Although two vacancies were funded by PL 30-55, the funds were allocated to a separate agency with Public Safety. The GPLS is requesting that the cost for telephone and internet services be funded from the General Fund in order to qualify for an eighty percent (80%) discount (Metro e-rate). It is currently receiving federal funds for this object class thus not providing any current opportunity for the discount. The total request for power cost is \$103,931, while the total amount needed is \$136,000.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$1,235,587	\$1,517,640	22.83%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$442,958	\$137,958	-68.86%
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$539,000	\$0	-100.00%
	\$981,958	\$137,958	-85.95%
Funding Request By: Bureau/Divisions	FY 10	FY 11	
GUAM PUBLIC LIBRARY	\$849,398	\$1,093,631	28.75%
LIBRARY SERVICES	\$194,171	\$196,979	1.45%
LIBRARY SERVICES - BARRIGADA	\$61,279	\$69,870	14.02%
LIBRARY SERVICES - AGAT	\$35,626	\$44,080	23.73%
LIBRARY SERVICES - YONA	\$36,014	\$40,835	13.39%
LIBRARY SERVICES - MERIZO	\$59,099	\$72,245	22.24%
Total	\$1,235,587	\$1,517,640	22.83%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$885,612	\$0	\$0	\$885,612
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$329,181	\$0	\$0	\$329,181
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$135,872	\$0	\$0	\$135,872
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$20,678	\$0	\$0	\$20,678
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$103,931	\$0	\$0	\$103,931
362	WATER/SEWER	\$6,000	\$0	\$0	\$6,000
363	TELEPHONE/TOLL	\$36,366	\$0	\$0	\$36,366
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$1,517,640	\$0	\$0	\$1,517,640

**FUNDED VACANCIES RECOMMENDED BY OFB
NONE**

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$846,268	\$885,612	\$795,101	-6.05%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$231,734	\$329,181	\$279,033	20.41%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$130,820	\$135,872	\$70,000	-46.49%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$2,822,221	\$20,678	\$20,678	-99.27%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$0	\$0	0.00%
361 Power	\$103,996	\$103,931	\$122,845	18.12%
362 Water/Sewer	\$2,458	\$6,000	\$5,639	129.41%
363 Telephone	\$36,000	\$36,366	\$77,123	114.23%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$4,173,497	\$1,517,640	\$1,370,419	-67.16%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$1,140,481	\$1,074,133
Increments/Promotions	\$10,924	\$16,290
Benefits Account	\$63,388	\$38,644
Vacancy Pool Account	\$74,169	\$0
Total Personnel Services	\$1,214,793	\$1,074,134

Operation Expenses Not Including Expenses Listed Below	\$192,916	\$167,801
Utility Cost Account - Power	\$103,931	\$122,845
Utility Cost Account - Water	\$6,000	\$5,639
Total Operations	\$302,847	\$296,285

Capital Outlay	\$0	\$0
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Total Appropriations	\$1,517,640	\$1,370,419
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Department of Youth Affairs

SUMMARY/COMMENTS

The Department of Youth Affairs (DYA) presented its budget according to the ceiling established by the Governor. In addition to their budget, an appropriation of \$371,677 is requested for Sanctuary Inc. On June 1, 2010, the Acting Director submitted a letter of justification as requested by the Committee. The letter discussed the DYAs need for funding among the divisions of DYAs. The expressed need is mostly for additional manpower in the various DYAs programs and divisions to alleviate the stress and workload of the currently overwhelmed personnel.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$4,234,609	\$4,533,508	7.06%
Healthy Futures Fund:	\$339,068	\$347,163	2.39%
Total	\$4,573,677	\$4,880,671	6.71%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$1,182,530	\$1,562,918	32.17%
Compact Impact Funds:	\$250,000	\$500,000	100.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$1,432,530	\$2,062,918	44.01%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$139,155	\$116,973	-15.94%
DIVISION OF YOUTH DEVELOPMENT	\$942,335	\$1,003,917	6.54%
DIVISION OF YOUTH CORRECTION	\$2,189,972	\$2,636,068	20.37%
DIVISION OF VOC REHAB. & SUPPORT SERVICE	\$930,538	\$752,036	-19.18%
PROGRAMS FOR RUNAWAYS, HOMELESS, VICTIMS OF ABUSE (DYA)	\$371,677	\$371,677	0.00%
Total	\$4,573,677	\$4,880,671	6.71%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$2,795,277	\$0	\$216,176	\$3,011,453
112	OVERTIME/SPECIAL PAY	\$40,883	\$0	\$0	\$40,883
113	BENEFITS	\$948,431	\$0	\$73,865	\$1,022,296
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
230	CONTRACTUAL SERVICES	\$55,419	\$0	\$26,122	\$81,541
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$147,458	\$0	\$21,590	\$169,048
250	EQUIPMENT	\$0	\$0	\$9,410	\$9,410
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$363	\$0	\$0	\$363
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$105,000	\$0	\$0	\$105,000
362	WATER/SEWER	\$24,000	\$0	\$0	\$24,000
363	TELEPHONE/TOLL	\$45,000	\$0	\$0	\$45,000
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$4,161,831	\$0	\$347,163	\$4,508,994

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
PROGRAMS FOR RUNAWAYS, HOMELESS, VICTIMS OF ABUSE (DYA)	\$371,677	\$0	\$0	\$371,677

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$2,657,266	\$3,011,453	\$2,615,313	-1.58%
112 Overtime	\$37,698	\$40,883	\$37,698	0.00%
113 Benefits	\$880,071	\$1,022,296	\$915,930	4.07%
220 Travel	\$0	\$0	\$0	100.00%
230 Contractual Services	\$81,541	\$81,541	\$453,218	455.82%
233 Office Space Rental	\$174,285	\$169,048	\$0	-100.00%
240 Supplies & Materials	\$9,410	\$9,410	\$169,048	1696.47%
250 Equipment	\$0	\$0	\$9,410	0.00%
270 Workers Compensation	\$363	\$363	\$0	-100.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$39,068	\$0	\$0	-100.00%
290 Miscellaneous	\$103,996	\$105,000	\$0	-100.00%
361 Power	\$130,702	\$24,000	\$95,943	-26.59%
362 Water/Sewer	\$87,600	\$45,000	\$15,780	-81.99%
363 Telephone	\$0	\$0	\$45,000	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$4,202,000	\$4,508,994	\$4,357,340	3.70%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$3,922,569	\$3,398,749
Increments/Promotions	\$31,688	\$32,834
Benefits Account	\$120,375	\$137,358
Vacancy Pool Account	\$426,427	\$0
Total Personnel Services	\$4,074,632	\$3,568,941
Operation Expenses Not Including Expenses Listed Below	\$365,362	\$676,676
Utility Cost Account - Power	\$24,000	\$95,943
Utility Cost Account - Water	\$45,000	\$15,780
Total Operations	\$45,000	\$788,399
Capital Outlay	\$0	\$0
Total Appropriations	\$4,508,994	\$4,357,340

Guam Environmental Protection Agency/Guam Energy Office

SUMMARY/COMMENTS

The Guam Environmental Protection Agency (GEPA) presented their budget according to the ceiling established by the Governor; however, a copy of an amended budget request was submitted to the Committee. The amended budget included an increase of \$899,000 from the general fund to cover for shortfalls in salaries for FY11. (The Committee advised that the budget would be formally received but should undergo the certification process by BBMR).

With regards to the amended budget, the Director of GEPA indicated that the additional budget request would be needed to cover a shortfall in salaries from the consolidated grant. The originally requested amount in special funds that were designated for personnel services is insufficient to cover the shortfall in payroll expenditures. It was also stated that only a limited number of positions could be funded by special funds due to statutory restrictions.

Concurrent with its duties to oversee matters involving environmental protection, the GEPA also houses the Guam Energy Office (GEO). The director indicated that the GEO was initially created through an executive order by the Governor and not established legislatively. Efforts are being made to transfer the GEO to the University of Guam.

Some of the challenges facing the GEPA include compliance with several court mandates imposed such as the receivership on the Solid Waste Management Division of the Department of Public Works. Such challenges have consumed a large portion of the staff hours. The Committee suggested that GEPA should receive compensation for work done for autonomous agencies.

As for the use of special funds to support the operations of GEPA, the suggestion offered by the Committee was for the fee schedule to be re-examined in order for GEPA to address possible shortfalls as well as to meet the increasing cost of compliance.

The Committee requested a list of the current schedule of fees.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$0	\$0	0.00%
Air Pollution Control Special Fund:	\$272,505	\$280,795	3.04%
Guam Environmental Trust Fund:	\$265,595	\$336,796	26.81%
Water Protection Fund:	\$81,724	\$85,851	5.05%
Water Research & Development Fund:	\$85,653	\$91,729	7.09%
Total	\$705,477	\$795,171	12.71%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$4,152,930	\$3,564,973	-14.16%

Funding Request Source and Amount:	FY 10	FY 11	
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$4,152,930	\$3,564,973	-14.16%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
GUAM ENVIRONMENTAL PROTECTION AGENCY ENVIRONMENTAL REVIEW & PLANNING DIVISION	\$272,505	\$280,795	3.04%
WATER PROGRAMS DIVISION	\$265,595	\$336,796	26.81%
	\$167,377	\$177,580	6.10%
Total	\$705,477	\$795,171	12.71%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$0	\$0	\$298,498	\$298,498
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$0	\$0	\$105,291	\$105,291
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$0	\$0	\$248,000	\$248,000
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$0	\$0	\$43,248	\$43,248
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$0	\$0	\$55,000	\$55,000
362	WATER/SEWER	\$0	\$0	\$7,000	\$7,000
363	TELEPHONE/TOLL	\$0	\$0	\$38,134	\$38,134
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$0	\$0	\$795,171	\$795,171

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$0	\$298,498	\$282,058	0.00%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$0	\$105,291	\$99,555	0.00%
220 Travel	\$0	\$0	\$0	100.00%
230 Contractual Services	\$466,845	\$248,000	\$248,000	-46.88%
233 Office Space Rental	\$9,600	\$0	\$0	-100.00%
240 Supplies & Materials	\$73,240	\$43,248	\$43,248	-40.95%
250 Equipment	\$39,600	\$0	\$0	-100.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	100.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	200.00%
290 Miscellaneous	\$0	\$0	\$200,000	0.00%
361 Power	\$84,730	\$55,000	\$81,406	-3.92%
362 Water/Sewer	\$6,153	\$7,000	\$2,770	-54.98%
363 Telephone	\$50,249	\$38,134	\$38,134	-24.11%
450 Capital Outlay	\$65,943	\$0	\$0	-100.00%
Total	\$796,360	\$795,171	\$995,171	24.96%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$382,032	\$381,613
Increments/Promotions	\$5,358	\$0
Benefits Account	\$16,397	\$0
Vacancy Pool Account	\$403,787	\$0
Total Personnel Services	\$403,787	\$381,613
Operation Expenses Not Including Expenses Listed Below	\$329,382	\$529,382
Utility Cost Account - Power	\$55,000	\$81,406
Utility Cost Account - Water	\$7,000	\$2,770
Total Operations	\$391,382	\$613,558
Capital Outlay	\$0	\$0
Total Appropriations	\$795,171	\$995,171

Department of Mental Health and Substance Abuse

SUMMARY/COMMENTS

The Department of Mental Health & Substance Abuse (DMHSA) presented their budget request on May 19, 2010. DMHSA officials advised the Committee that the current budget request was prepared prior to the imposition of the Federal Management Team (FMT). The FMT has considerable authority over and discretion of the expenditures of the department except for four of its programs and/or divisions: *I Famagu'on-ta*, *P.E.A.C.E.*, *Healing Hearts*, and the Drug & Alcohol Division.

Overall, the current budget request, was prepared in conjunction with BBMR to comply with the ceiling established by the Governor and addresses several issues of the court mandates; however, as the budget was prepared prior to the FMT's administration, the request does not reflect the actual operational needs as determined by the FMT. Rather, DMHSA has programmed an additional \$5 million to comply with possible expenditures identified by the court-appointed FMT.

The nature of the funds requested for contractual services represent large-ticket expenditures, but the justification by the DMHSA is that the FMT requires that payments be made to its 3rd-party service providers such as Guma' Måmi and the Catholic Social Services. At the request of the Committee, the DMHSA will provide a detailed breakdown for the total amount requested.

The Acting Director of DMHSA advised the Committee that recruitment for vacant positions is pending the submittal of GG1s to the Department of Administration; however, DMHSA is faced with difficulty in recruiting for specialized positions (i.e., psychiatric nurses). The Committee recommended that the DMHSA adopt an approach similar to the Guam Memorial Hospital to utilize companies that provide medical service providers on a temporary basis since a local applicant pool is insufficient. The Acting Director agreed to this recommendation and will explore its opportunities.

Overall, divisions within DMHSA are experiencing a lack of resources and funding for personnel and are preparing to undertake shortfalls in several areas. The Committee suggested that a fee schedule program be proposed for possible revenue source for the department.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$10,546,617	\$16,067,873	52.35%
Youth Tobacco Education & Prevention Fund	\$191,096	\$191,096	0.00%
Healthy Futures Fund:	\$1,728,247	\$2,715,036	57.10%
Total	\$12,465,960	\$18,974,005	52.21%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$1,954,854	\$1,954,854	0.00%
Compact Impact Funds:	\$1,290,000	\$750,000	-41.86%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$3,244,854	\$2,704,854	-16.64%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$6,928,072	\$5,901,171	-14.82%
CLINICAL SERVICES DIVISION	\$1,850,838	\$2,074,812	12.10%
RESIDENTIAL GUMA IFIL	\$0	\$378,228	0.00%
CHILD/ADOLESCENT SERVICES DIVISION	\$934,136	\$1,322,917	41.62%
NURSING SERVICES DIVISION	\$2,561,818	\$3,222,581	25.79%
DETOXIFICATION & REABILITATION SERVICES (MHSA) AMENDED COMPREHENSIVE IMPLEMENTATION PLAN (MHSA)	\$0	\$883,200	0.00%
YOUTH TOBACCO EDUCATION & PREVENTION (MHSA)	\$191,096	\$191,096	0.00%
Total	\$12,465,960	\$18,974,005	52.21%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$3,515,144	\$0	\$810,970	\$4,326,114
112	OVERTIME/SPECIAL PAY	\$107,677	\$0	\$30,200	\$137,877
113	BENEFITS TRAVEL-OFF ISL/LOCAL MILEAGE	\$1,214,055	\$0	\$261,283	\$1,475,338
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$4,159,214	\$0	\$254,075	\$4,413,289
233	OFFICE SPACE RENTAL	\$98,000	\$0	\$0	\$98,000
240	SUPPLIES & MATERIALS	\$357,223	\$0	\$1,041,169	\$1,398,392
250	EQUIPMENT	\$19,100	\$0	\$143,339	\$162,439
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$54,260	\$0	\$9,000	\$63,260
361	POWER	\$520,000	\$0	\$0	\$520,000
362	WATER/SEWER	\$20,000	\$0	\$0	\$20,000
363	TELEPHONE/TOLL	\$120,000	\$0	\$0	\$120,000
450	CAPITAL OUTLAY	\$0	\$0	\$165,000	\$165,000
	TOTAL	\$10,184,673	\$0	\$2,715,036	\$12,899,709

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
DETOXIFICATION & REABILITATION SERVICES (MHSA)	\$883,200	\$0	\$0	\$883,200
AMENDED COMPREHENSIVE IMPLEMENTATION PLAN (MHSA)	\$5,000,000	\$0	\$0	\$5,000,000
YOUTH TOBACCO EDUCATION & PREVENTION (MHSA)	\$0	\$0	\$191,096	\$191,096
	\$5,883,200	\$0	\$191,096	\$6,074,296

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$4,463,117	\$4,326,114	\$5,066,175	13.51%
112 Overtime	\$85,051	\$137,877	\$323,719	280.62%
113 Benefits	\$1,665,091	\$1,475,338	\$1,868,673	12.23%
220 Travel	\$95,000	\$0	\$0	-100.00%
230 Contractual Services	\$3,299,877	\$4,413,289	\$2,958,831	-10.34%
233 Office Space Rental	\$65,658	\$98,000	\$98,000	49.26%
240 Supplies & Materials	\$1,955,609	\$1,398,392	\$1,041,169	-46.76%
250 Equipment	\$1,340	\$162,439	\$162,439	12022.31%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$239,075	\$63,260	\$3,446,460	1341.58%
361 Power	\$514,828	\$520,000	\$514,607	-0.04%
362 Water/Sewer	\$15,972	\$20,000	\$17,566	9.98%
363 Telephone	\$90,000	\$120,000	\$120,000	33.33%
450 Capital Outlay	\$0	\$165,000	\$165,000	0.00%
Total	\$12,490,618	\$12,899,709	\$15,782,639	26.36%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$5,723,394	\$6,983,359
Increments/Promotions	\$37,960	\$61,802
Benefits Account	\$177,975	\$213,406
Vacancy Pool Account	\$1,145,007	\$622,303
Total Personnel Services	\$5,939,329	\$7,258,567
Operation Expenses Not Including Expenses Listed Below	\$6,255,380	\$7,826,899
Utility Cost Account - Power	\$520,000	\$514,607
Utility Cost Account - Water	\$20,000	\$17,566
Total Operations	\$6,795,380	\$8,359,072
Capital Outlay	\$165,000	\$165,000
Total Appropriations	\$12,899,709	\$15,782,639

Department of Labor/Agency for Human Resources Development

SUMMARY/COMMENTS

The Department of Labor/AHRD (DOL) presented their budget request as certified by BBMR. In order to address their challenges as well as the opportunities anticipated in upcoming years, DOL has developed a five-year strategic plan discussing goals and strategies identified to ensure accountability and performance measures.

During the discussion regarding the growth in unclassified positions between FY09 and FY10, DOL's Administrative Services Officer clarified that the growth in unclassified personnel was due to the classification of program participants under federal grants FTE. As for the status of vacant positions in FY10 included in the FY11 budget request, the recruitment for these positions is still an ongoing process, whereby the GG1s have been submitted to the Department of Administration.

DOL continues to work closely with other government entities such as BBMR and GCC in identifying employees within the government that were brought in under ARRA programs. The DOL's goal is to eventually phase these individuals into full-time employment positions with DOL or other government agencies. The Committee requested a listing of such positions for use in comparing with the budget requests of applicable departments and agencies.

With respect to indirect cost of federal grants, all the federal grants are subject to indirect cost allocation—roughly 26%—allocated to BBMR and DOA as the cognizant agency. As for the Manpower Development Fund, the decrease in the projection—from \$3 million (FY10) to \$2.6 million (FY11)—was due to the requirements of the National Defense Act and the delay in the buildup activities. The department does, however, agree with the projections submitted by the Office of the Governor.

The DOL requested \$100,000 (Object Category 290) for the payment of settlements which resulted in prior-year *questioned costs* from FY02 through FY04 for federal funds received. The questioned cost resulted from insufficient documentation of payroll records of participant wages derived from the National Emergency Grants related to typhoon recovery. The department has worked diligently in addressing these issues and has no *questioned costs* for their current ARRA grants.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$1,998,071	\$2,000,951	0.14%
Manpower Development Fund:	\$1,049,999	\$788,900	-24.87%
Total	\$3,048,070	\$2,789,851	-8.47%
Federal Matching Funds:	\$41,400	\$41,400	0.00%
Federal Grant Funds:	\$7,999,665	\$8,090,364	1.13%
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$4,342,758	\$0	-100.00%
	\$12,383,823	\$8,131,764	-34.34%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$582,147	\$470,622	-19.16%
OCCUPATIONAL SAFETY AND HEALTH	\$47,434	\$85,200	79.62%
WORKSMAN COMPENSATION	\$0	\$69,535	0.00%
WAGE AND HOUR	\$922,791	\$247,151	-73.22%
BUREAU OF LABOR STATISTICS	\$428,422	\$421,179	-1.69%
FAIR EMPLOYMENT PRACTICE OFFICE	\$0	\$45,739	0.00%
WORKERS' COMPENSATION	\$122,440	\$99,516	-18.72%
ALIEN LABOR PROCESSING AND CERTIFICATION	\$0	\$398,187	0.00%
FISCAL AND SUPPORT	\$156,394	\$121,511	-22.30%
MANPOWER DEVELOPMENT FUND-LABOR SURVEY	\$1,941	\$74,017	3713.34%
WORKER'S COMPENSATION FUND	\$827,901	\$798,593	-3.54%
Total	\$3,089,470	\$2,831,251	-8.36%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$651,191	\$19,719	\$454,271	\$1,125,181
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$198,287	\$7,829	\$190,929	\$397,045
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$3,757	\$5,000	\$8,757
230	CONTRACTUAL SERVICES	\$39,369	\$0	\$82,319	\$121,688

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
233	OFFICE SPACE RENTAL	\$137,692	\$2,220	\$40,260	\$180,172
240	SUPPLIES & MATERIALS	\$2,619	\$1,911	\$6,703	\$11,233
250	EQUIPMENT	\$0	\$150	\$0	\$150
270	WORKERS COMP BENEFIT	\$1,800	\$0	\$0	\$1,800
271	DRUG TESTING CHARGES	\$0	\$0	\$418	\$418
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$141,400	\$5,074	\$0	\$146,474
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$30,000	\$740	\$9,000	\$39,740
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$1,202,358	\$41,400	\$788,900	\$2,032,658

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
WORKER'S COMPENSATION FUND (DOL/AHRD)	\$798,593	\$0	\$0	\$798,593

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$1,355,898	\$1,125,181	\$877,840	-35.26%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$561,518	\$397,045	\$265,954	-52.64%
220 Travel	\$72,188	\$8,757	\$5,000	-93.07%
230 Contractual Services	\$796,185	\$121,688	\$121,688	-84.72%
233 Office Space Rental	\$195,512	\$180,172	\$177,952	-8.98%
240 Supplies & Materials	\$22,035	\$11,233	\$9,322	-57.69%
250 Equipment	\$0	\$150	\$0	0.00%
270 Workers Compensation	\$1,800	\$1,800	\$1,800	0.00%
271 Drug Testing	\$1,470	\$418	\$0	-100.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$205,150	\$146,474	\$939,993	358.20%
361 Power	\$1,480	\$0	\$0	-100.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$38,138	\$39,740	\$39,000	2.26%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$3,251,374	\$2,032,658	\$2,438,549	-25.00%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$1,432,419	\$1,105,276
Increments/Promotions	\$6,081	\$12,241
Benefits Account	\$83,726	\$26,277
Vacancy Pool Account	\$351,265	\$238,541
Total Personnel Services	\$1,522,226	\$1,143,794
Operation Expenses Not Including Expenses Listed Below	\$510,432	\$1,294,755
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$510,432	\$1,294,755
Capital Outlay	\$0	\$0
Total Appropriations	\$2,032,658	\$2,438,549

Department of Parks and Recreation

SUMMARY/COMMENTS

The Department of Parks and Recreation (DPR) had its largest increase of \$500,000 in Contractual Services under the General Fund for the Hagåtña Pool and the Dededo Sports Complex which was not funded in the last fiscal year. A cost analysis that included labor rates, utilities, and maintenance for both the Hagåtña and the Northern Pool was submitted to the Committee to provide justification for the significant increase.

Additional funding increases stem from the Tourist Attraction Fund (TAF) in the Parks and Protection divisions for maintenance equipment and supplies. It was requested from DPR to seek possible assistance from General Service Agency (GSA) and the Defense Reutilization and Marketing Office (DRMO) for procurement of requested equipment and supplies. As of July 6, 2010, it was reported that GSA has no maintenance equipment available and that DRMO requires an application process that has not been initiated by the DPR.

The Historic Preservation Office of DPR has requested to fund two critical positions. The Archaeology Tech I (\$19,974) position is imperative to DPR in assisting the existing staff with regulatory reviews especially with the anticipated influx in construction and population. The Administrative Aide (\$17,635) will assist with basic administrative needs to alleviate the additional work from the technical staff as they need to focus on review and compliance.

The DPR has been able to maintain services to the island with the assistance of the Public Service Recreation funds and only request what they feel is necessary to ensure better public service.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$2,951,261	\$3,945,425	33.69%
Public Recreation Services Fund:	\$187,775	\$212,694	13.27%
Tourist Attraction Fund:	\$572,166	\$813,213	42.13%
Total	\$3,711,202	\$4,971,332	33.95%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$400,457	\$400,457	0.00%
Compact Impact Funds:	\$100,000	\$0	-100.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$500,457	\$400,457	-19.98%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$1,095,250	\$1,188,084	8.48%
ADMINISTRATIVE SERVICES UNIT	\$187,775	\$122,669	-34.67%
MEMORIAL SERVICES	\$115,253	\$121,917	5.78%
COMMUNITY & YOUTH PROGRAMS	\$313,259	\$340,472	8.69%
POOL AND BEACH	\$425,016	\$485,405	14.21%

PASEO STADIUM	\$164,936	\$174,874	6.03%
PARKS DIVISION	\$110,190	\$293,053	165.95%
HISTORIC PRESERVATION	\$202,945	\$207,212	2.10%
PARKS MAINTENANCE (206)	\$961,559	\$1,220,034	26.88%
PROTECTION	\$135,019	\$297,445	120.30%
MAINTENANCE & REPAIR PUBLIC RESTROOMS (DPR)	\$520,166	\$520,166	0.00%
Total	\$4,231,368	\$4,971,332	17.49%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$2,317,426	\$0	\$0	\$2,317,426
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$824,937	\$0	\$0	\$824,937
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$558,647	\$0	\$164,253	\$722,900
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$36,000	\$0	\$20,994	\$56,994
250	EQUIPMENT	\$0	\$0	\$20,500	\$20,500
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$128,000	\$0	\$100,000	\$228,000
362	WATER/SEWER	\$50,409	\$0	\$200,000	\$250,409
363	TELEPHONE/TOLL	\$30,000	\$0	\$0	\$30,000
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$3,945,419	\$0	\$505,747	\$4,451,166

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
MAINTENANCE & REPAIR PUBLIC RESTROOMS (DPR)	\$0	\$0	\$520,166	\$520,166

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$2,166,156	\$2,317,426	\$2,237,179	3.28%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$704,938	\$824,937	\$776,616	10.17%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$788,419	\$1,221,936	\$58,647	-92.56%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$70,001	\$78,124	\$48,694	-30.44%
250 Equipment	\$0	\$20,500	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$0	\$0	0.00%
361 Power	\$278,726	\$228,000	\$0	-100.00%
362 Water/Sewer	\$196,039	\$250,409	\$0	-100.00%
363 Telephone	\$25,000	\$30,000	\$30,000	20.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$4,229,279	\$4,971,332	\$3,151,136	-25.49%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$2,978,038	\$2,854,201
Increments/Promotions	\$20,537	\$46,012
Benefits Account	\$143,788	\$113,582
Vacancy Pool Account	\$269,818	\$0
Total Personnel Services	\$3,142,363	\$3,013,795

Operation Expenses Not Including Expenses Listed Below	\$1,350,560	\$137,341
Utility Cost Account - Power	\$228,000	\$221,234
Utility Cost Account - Water	\$250,409	\$401,790
Total Operations	\$1,828,969	\$760,365

Capital Outlay	\$0	\$0
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Total Appropriations	\$4,971,332	\$3,774,160
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Department of Integrated Services for Individuals with Disabilities (DISID)

SUMMARY/COMMENTS

The Department of Integrated Services for Individuals with Disabilities (DISID) presented its budget according to the ceiling established by the Governor. DISID requests, however, that the Local Match required for their federal grants be appropriated separate and apart from the budget ceiling. DISID is operating its Division of Vocational Rehabilitation (VocRehab) with a carryover from FY09; the full local match amount required for FY10 was not received thus causing DISID to return close to \$1 million in federal funds. VocRehab continues to struggle with a reduction in local match funds while the federal portion of the match continues to increase. As a result, DISID has had to return federal funds that have gone unmatched.

There is still a need for funding to be able to service other disability groups (i.e. visually and hearing impaired). Alternate funding sources are still being sought to provide support for these services.

Contrary to what was presented at last year's budget hearing, DISID officials stated that payments for utilities and rent are current with a delay only in the processing of purchase orders.

The Director of DISID requested flexibility in the use of funds and wishes to fund vacancies for Social Workers.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$1,091,173	\$1,325,810	21.50%
Healthy Futures Fund:	\$510,499	\$513,881	0.66%
Total	\$1,601,672	\$1,839,691	14.86%
Federal Matching Funds:	\$2,052,208	\$2,992,651	45.83%
Federal Grant Funds:	\$419,894	\$105,495	-74.88%
Compact Impact Funds:	\$500,000	\$250,000	-50.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$2,972,102	\$3,348,146	12.65%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$581,908	\$570,207	-2.01%
VOCATIONAL REHABILITATION DIVISION	\$2,407,634	\$3,602,606	49.63%
DIVISION OF SUPPORT SERVICES	\$594,719	\$574,721	-3.36%
DISI BUDGET	\$69,619	\$84,808	21.82%
Total	\$3,653,880	\$4,832,342	32.25%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional*

information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$376,670	\$0	\$0	\$376,670
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$132,517	\$0	\$0	\$132,517
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$1,000	\$0	\$0	\$1,000
230	CONTRACTUAL SERVICES	\$68,040	\$0	\$513,881	\$581,921
233	OFFICE SPACE RENTAL	\$118,128	\$0	\$0	\$118,128
240	SUPPLIES & MATERIALS	\$4,000	\$0	\$0	\$4,000
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$609,955	\$2,992,651	\$0	\$3,602,606
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$15,500	\$0	\$0	\$15,500
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$1,325,810	\$2,992,651	\$513,881	\$4,832,342

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$355,501	\$376,670	\$286,653	-19.37%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$150,198	\$132,517	\$112,227	-25.28%
220 Travel	\$1,000	\$1,000	\$0	-100.00%
230 Contractual Services	\$601,919	\$581,921	\$581,921	-3.32%
233 Office Space Rental	\$118,128	\$118,128	\$118,128	0.00%
240 Supplies & Materials	\$4,000	\$4,000	\$4,000	0.00%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$2,407,634	\$3,602,606	\$3,602,606	49.63%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$15,500	\$15,500	\$15,500	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$3,653,880	\$4,832,342	\$4,721,035	29.21%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$485,498	\$361,697
Increments/Promotions	\$2,951	\$4,464
Benefits Account	\$20,737	\$14,127
Vacancy Pool Account	\$681,708	\$0
Total Personnel Services	\$509,186	\$398,880
Operation Expenses Not Including Expenses Listed Below	\$4,323,155	\$4,322,155
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$4,323,155	\$4,322,155
Capital Outlay	\$0	\$0
Total Appropriations	\$4,832,342	\$4,721,035

Mayors' Council of Guam

SUMMARY/COMMENTS

The Mayors' Council of Guam (Council) is requesting \$395,624 over its authorized levels for FY10 in personnel, operations, and community-wide programs.

Personnel needs include a Grants Writer position to assist the Council with federal grants research and writing. Other increases are attributed to a variety of community-based programs such as village beautification and social education activity.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$11,068,304	\$8,920,599	-19.40%
Tourist Attraction Fund:	\$0	\$1,506,947	0.00%
Total	\$11,068,304	\$10,427,546	-5.79%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
MAYORS' COUNCIL	\$8,525,335	\$8,920,599	4.64%
ISLAND-WIDE VILLAGE BEAUTIFICATION PROJECTS (MAYORS)	\$1,036,026	\$1,036,026	0.00%
STREET MAINTENANCE & BEUATIFICATION PROJECTS (MAYORS)	\$470,921	\$470,921	0.00%
PUBLIC SAFETY AND SOCIAL EDUCATION PROGRAMS	\$447,375	\$0	-100.00%
GROUNDS MAINTENANCE FOR SCHOOL	\$480,647	\$0	-100.00%
STREETLIGHTS	\$100,000	\$0	-100.00%
OFFICE OF THE MAYOR OF AGANA HEIGHTS	\$8,000	\$0	-100.00%
Total	\$11,068,304	\$10,427,546	-5.79%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$5,049,365	\$5,147,002	\$4,765,511	-5.62%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$1,597,086	\$1,639,755	\$1,875,569	17.44%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$16,000	\$65,000	\$65,000	306.25%
233 Office Space Rental	\$98,320	\$98,772	\$98,772	0.46%
240 Supplies & Materials	\$15,000	\$20,000	\$20,000	33.33%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$189	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$805,915	\$805,915	\$2,012,862	149.76%
361 Power	\$663,512	\$844,085	\$615,117	-7.29%
362 Water/Sewer	\$166,737	\$211,694	\$152,210	-8.71%
363 Telephone	\$113,400	\$88,187	\$88,187	-22.23%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$8,525,335	\$8,920,599	\$9,693,228	13.70%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$6,544,534	\$6,393,985
Increments/Promotions	\$396	\$1,454
Benefits Account	\$241,827	\$245,640
Vacancy Pool Account	\$180,010	\$0
Total Personnel Services	\$6,786,757	\$6,641,079
Operation Expenses Not Including Expenses Listed Below	\$1,078,063	\$2,284,821
Utility Cost Account - Power	\$844,085	\$615,117
Utility Cost Account - Water	\$211,694	\$152,210
Total Operations	\$2,133,842	\$3,052,149
Capital Outlay	\$0	\$0
Total Appropriations	\$8,920,599	\$9,693,228

Department of Land Management

SUMMARY/COMMENTS

The Department of Land Management (DLM) submitted its budget request with the statement that its funding level is adequate for its operations and functions in FY11. At the hearing, DLM officials expressed that there is a need for more surveyors to accommodate the increase in workload. The DLM has shared functions with the Department of Public Works (DPW) who—at the present time—does not have a licensed surveyor on staff. As a result, DPW relies on DLM's staff to complete surveys which involve rights of way and road construction projects that are expected to increase in the coming year. The DLM currently has four (funded) vacancies according to the budget request submittal.

The Committee recommended that the DLM look into charging for mapping review fees that pertain to federally-funded DPW projects, and the department has committed to looking into this possibility.

Although the DLM was funded for the outsourcing of some of its operations in the current fiscal year, there was a delay in the process as a protest was put forth against the award recipient.

The DLM reported to the Committee that restrictions for the processing of titles have recently been lifted. It was also reported that the GIS system for the digitization of maps is almost completed, but there is question about the final product as it has not yet been reviewed by a licensed surveyor. Until it has been reviewed by one it cannot be justified as an official map.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$0	\$0	0.00%
Land Survey Fund:	\$3,179,960	\$3,435,561	8.04%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$1,246,119	\$1,067,455	-14.34%
LAND ADMINISTRATION DIVISION	\$98,873	\$153,667	55.42%
LAND PLANNING DIVISION	\$701,176	\$774,014	10.39%
LAND RECORDS DIVISION	\$346,078	\$480,935	38.97%
LAND SURVEY DIVISION	\$579,816	\$683,644	17.91%
GIS/LIS DIVISION	\$207,898	\$275,846	32.68%
Total	\$3,179,960	\$3,435,561	8.04%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$0	\$0	\$2,013,443	\$2,013,443
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$0	\$0	\$718,440	\$718,440
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$0	\$0	\$340,277	\$340,277
233	OFFICE SPACE RENTAL	\$0	\$0	\$305,424	\$305,424
240	SUPPLIES & MATERIALS	\$0	\$0	\$27,972	\$27,972
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$113	\$113
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$7,200	\$7,200
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$0	\$0	\$22,693	\$22,693
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$0	\$0	\$3,435,561	\$3,435,561

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$1,786,627	\$2,013,443	\$1,877,352	5.08%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$572,992	\$718,440	\$644,094	12.41%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$460,000	\$340,277	\$340,277	-26.03%
233 Office Space Rental	\$305,424	\$305,424	\$305,424	0.00%
240 Supplies & Materials	\$31,710	\$27,972	\$27,972	-11.79%
250 Equipment	\$25,000	\$0	\$0	-100.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$113	\$113	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$298,251	\$7,200	\$7,200	-97.59%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$27,000	\$22,693	\$22,693	-15.95%
450 Capital Outlay	\$35,000	\$0	\$0	-100.00%
Total	\$3,542,117	\$3,435,562	\$3,225,011	-8.95%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$2,581,420	\$2,382,046
Increments/Promotions	\$23,693	\$47,616
Benefits Account	\$126,770	\$91,784
Vacancy Pool Account	\$206,354	\$0
Total Personnel Services	\$2,731,883	\$2,521,446
Operation Expenses Not Including Expenses Listed Below	\$703,679	\$703,565
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$703,679	\$703,565
Capital Outlay	\$0	\$0
Total Appropriations	\$3,435,562	\$3,225,011

Office of the Chief Medical Examiner

SUMMARY/COMMENTS

The Office of the Chief Medical Examiner is requesting one additional staff to assist in the day-to-day administration of the office's affairs.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$396,261	\$402,295	1.52%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
CHIEF MEDICAL EXAMINER - ADMIN	\$396,261	\$402,295	1.52%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$256,830	\$0	\$0	\$256,830
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$83,031	\$0	\$0	\$83,031
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$4,500	\$0	\$0	\$4,500
230	CONTRACTUAL SERVICES	\$44,820	\$0	\$0	\$44,820
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$6,174	\$0	\$0	\$6,174
250	EQUIPMENT	\$4,285	\$0	\$0	\$4,285
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$35	\$0	\$0	\$35
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$2,620	\$0	\$0	\$2,620
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$402,295	\$0	\$0	\$402,295

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$255,676	\$256,830	\$256,344	0.26%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$71,483	\$83,031	\$82,979	16.08%
220 Travel	\$4,500	\$4,500	\$4,500	0.00%
230 Contractual Services	\$44,820	\$44,820	\$44,820	0.00%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$5,374	\$6,174	\$6,174	14.89%
250 Equipment	\$0	\$4,285	\$4,285	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$5,120	\$35	\$35	-99.32%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$2,620	\$2,620	\$2,620	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$389,593	\$402,295	\$401,757	3.12%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$331,469	\$329,880
Increments/Promotions	\$479	\$1,530
Benefits Account	\$7,913	\$7,913
Vacancy Pool Account	\$0	\$0
Total Personnel Services	\$339,861	\$339,323
Operation Expenses Not Including Expenses Listed Below	\$62,434	\$62,434
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$62,434	\$62,434
Capital Outlay	\$0	\$0
Total Appropriations	\$402,295	\$401,757

Veterans Affairs Office

SUMMARY/COMMENTS

The Office of Veterans Affairs (VAO) presented their budget request according to the ceiling established by the Governor. The office, however, expressed the need to increase its funding for the operations of the Guam Veterans Cemetery.

Committee Chairman, Senator v.c. pangelinan, introduced Bill 371-30 to appropriate \$150,000 from the Guam Highway Fund to the VAO for addressing deficiencies at the cemetery. Yet, representatives of the office maintain that there continues to be an urgent need for additional funding.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$204,092	\$0	\$0	\$204,092
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$71,974	\$0	\$0	\$71,974
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$15,000	\$0	\$0	\$15,000
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$14,924	\$0	\$0	\$14,924
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$11,000	\$0	\$0	\$11,000
362	WATER/SEWER	\$2,000	\$0	\$0	\$2,000
363	TELEPHONE/TOLL	\$7,000	\$0	\$0	\$7,000
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$325,990	\$0	\$0	\$325,990

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$275,950	\$204,092	\$159,328	-42.26%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$30,774	\$71,974	\$53,828	74.91%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$25,642	\$15,000	\$90,000	250.99%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$4,000	\$14,924	\$14,924	273.10%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$0	\$0	0.00%
361 Power	\$11,000	\$11,000	\$11,000	0.00%
362 Water/Sewer	\$2,263	\$2,000	\$1,032	-54.40%
363 Telephone	\$7,000	\$7,000	\$7,000	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$356,629	\$325,990	\$337,112	-5.47%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$263,750	\$204,393
Increments/Promotions	\$446	\$1,953
Benefits Account	\$11,870	\$6,810
Vacancy Pool Account	\$64,804	\$0
Total Personnel Services	\$276,066	\$213,156

Operation Expenses Not Including Expenses Listed Below		
Utility Cost Account - Power	\$11,000	\$11,000
Utility Cost Account - Water	\$2,000	\$1,032
Total Operations	\$49,924	\$123,956

Capital Outlay	\$0	\$0
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Total Appropriations	\$325,990	\$337,112
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Guam Customs & Quarantine Agency

SUMMARY/COMMENTS

The budget submitted by the Guam Customs & Quarantine Agency (Agency) presents an increase of about 6% from its prior year appropriations due to the Law Enforcement Compensation adjustment as prescribed by PL 29-105. The Agency's request also includes the cost for the Agency's relocation to the new and modernized inspection and cargo facility located at the Tiyan ABWIAT Industrial Park. The new facility has been retrofitted to meet the needs and specifications identified by the agency.

The Agency will maintain its current FTE count, however, there is an ongoing effort to recruit five additional Customs Supervisors. Utilities expenditures are included in the rental agreement for the Agency's new location.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$0	\$0	0.00%
Customs, Agriculture, and Quarantine Inspection Services Fund:	<u>\$8,273,769</u>	<u>\$8,770,722</u>	6.01%
Total	<u>\$8,273,769</u>	<u>\$8,770,722</u>	6.01%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTOR'S OFFICE	\$1,426,839	\$1,845,808	29.36%
AIRPORT OPERATIONS	\$3,946,879	\$3,969,636	0.58%
AIRPORT CARGO	\$605,383	\$601,978	-0.56%
MARINAS	\$614,341	\$647,509	5.40%
DRUG DETECTOR DOG UNIT	\$507,133	\$523,850	3.30%
CONTRABAND ENFORCEMENT TEAM	\$537,471	\$528,075	-1.75%
LOGISTICS AND SUPPORT	<u>\$635,713</u>	<u>\$653,866</u>	2.86%
Total	<u>\$8,273,759</u>	<u>\$8,770,722</u>	6.01%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$5,775,314	\$5,974,866	\$5,733,393	-0.73%
112 Overtime	\$277,242	\$0	\$0	-100.00%
113 Benefits	\$1,799,756	\$2,038,325	\$1,804,776	0.28%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$174,072	\$95,491	\$95,491	-45.14%
233 Office Space Rental	\$0	\$546,000	\$546,000	0.00%
240 Supplies & Materials	\$86,500	\$16,440	\$16,440	-80.99%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$54,950	\$54,600	\$54,600	-0.64%
361 Power	\$17,042	\$0	\$15,147	-11.12%
362 Water/Sewer	\$1,933	\$0	\$45,000	2227.99%
363 Telephone	\$86,960	\$45,000	\$0	-100.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$8,273,769	\$8,770,722	\$8,310,847	0.45%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$7,689,735	\$7,344,616
Increments/Promotions	\$66,156	\$71,177
Benefits Account	\$257,299	\$122,376
Vacancy Pool Account	\$115,060	\$0
Total Personnel Services	\$8,013,190	\$7,538,169

Operation Expenses Not Including Expenses Listed Below	\$757,531	\$712,531
Utility Cost Account - Power	\$0	\$15,147
Utility Cost Account - Water	\$0	\$45,000
Total Operations	\$757,531	\$772,678

Capital Outlay	\$0	\$0
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Total Appropriations	\$8,770,722	\$8,310,847
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Department of Chamorro Affairs

SUMMARY/COMMENTS

The Department of Chamorro Affairs (DCA) submitted its budget request with a slight decrease from its FY10 authorized levels. The only significant increase is for power to pay for the cost of operations for the gallery space at the Two Lovers Point under a Memorandum of Understanding (MOU) with the Department of Parks and Recreation. The DCA has just recently assumed this expense as a result of a termination of a previous MOU between the Guam Council on the Arts and Humanities Agency who used to pay for power costs at the site. The new MOU has no expiration date.

Other than its office space, the DCA currently occupies the Latte of Freedom located at the Governor's Complex at Adelup; however, any revenue generated at that site is under the administered of the Guam Museum Foundation in agreement with the Latte of Freedom Foundation.

To date, the DCA has struggled with acquiring adequate storage for its museum inventory with over 3000 boxes containing archaeological and historical remains and other objects. Although the DCA was appropriated funding from the FY10 Budget Act to enter into a contractual agreement with an osteologist, the DCA hopes to instead hire a full-time osteologist staff.

The Chamorro Village is at maximum capacity in terms of its regular day-time facilities and continues to generate revenue from its Wednesday Night Market. But the recent launching of the Ocean Night Market has since caused a significant loss in revenue of a reported \$34,000. According to DCA's President, this could be attributed to several factors including the vendor fees which some feel are too high. Donations and fundraisers have helped relieve some of the debt incurred, but operational costs continue to outweigh revenues.

The Chamorro Village is also at-risk of continual violation of fire regulations as a fire alarm system has never been fully installed. The DCA plans to use funding that would otherwise be used to pay for (Chamorro) translation consultants (\$119,000) to address the issue.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$1,160,484	\$1,145,690	-1.27%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$0	\$37,187	0.00%
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$0	\$37,187	0.00%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
DEPARTMENT OF CHAMORRO AFFAIRS	\$368,054	\$370,516	0.67%
CHAMORRO LANGUAGE AND CULTURE	\$50,668	\$99,182	95.75%
RESEARCH PUBLICATION AND TRAINING	\$73,455	\$72,449	-1.37%
GUAM MUSEUM	\$403,118	\$328,158	-18.60%
CHAMORRO VILLAGE	\$265,189	\$275,385	3.84%
Total	\$1,160,484	\$1,145,690	-1.27%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$569,560	\$0	\$0	\$569,560
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$200,384	\$0	\$0	\$200,384
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$132,499	\$0	\$0	\$132,499
233	OFFICE SPACE RENTAL	\$192,029	\$0	\$0	\$192,029
240	SUPPLIES & MATERIALS	\$3,737	\$0	\$0	\$3,737
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$42,000	\$0	\$0	\$42,000
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$5,481	\$0	\$0	\$5,481
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$1,145,690	\$0	\$0	\$1,145,690

FUNDED VACANCIES RECOMMENDED BY OFB

PRESIDENT

(The position is currently filled by a *Staff Assistant* listed on the Staffing Pattern of and funded in the budget of the Executive Direction. It is the recommendation of the OFB that this shall remain as is.)

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$566,068	\$569,560	\$501,608	-11.39%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$187,070	\$200,384	\$170,093	-9.08%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$208,203	\$132,499	\$132,499	-36.36%
233 Office Space Rental	\$191,264	\$192,029	\$192,029	0.40%
240 Supplies & Materials	\$2,830	\$3,737	\$3,737	32.05%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$0	\$0	0.00%
361 Power	\$0	\$42,000	\$40,483	0.00%
362 Water/Sewer	\$0	\$0	\$3,478	0.00%
363 Telephone	\$5,049	\$5,481	\$0	-100.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$1,160,484	\$1,145,690	\$1,043,927	-10.04%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$731,947	\$642,836
Increments/Promotions	\$6,171	\$7,135
Benefits Account	\$31,826	\$21,730
Vacancy Pool Account	\$75,834	\$0
Total Personnel Services	\$769,944	\$671,701
Operation Expenses Not Including Expenses Listed Below	\$333,746	\$328,265
Utility Cost Account - Power	\$42,000	\$40,483
Utility Cost Account - Water	\$0	\$3,478
Total Operations	\$375,746	\$372,226
Capital Outlay	\$0	\$0
Total Appropriations	\$1,145,690	\$1,043,927

Department of Military Affairs

SUMMARY/COMMENTS

The Department of Military Affairs has presented their budget and has met the ceiling established by the Governor.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 09	FY 10	FY 11	
General Fund Request:	\$0.00	\$1,973,802.00	\$2,222,266.67	12.59%
NONE	\$0.00	\$0.00	\$0.00	0.00%
NONE	\$0.00	\$0.00	\$0.00	0.00%
NONE	\$0.00	\$0.00	\$0.00	0.00%
NONE	\$0.00	\$0.00	\$0.00	0.00%
Total	\$0.00	\$1,973,802.00	\$2,222,266.67	12.59%
Federal Matching Funds:	\$1,097,000.00	\$1,097,000.00	\$1,547,700.00	41.08%
Federal Grant Funds:	\$1,799,400.00	\$1,362,790.00	\$1,362,790.00	0.00%
Compact Impact Funds:	\$0.00	\$0.00	\$0.00	0.00%
ARRA Stimulus Funds:	\$0.00	\$0.00	\$0.00	0.00%
	\$2,896,400.00	\$2,459,790.00	\$2,910,490.00	18.32%

Funding Request By: Bureau/Divisions	FY 09	FY 10	FY 11	
DEPARTMENT OF MILITARY AFFAIRS	\$0.00	\$145,704.00	\$158,667.00	8.90%
OFFICE OF THE QUARTERMASTER	\$0.00	\$56,998.00	\$44,000.00	22.80%
GUAM AIR NATIONAL GUARD	\$0.00	\$432,720.00	\$740,000.00	71.01%
GUAM ARMY NATIONAL GUARD	\$0.00	\$1,338,380.00	\$1,279,599.67	-4.39%
Total	\$0.00	\$1,973,802.00	\$2,222,266.67	12.59%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$221,986	\$365,255	\$0	\$587,241
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$58,451	\$129,542	\$0	\$187,993
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$5,750	\$11,250	\$0	\$17,000
230	CONTRACTUAL SERVICES	\$35,976	\$94,163	\$0	\$130,139
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$17,569	\$42,200	\$0	\$59,769
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$500	\$0	\$0	\$500
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$11,322	\$0	\$0	\$11,322
361	POWER	\$294,680	\$884,040	\$0	\$1,178,720
362	WATER/SEWER	\$6,083	\$18,250	\$0	\$24,333
363	TELEPHONE/TOLL	\$4,000	\$3,000	\$0	\$7,000
450	CAPITAL OUTLAY	\$18,250	\$0	\$0	\$18,250
	TOTAL	\$674,567	\$1,547,700	\$0	\$2,222,267

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$456,428	\$587,241	\$220,927	-51.60%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$193,117	\$187,993	\$51,095	-73.54%
220 Travel	\$2,000	\$17,000	\$5,750	187.50%
230 Contractual Services	\$28,739	\$130,139	\$35,976	25.18%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$19,025	\$59,769	\$17,569	-7.65%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$500	\$500	\$0	-100.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$380,667	\$11,322	\$11,322	-97.03%
361 Power	\$490,667	\$1,178,720	\$278,312	-43.28%
362 Water/Sewer	\$36,000	\$24,333	\$6,083	-83.10%
363 Telephone	\$9,750	\$7,000	\$4,000	-58.97%
450 Capital Outlay	\$0	\$18,250	\$18,250	0.00%
Total	\$1,616,893	\$2,222,267	\$649,284	-59.84%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$766,819	\$263,607
Increments/Promotions	\$1,059	\$1,059
Benefits Account	\$7,356	\$7,356
Vacancy Pool Account	\$0	\$0
Total Personnel Services	\$775,234	\$272,022
Operation Expenses Not Including Expenses Listed Below	\$225,730	\$74,617
Utility Cost Account - Power	\$1,178,720	\$278,312
Utility Cost Account - Water	\$24,333	\$6,083
Total Operations	\$1,428,783	\$359,012
Capital Outlay	\$18,250	\$18,250
Total Appropriations	\$2,222,267	\$649,284

Guam Council on the Arts & Humanities Agency

SUMMARY/COMMENTS

The Guam Council on the Arts & Humanities Agency (CAHA) anticipates a budget for FY11 that is about 10% less than what was authorized for FY10. There appears to be a reduction among most—if not all—object classes with the exception of travel and power (see table below). According to CAHA officials, three staffers and one council member are required (by their grantor) to attend the National Assembly of the State Arts Agencies (NASAA) this fall.

Overall CAHA's request is to fulfill matching requirements for the federal funds it receives. Its primary goal for the current and next fiscal year is to acquire a space that will house the office and the art gallery that will host the artwork of its constituency. The office and gallery will be open to the public and is to be located some place central. The RFP for this contract is under review at this time.

Among existing FTE there are two staff members awaiting promotion in the current fiscal year (as funded in the FY10 Budget Act); completion of the process is expected to take place before the end of FY10.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$331,658	\$288,700	-12.95%
Tourist Attraction Fund:	\$50,000	\$50,000	0.00%
Total	\$381,658	\$338,700	-11.26%
Federal Matching Funds:	\$288,700	\$288,700	0.00%
Federal Grant Funds:	\$0	\$0	0.00%
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$25,000	\$0	-100.00%
	\$313,700	\$288,700	-7.97%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
C.A.H.A BASIC STATE GRANT	\$620,358	\$577,400	-6.92%
GUAM TERRITORIAL BAND	\$50,000	\$50,000	0.00%
Total	\$670,358	\$627,400	-6.41%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$101,437	\$101,436	\$0	\$202,873
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$36,600	\$36,601	\$0	\$73,201
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$9,967	\$9,967	\$0	\$19,934
230	CONTRACTUAL SERVICES	\$16,146	\$16,146	\$0	\$32,292
233	OFFICE SPACE RENTAL	\$37,150	\$37,150	\$0	\$74,300
240	SUPPLIES & MATERIALS	\$2,500	\$2,500	\$0	\$5,000
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$70,000	\$70,000	\$0	\$140,000
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$12,000	\$12,000	\$0	\$24,000
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$2,900	\$2,900	\$0	\$5,800
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$288,700	\$288,700	\$0	\$577,400

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
GUAM TERRITORIAL BAND (CAHA)	\$0	\$0	\$50,000	\$50,000

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries	\$221,156	\$202,873	\$101,437	-54.13%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$57,131	\$73,201	\$36,600	-35.94%
220 Travel	\$9,318	\$19,934	\$9,967	6.97%
230 Contractual Services	\$37,388	\$32,292	\$16,146	-56.82%
233 Office Space Rental	\$92,772	\$74,300	\$37,150	-59.96%
240 Supplies & Materials	\$6,601	\$5,000	\$2,500	-62.13%
250 Equipment	\$3,600	\$0	\$0	-100.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$140,000	\$140,000	\$70,000	-50.00%
290 Miscellaneous	\$75,000	\$50,000	\$0	-100.00%
361 Power	\$21,592	\$24,000	\$12,000	-44.42%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$5,800	\$5,800	\$2,900	-50.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$670,358	\$627,400	\$288,700	-56.93%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$262,037	\$124,787
Increments/Promotions	\$787	\$0
Benefits Account	\$13,250	\$13,250
Vacancy Pool Account	\$36,853	\$0
Total Personnel Services	\$276,074	\$138,037

Operation Expenses Not Including Expenses Listed Below	\$327,326	\$138,663
Utility Cost Account - Power	\$24,000	\$12,000
Utility Cost Account - Water	\$0	\$0
Total Operations	\$351,326	\$150,663

Capital Outlay	\$0	\$0
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Total Appropriations	\$627,400	\$288,700
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Guam Fire Department

SUMMARY/COMMENTS

The Guam Fire Department (GFD) submitted its budget according to the budget ceiling established by the governor which does not include the 3rd installment of the 10% Law Enforcement Compensation as per PL 29-105.

In order to meet GFD’s need to repair its heavy equipment, department officials stated they will implement the fee schedule for its ambulance services as well as ensuring enrollment into CMS by June 2010. The implementation of the fee schedule is expected to increase the revenue for the Fire, Life, and Emergency (FLAME) Fund. The GFD also expects its Prevention Bureau to issue more citations thus increasing revenue. The FLAME Fund has not generated much revenue for several years due to changes in personnel, conditions of applications with insurance providers, and other compliance issues which have now been resolved. A Request for Proposal was just recently accepted for ambulance billing through HMOs as well. The conclusion of training for the International Fire Code should also have an impact on revenues as citations will be issued for those not in compliance with the new code. The estimated revenue for the FLAME Fund may be \$3,646,905 if collections are at 100%.

Private ambulance service providers do not (currently) meet regulations with respect to equipment, personnel certifications, and other specifications, which prevents the GFD from entering into agreements with these providers. The GFD is assisting these providers to meet the requirements. The Department of Interior has recently awarded GFD a grant (at \$1.75 million) which will be used toward the purchase of five apparatuses as well as for the repair of ambulances already on their inventory.

The GFD has a total of \$383,183 in prior year obligations that are owed for the transfer of employees, recipients of the Doc Sanchez Scholarship, and for promotions.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$27,284,296	\$30,632,819	12.27%
Enhanced 911 Emergency Reporting System Fund:	\$1,477,080	\$1,795,979	21.59%
Fire, Life and Medical Emergency Fund:	\$100,000	\$53,024	-46.98%
Total	\$28,861,376	\$32,481,822	12.54%
Federal Matching Funds:	\$0	\$0	0.00%
Federal Grant Funds:	\$0	\$7,195,929	0.00%
Compact Impact Funds:	\$750,000	\$1,000,000	33.33%
ARRA Stimulus Funds:	\$0	\$0	0.00%
	\$750,000	\$8,195,929	992.79%

Funding Request By: Bureau/Divisions	FY 10	FY 11
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FIRE CHIEF	\$348,166	\$303,711	-12.77%
FIRE SUPPRESSION BUREAU	\$16,784,042	\$18,500,915	10.23%
ADMINISTRATIVE/LOGISTICS SRVC. BUREAU	\$1,384,248	\$1,547,873	11.82%
EMS & RESCUE OPERATIONS BUREAU	\$8,867,840	\$9,733,344	9.76%
911 EMERGENCY COMMUNICATIONS	\$1,477,080	\$1,589,485	7.61%
Total	\$28,861,376	\$32,481,822	12.54%

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FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$18,961,735	\$0	\$616,432	\$19,578,167
112	OVERTIME/SPECIAL PAY	\$2,938,568	\$0	\$56,105	\$2,994,673
113	BENEFITS	\$6,925,616	\$0	\$239,109	\$7,164,725
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$322,093	\$0	\$160,000	\$482,093
233	OFFICE SPACE RENTAL	\$115,000	\$0	\$0	\$115,000
240	SUPPLIES & MATERIALS	\$265,316	\$0	\$92,296	\$357,612
250	EQUIPMENT	\$0	\$0	\$257,024	\$257,024
270	WORKERS COMP BENEFIT	\$8,786	\$0	\$0	\$8,786
271	DRUG TESTING CHARGES	\$14,550	\$0	\$0	\$14,550
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$96,000	\$0	\$10,050	\$106,050
361	POWER	\$291,657	\$0	\$43,303	\$334,960
362	WATER/SEWER	\$48,498	\$0	\$7,300	\$55,798
363	TELEPHONE/TOLL	\$45,000	\$0	\$48,000	\$93,000
450	CAPITAL OUTLAY	\$0	\$0	\$112,890	\$112,890
	TOTAL	\$30,032,819	\$0	\$1,642,509	\$31,675,328

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
E911 DISPATCHERS AND ADMINISTRATORS (GFD)	\$0	\$0	\$206,494	\$206,494
FIREFIGHTER RECRUIT CYCLE (GFD)	\$600,000	\$0	\$0	\$600,000
	\$600,000	\$0	\$206,494	\$806,494

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$19,202,320	\$19,578,167	\$13,584,674	-29.26%
112 Overtime	\$2,089,362	\$2,994,673	\$2,089,362	0.00%
113 Benefits	\$5,795,449	\$7,164,725	\$4,515,471	-22.09%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$443,135	\$482,093	\$382,093	-13.78%
233 Office Space Rental	\$164,024	\$115,000	\$115,000	-29.89%
240 Supplies & Materials	\$347,612	\$357,612	\$257,612	-25.89%
250 Equipment	\$268,047	\$257,024	\$257,024	-4.11%
270 Workers Compensation	\$8,786	\$8,786	\$8,786	0.00%
271 Drug Testing	\$175	\$14,550	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$106,050	\$106,050	\$806,494	660.48%
361 Power	\$291,657	\$334,960	\$290,181	-0.51%
362 Water/Sewer	\$43,759	\$55,798	\$58,437	33.54%
363 Telephone	\$93,000	\$93,000	\$93,000	0.00%
450 Capital Outlay	\$8,000	\$112,890	\$112,890	1311.13%
Total	\$28,861,376	\$31,675,328	\$22,571,024	-21.80%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$28,982,482	\$19,536,080
Increments/Promotions	\$136,464	\$116,829
Benefits Account	\$618,619	\$536,598
Vacancy Pool Account	\$0	\$0
Total Personnel Services	\$29,737,565	\$20,189,507
Operation Expenses Not Including Expenses Listed Below	\$1,434,115	\$1,920,009
Utility Cost Account - Power	\$334,960	\$290,181
Utility Cost Account - Water	\$55,798	\$58,437
Total Operations	\$1,824,873	\$2,268,627
Capital Outlay	\$112,890	\$112,890
Total Appropriations	\$31,675,328	\$22,571,024

Chamorro Land Trust Commission

SUMMARY/COMMENTS

The Chamorro Land Trust Commission (CLTC) submitted its budget according to the ceiling established by the Governor. At the request of the Committee, however the CLTC presented a supplemental request due to the recent audit findings that reported a higher amount available in the fund balance of the Chamorro Land Trust Operations Fund.

At the hearing, the CLTC officials advised the Committee that there is an ongoing effort to pursue collection of rent for commercial licenses. Letters have been sent out to the lessors with some responses and some payments received to date. The CLTC recognizes that there is still a lot of room for improvement in this area. No effort has been made to work with the Department of Revenue & Taxation (DRT) to issue payments in lieu of taxes with commercial licenses.

Because of the difficulty in recruiting for land agents, engineer aides, and computer programmers, the CLTC is seeking to recruit a Planner IV and an Agricultural Management Specialist. The CLTC is working on a new Memorandum of Agreement (MOA) with the University of Guam (UOG) to improve its staffing needs and operations requirements. According to CLTC, the MOA will move forward the goal to further analyze its processes for commercial leases, but revenues will not be realized from those leases until the end of 2011. The CLTC advised the Committee that before any leases can be issued, a master subdivision plan must first be developed for infrastructure to be built. The cost estimates for the infrastructure have yet to be determined.

The CLTC reported that there have been discussions taking place on the possibility of merging with the Guam Ancestral Lands Commission (GALC) but that nothing has been formally agreed upon or set forth.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$0	\$0	0.00%
Chamorro Land Trust Operations Fund:	\$552,905	\$714,094	29.15%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
CHAMORRO LAND TRUST COMMISSION	\$552,905	\$714,094	29.15%

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FUNDED VACANCIES RECOMMENDED BY OFB

- **PLANNER IV**
- **AGRICULTURAL MANAGEMENT SPECIALIST**

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$395,062	\$478,369	\$451,795	14.36%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$135,736	\$170,297	\$170,129	25.34%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$39,405	\$41,136	\$41,136	4.39%
233 Office Space Rental	\$4,495	\$0	\$0	-100.00%
240 Supplies & Materials	\$793	\$3,192	\$3,192	302.52%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$0	\$0	0.00%
361 Power	\$0	\$14,500	\$14,500	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$0	\$6,600	\$6,600	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$575,491	\$714,094	\$687,352	19.44%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$614,874	\$595,183
Increments/Promotions	\$6,985	\$7,549
Benefits Account	\$26,807	\$19,192
Vacancy Pool Account	\$107,915	\$0
Total Personnel Services	\$648,666	\$621,924
Operation Expenses Not Including Expenses Listed Below	\$50,928	\$50,928
Utility Cost Account - Power	\$14,500	\$14,500
Utility Cost Account - Water	\$0	\$0
Total Operations	\$65,428	\$65,428
Capital Outlay	\$0	\$0
Total Appropriations	\$714,094	\$687,352

Office of the Education Suruhånu

SUMMARY/COMMENTS

The Office of the Education Suruhånu (Education Suruhanu) presented its budget request with a 24% increase from the prior year authorization levels. The increase is attributable to increases in personnel services and contractual services costs for FY11. The Education Suruhånu expressed that the separation of the office from the Guam Department of Education (GDOE) was a positive change overall.

Although the statutory changes have yielded positive results, the Education Suruhånu expressed several concerns regarding recruitment issues. Funding for a Safety Inspector position was not initially included in P.L. 30-55 but is currently being recruited for FY10. Recruitment for this position has been challenged with the determination of the appropriate job description of the individual within the personnel framework of the Department of Administration (DOA). The safety inspector will be responsible for conducting site inspections of schools, taking photographs of facilities, and reporting findings to the Education Suruhånu, who will then provide oversight of his work.

Another concern raised at the budget hearing involves the Request for Proposal (RFP) for the Education Suruhanu's location. The process has been delayed due to the lack of bidders and several procedural issues encountered during the procurement process. The office continues to seek a new location despite the delays.

In addition to the current budget request, an update on the compliance with P.L. 28-45 or the "Every Child is Entitled to an Adequate Education Act" was presented to the Committee. Improvements in the safety environment of the island's public schools have increased since the creation of this office according to the Education Suruhånu. As of the last round of inspections, only three schools were given a "C" rating by the Department of Public Health and Social Services, which included Benavente Middle School, Simon Sanchez High School, and Southern High School. With respect to the school ratings for the above schools, several challenges were posed with the enforcement of the recommendations.

Although the role of the Suruhånu is to provide such recommendations, the position lacks regulatory authority to sanction the schools or the GDOE for non-compliance. Instead, the recommendations must be filed with the proper regulatory authority for enforcement thus creating a time lag for resolution of the recommendations.

The Committee advised that the current setup should be re-examined to prevent unnecessary redundancies in duties.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$176,114	\$218,198	23.90%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
EDUCATION SURUHANU	\$176,114	\$218,198	23.90%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$125,884	\$0	\$0	\$125,884
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$46,005	\$0	\$0	\$46,005
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$5,000	\$0	\$0	\$5,000
230	CONTRACTUAL SERVICES	\$8,900	\$0	\$0	\$8,900
233	OFFICE SPACE RENTAL	\$24,000	\$0	\$0	\$24,000
240	SUPPLIES & MATERIALS	\$6,329	\$0	\$0	\$6,329
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$80	\$0	\$0	\$80
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$2,000	\$0	\$0	\$2,000
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$218,198	\$0	\$0	\$218,198

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$132,278	\$125,884	\$107,846	-18.47%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$30,352	\$46,005	\$39,390	29.78%
220 Travel	\$8,000	\$5,000	\$0	-100.00%
230 Contractual Services	\$3,900	\$8,900	\$4,500	15.38%
233 Office Space Rental	\$24,000	\$24,000	\$24,000	0.00%
240 Supplies & Materials	\$5,600	\$6,329	\$6,329	13.02%
250 Equipment	\$1,300	\$0	\$0	-100.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$80	\$80	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$0	\$0	0.00%
361 Power	\$5,000	\$0	\$0	-100.00%
362 Water/Sewer	\$1,200	\$0	\$0	-100.00%
363 Telephone	\$1,500	\$2,000	\$2,000	33.33%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$213,210	\$218,198	\$184,065	-13.67%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$163,145	\$142,685
Increments/Promotions	\$0	\$598
Benefits Account	\$8,744	\$3,953
Vacancy Pool Account	\$66,859	\$0
Total Personnel Services	\$171,889	\$147,236
Operation Expenses Not Including Expenses Listed Below	\$46,309	\$36,829
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$46,309	\$36,829
Capital Outlay	\$0	\$0
Total Appropriations	\$218,198	\$184,065

Guam Commission for Educator Certification

SUMMARY/COMMENTS

The Guam Commission for Educator Certification (Commission) budget was submitted and is deemed to be adequate for the Commission to meet its mandates. Funding for this activity could remain status quo considering the absence of any demand for increased workload or new functions absorbed. Workload demand is sporadic and there may be a case for part-time operation of this Commission.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$278,120	\$230,698	-14.17%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
GUAM COMMISSION FOR EDUCATOR CERTIFICATION (GCEC)	\$278,120	\$230,698	-17.05%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$142,395	\$0	\$0	\$142,395
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$54,321	\$0	\$0	\$54,321
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$13,816	\$0	\$0	\$13,816
233	OFFICE SPACE RENTAL	\$7,200	\$0	\$0	\$7,200
240	SUPPLIES & MATERIALS	\$1,865	\$0	\$0	\$1,865
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$6,300	\$0	\$0	\$6,300
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$4,800	\$0	\$0	\$4,800
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$230,698	\$0	\$0	\$230,698

FUNDED VACANCIES RECOMMENDED BY OFB

NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$209,781	\$142,395	\$142,667	-31.99%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$43,313	\$54,321	\$51,949	19.94%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$9,400	\$13,816	\$13,816	46.98%
233 Office Space Rental	\$6,000	\$7,200	\$7,200	20.00%
240 Supplies & Materials	\$3,246	\$1,865	\$1,865	-42.54%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$80	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$6,300	\$6,300	\$6,300	0.00%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$0	\$4,800	\$4,800	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$278,120	\$230,697	\$228,597	-17.81%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$182,723	\$187,212
Increments/Promotions	\$2,140	\$2,419
Benefits Account	\$11,853	\$4,984
Vacancy Pool Account	\$65,243	\$0
Total Personnel Services	\$196,716	\$194,615
Operation Expenses Not Including Expenses Listed Below	\$33,981	\$33,981
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$33,981	\$33,981
Capital Outlay	\$0	\$0
Total Appropriations	\$230,697	\$228,597

Guam Educational Telecommunications Corporation (PBS Guam)

SUMMARY/COMMENTS

The GETC or PBS Guam (PBS) has presented their budget and has met the ceiling established by the Governor. On the night of June 24, 2010 the corporation sustained some damage, due to a lightning storm, to equipment in the master control room that short circuited other areas to include their broadcast operations. Approximately \$70,000 of damaged has been assessed while a few components are currently covered under warranty. A majority of the repairs will be covered by special funds. In addition to their requests the General Manager has noted significant changes with respect to their growing partnerships with members and corporate sponsorships. PBS wishes to note that the power shortfalls are due to the sudden rate increases that PBS was unprepared to adequately address this issue. Included in their FY2011 for power is the appropriation to satisfy this shortfall.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 09	FY 10	FY 11	
General Fund Request:	\$0.00	\$500,094.00	\$619,956.00	23.97%
NONE	\$0.00	\$0.00	\$0.00	0.00%
NONE	\$0.00	\$0.00	\$0.00	0.00%
NONE	\$0.00	\$0.00	\$0.00	0.00%
NONE	\$0.00	\$0.00	\$0.00	0.00%
Total	\$0.00	\$500,094.00	\$619,956.00	23.97%
Federal Matching Funds:	\$0.00	\$0.00	\$0.00	0.00%
Federal Grant Funds:	\$0.00	\$0.00	\$0.00	0.00%
Compact Impact Funds:	\$0.00	\$0.00	\$0.00	0.00%
ARRA Stimulus Funds:	\$0.00	\$0.00	\$0.00	0.00%
	\$0.00	\$0.00	\$0.00	0.00%

Funding Request By: Bureau/Divisions	FY 09	FY 10	FY 11	
K.G.T.F. (PBS GUAM)	\$0.00	\$500,094.00	\$619,956.00	23.97%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$372,714	\$0	\$0	\$372,714
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$136,213	\$0	\$0	\$136,213
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$51,029	\$0	\$0	\$51,029
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$0	\$0	\$0	\$0
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$0	\$0
361	POWER	\$60,000	\$0	\$0	\$60,000
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$0	\$0	\$0	\$0
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$619,956	\$0	\$0	\$619,956

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$347,928	\$372,714	\$366,532	5.35%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$114,087	\$136,213	\$132,769	16.38%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$54,615	\$51,029	\$51,029	-6.57%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$0	\$0	\$0	0.00%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$0	\$0	\$0	0.00%
361 Power	\$60,000	\$60,000	\$60,000	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$0	\$0	\$0	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$576,630	\$619,956	\$610,330	5.84%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$476,034	\$467,111
Increments/Promotions	\$6,164	\$7,299
Benefits Account	\$26,729	\$24,891
Vacancy Pool Account	\$0	\$0
Total Personnel Services	\$508,927	\$499,301

Operation Expenses Not Including Expenses Listed Below	\$51,029	\$51,029
Utility Cost Account - Power	\$60,000	\$60,000
Utility Cost Account - Water	\$0	\$0
Total Operations	\$111,029	\$111,029

Capital Outlay	\$0	\$0
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Total Appropriations	\$619,956	\$610,330
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Office of Public Accountability

SUMMARY/COMMENTS

The Office of Public Accountability (OPA) presented its budget request on May 18, 2010. According to the OPA, the office faces challenges with its inability to recruit and retain qualified staff. The recruitment process as imposed by the Department of Administration poses a problem for the office due to the nature of the process and is described as “lengthy and cumbersome” according to the OPA. Within the prior fiscal year, two new employees were hired by the OPA. Recruitment of *experienced* staff auditors (Auditor III) was the one of the issues cited for decreased audit productivity. On average, it takes newly-hired staff auditors two years before they can be acquainted with the audit process and agencies.

The OPA indicated that the lapse of funds from the prior fiscal year will be used to mitigate any salary adjustments due to the Hay Study (the office is currently awaiting the results of the Hay Study). The OPA estimates that the financial impact of the study will be no more than \$150,000 for their office—this is the approximated amount in lapse funds available from the prior fiscal year.

The increase within the current budget request is for contractual services (230) and supplies& materials (240). A bulk of the increase in contractual services is due to the update of audit manuals which are currently outdated. Another source of increase is the CPA consulting services which provide an “additional set of eyes” to the audit process. As for the suppliesand materials, the largest increase was due to the procurement of SharePoint(an audit software), which will aim to automate the manual working papers currently used. Although the Committee anticipates productivity gains from the software, no specific figures were quantified during the budget hearing.

A slight increase in rent expense was also discussed at the budget hearing. The OPA requests an increase in rent of roughly \$800/month for a hearing room that will be used for procurement proceedings. The OPA maintains that the hearing room is needed due to the uncertain nature of procurement proceedings and the difficulty in transporting sensitive audiovisual equipment.

Based on the data presented to the committee, the OPA addressed 12 appeals in 2009—translating to about \$800 per hearing (if funds are provided). The OPA acknowledged that the hearing room was not cost- efficient, if a strict cost benefit model was utilized. In addition to procurement hearings, the hearing room will also serve as a training facility for the OPA. The OPAis also receptive to other government agencies using the facility as to ensure maximum benefit to the entire government.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$1,192,349	\$1,362,006	14.23%
Indirect Cost Fund	\$0	\$60,000	0.00%
Total	\$1,192,349	\$1,422,006	19.26%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
OFFICE OF THE PUBLIC AUDITOR	\$1,192,349	\$1,362,006	14.23%
TRAINING AND CONTINUING EDUCATION (OFFICE OF PUBLIC ACCOUNTABILITY)	\$0	\$60,000	0.00%
Total	\$1,192,349	\$1,422,006	19.26%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$769,406	\$0	\$0	\$769,406
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$269,996	\$0	\$0	\$269,996
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$20,200	\$0	\$0	\$20,200
230	CONTRACTUAL SERVICES	\$149,960	\$0	\$0	\$149,960
233	OFFICE SPACE RENTAL	\$102,594	\$0	\$0	\$102,594
240	SUPPLIES & MATERIALS	\$10,800	\$0	\$0	\$10,800
250	EQUIPMENT	\$25,100	\$0	\$0	\$25,100
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$5,950	\$0	\$0	\$5,950
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$8,000	\$0	\$0	\$8,000
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$1,362,006	\$0	\$0	\$1,362,006

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
TRAINING AND CONTINUING EDUCATION (OFFICE OF PUBLIC ACCOUNTABILITY)	\$0	\$0	\$60,000	\$60,000

FUNDED VACANCIES RECOMMENDED BY OFB
NONE

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$762,682	\$769,406	\$695,286	-8.84%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$189,683	\$269,996	\$270,476	42.59%
220 Travel	\$18,000	\$20,200	\$0	0.00%
230 Contractual Services	\$119,872	\$149,960	\$146,660	22.35%
233 Office Space Rental	\$93,500	\$102,594	\$102,594	9.73%
240 Supplies & Materials	\$11,112	\$10,800	\$10,800	-2.81%
250 Equipment	\$16,000	\$25,100	\$25,100	56.88%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$8,500	\$5,950	\$5,950	-30.00%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$7,000	\$8,000	\$7,000	0.00%
450 Capital Outlay	\$0	\$0	\$0	0.00%
Total	\$1,226,349	\$1,362,006	\$1,263,866	3.06%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$969,964	\$882,073
Increments/Promotions	\$27,939	\$9,138
Benefits Account	\$41,499	\$32,707
Vacancy Pool Account	\$219,600	\$0
Total Personnel Services	\$1,039,402	\$965,762
Operation Expenses Not Including Expenses Listed Below	\$322,604	\$298,104
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$322,604	\$298,104
Capital Outlay	\$0	\$0
Total Appropriations	\$1,362,006	\$1,263,866

Guam Regional Transit Authority

SUMMARY/COMMENTS

The Guam Regional Transit Authority presented its budget according to the ceiling established by the Governor but noted that the current request is not sufficient enough and stated a \$700,000 shortfall in bus operations. On June 18, 2010, the Governor exercised his transfer authority to transfer \$809,242 from the Department of Public Health & Social Services (DPHSS) and \$54,758 from the Department of Public Works (DPW) for the shortfall in object class 230 (contractual services).

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$0	\$0	\$343,007	\$343,007
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$0	\$0	\$117,661	\$117,661
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$1,259,868	\$0	\$2,654,060	\$3,913,928
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$0	\$0	\$4,000	\$4,000
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$8,400	\$8,400
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$0	\$0	\$6,000	\$6,000
450	CAPITAL OUTLAY	\$0	\$0	\$54,302	\$54,302
	TOTAL	\$1,259,868	\$0	\$3,187,430	\$4,447,298

**FUNDED VACANCIES RECOMMENDED BY OFB
NONE**

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments	\$240,527	\$343,007	\$245,253	1.96%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$68,300	\$117,661	\$82,659	21.02%
220 Travel	\$0	\$0	\$0	0.00%
230 Contractual Services	\$3,162,540	\$3,913,928	\$2,654,060	-16.08%
233 Office Space Rental	\$0	\$0	\$0	0.00%
240 Supplies & Materials	\$4,000	\$4,000	\$4,000	0.00%
250 Equipment	\$0	\$0	\$0	0.00%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$0	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$6,000	\$8,400	\$8,400	40.00%
361 Power	\$0	\$0	\$0	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$4,000	\$6,000	\$6,000	50.00%
450 Capital Outlay	\$0	\$54,302	\$54,302	0.00%
Total	\$3,485,367	\$4,447,298	\$3,054,674	-12.36%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below	\$442,078	\$323,614
Increments/Promotions	\$2,256	\$4,298
Benefits Account	\$16,333	\$0
Vacancy Pool Account	\$129,402	\$0
Total Personnel Services	\$460,667	\$327,912
Operation Expenses Not Including Expenses Listed Below	\$3,932,328	\$2,672,460
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$3,932,328	\$2,672,460
Capital Outlay	\$54,302	\$54,302
Total Appropriations	\$4,447,298	\$3,054,674

Guam Memorial Hospital Authority

SUMMARY/COMMENTS

The Guam Memorial Hospital Authority (GNHA) presented its budget request with a decrease of about \$640,000 from its previous year allocations. The GMHA continues to work with challenges in periodic cash shortages and growing uncollectible receivables. Despite these challenges, GMHA has been able to reduce the number of audit findings from 22 in FY02 to only 4 in FY09. The GMHA also received provisional accreditation from the Joint Commission or TJC (the accrediting body for U.S.-based hospitals) and is currently awaiting the full results of whether or not full accreditation will be granted.

According to GMHA officials, the unique challenges with its finances are due to patient revenue mix with a large portion of self-pay, non-paying patients. This has become a major problem thus growing the uncollectible receivable balance of the GMHA; furthermore, several federal regulations, such as ENTALA, prohibit the denial of care to individuals who enter the emergency room of the GMHA thus increasing the challenge in collecting from patients. Through the use of in-house and outsourced collection agents, the GMHA has been making efforts to aggressively pursue uncollectible balances. The lack of a medical certified coder also presents a challenge in this area. It was stated at the hearing that the recruitment of such position requires at least \$44,000-51,000/annum in salary making it difficult for the GMHA to recruit.

With respect to inventory levels for pharmaceutical supplies, GMHA officials advised the Committee that these levels were determined by determining par levels for each inventory item as well as orders based on par levels.

The GMHA reported that its payment of (past due) withholding taxes is in progress with payments made towards first and second quarter withholding taxes. As for the payments to the retirement fund, it was indicated that they are still not up-to-date with these payments.

Several improvements have been made in nursing services according to the Nurse Administration. Lower patient-to-nurse ratios have been accomplished and currently exist as opposed to higher ratios in the past. Additionally, GMHA has also seen a greater retention of local nursing graduates. Of the nursing graduates who decide to work at the hospital, approximately 70% of them end up staying and practicing at GMHA.

As per the Medical Director of the GMHA, the medical care provided requires full funding of the island's only civilian hospital. Recruiting more physicians for the GMHA could be better impacted as the building facilities and infrastructure improve. According to the GMHA's Chief Financial Officer, the best way to accomplish fully funding the GMHA would be to increase the allocation of the current GRT (gross receipts tax) from the current rate of 6.19% to 10%.

The following table is a breakdown of the budget request and fund sources.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$0	\$0	\$0	\$0
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$0	\$0	\$0	\$0
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$3,250,930	\$0	\$0	\$3,250,930
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$8,864,905	\$0	\$0	\$8,864,905
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$84,165	\$0	\$0	\$84,165
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$0	\$0	\$0	\$0
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$12,200,000	\$0	\$0	\$12,200,000

Unified Courts of Guam

SUMMARY/COMMENTS

The Unified Courts of Guam presented its budget request with an increase of approximately \$4.6 million from its FY10 authorized levels. According to the Chief Justice, at least \$2.1 million of the increase is attributable to compliance with legislative mandates. A bulk of the increase is primarily for personnel services costs at a 15% increase from the prior-year authorized level. The increase is exclusive of the third installment of the 10% Law Enforcement Compensation (LEC) increment (PL 29-105). The LEC increment was submitted as a separate appropriation to highlight that the increase was a statutory requirement from the legislative branch. The total amount of the LEC for FY11 is \$665,807 which is included in the current request.

The Proposed Staffing Pattern provided by the Courts includes a total of 403 Full-Time Equivalencies (FTE). Of the 403, about 54 of the employees represent positions in the requested FY11 Staffing Pattern. This number is extraordinarily high as compared to Government of Guam (GovGuam) line agencies. In the FY10 budget, 105 vacancies were funded for. The total appropriation request for vacancies was at \$1.8 million (\$1.3 million for salaries, increments, and promotions and \$495,000 for benefits). The Courts employs 92 unclassified employees—20 are either fully or partially funded by federal grants approximating \$840,000 in personnel costs. The federal grants received for personnel were concentrated in the Administrator of Court (AOC) and Child Support Divisions (CSD). The Courts anticipates receiving \$800,000 in federal grants (\$609,000 for AOC and \$190,000 for CSD).

During the budget hearing the Courts stated that the pool of unclassified employees is comprised of federally-funded positions as well as senior-level personnel. The number of unclassified employees versus classified ones is disproportionately higher. The Court's leadership was cautioned to ensure that the court be circumspect in using the unclassified category in its personnel practices and ensure compliance with *Haeuser v. Department of Law*, 368 F.3d 1091 (otherwise known as "The Haeuser Decision") which ruled that excluding Government of Guam attorneys from the merit protections of classified service is a violation of the Organic Act. The total increments due to the classified employees is around \$144,000—six of whom are partially-funded from federal grants (\$153,000) with the CSD.

Other discussions at the budget hearing involved the accomplishments, challenges, and the operations of the Unified Courts of Guam.

The following table is a breakdown of the budget request and fund sources.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$17,247,246	\$718,387	\$85,725	\$18,051,358
112	OVERTIME/SPECIAL PAY	\$190,818	\$0	\$0	\$190,818
113	BENEFITS	\$5,699,861	\$275,036	\$17,275	\$5,992,172
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$173,255	\$6,600	\$0	\$179,855
230	CONTRACTUAL SERVICES	\$1,386,662	\$12,426	\$24,818	\$1,423,906
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$467,302	\$2,156	\$3,000	\$472,458
250	EQUIPMENT	\$57,400	\$0	\$0	\$57,400
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$1,913,900	\$0	\$0	\$1,913,900
361	POWER	\$1,090,800	\$0	\$13,250	\$1,104,050
362	WATER/SEWER	\$15,840	\$0	\$932	\$16,772
363	TELEPHONE/TOLL	\$221,189	\$1,707	\$0	\$222,896
450	CAPITAL OUTLAY	\$10,700	\$0	\$0	\$10,700
	TOTAL	\$28,474,974	\$1,016,312	\$145,000	\$29,636,286

Public Defender Service Corporation

SUMMARY/COMMENTS

The Public Defender Service Corporation (PDSC) presented a budget request that calls for 11 funded vacancies including four attorney positions to help relieve the demand for an increase in caseloads per existing FTE. Among the 11 attorneys on staff, there are about 8650 cases which breaks down to about 770-800 cases per lawyer. According to American Bar Association (ABA) standards, the workload is at about 500 cases more than what is normally recommended thus increasing the risk of malpractice. The PDSC has previously held a moratorium on civil cases in order to address its current cases. There was an attempt to hire a Limited Contract Attorney from off-island, but Guam law prevents off-island attorneys from taking a limited term position unless s/he has passed the Guam Bar Examination. Attorneys and investigators use their personal vehicles when conducting work-related business thus posing a problem for safety and personal auto insurance coverage. The PDSC also mentioned the need for two-way communications devices as some attorneys and/or investigators do not have (personal) cell phones for real-time communications when the need arises.

The Alternate Public Defender’s office is currently handling about 460 cases per attorney not leaving room to handle any spillover. There is a need for professional training for employees to maintain current national and international practices of law. An attempt is being made to bring trainers to Guam to cut costs. The training will be made available to other agencies and to the Guam Bar Association.

Other needs of the PDSC include accounting software apart from payroll; contracts to include document-shredding; and office space needs.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$3,150,194	\$4,216,635	33.85%
Funding Request By: Bureau/Divisions	FY 10	FY 11	
DIRECTORS OFFICE	\$561,161	\$886,699	58.01%
ATTORNEYS	\$1,171,624	\$1,483,733	26.64%
INVESTIGATIVE SERVICES	\$299,568	\$473,788	58.16%
LEGAL SECRETARIES SERVICES	\$466,698	\$618,808	32.59%
RECORDS MANAGEMENT AND PROPERTY SERVICES	\$56,197	\$62,758	11.68%
PROCESS SERVICES	\$98,858	\$111,023	12.31%
LEGAL CLERICAL SERVICES	\$194,074	\$194,638	0.29%
FISCAL SERVICES	\$126,750	\$142,792	12.66%
PERSONNEL SERVICES	\$53,513	\$59,553	11.29%
MANAGEMENT INFORMATION SYSTEMS SERVICES	\$121,751	\$182,843	50.18%
Total	\$3,150,194	\$4,216,635	33.85%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$2,451,732	\$0	\$0	\$2,451,732
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$871,354	\$0	\$0	\$871,354
	TRAVEL-OFF ISL/LOCAL MILEAGE				
220	REIMB.	\$33,200	\$0	\$0	\$33,200
230	CONTRACTUAL SERVICES	\$315,904	\$0	\$0	\$315,904
233	OFFICE SPACE RENTAL	\$271,200	\$0	\$0	\$271,200
240	SUPPLIES & MATERIALS	\$24,700	\$0	\$0	\$24,700
250	EQUIPMENT	\$98,740	\$0	\$0	\$98,740
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$1,512	\$0	\$0	\$1,512
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$44,500	\$0	\$0	\$44,500
361	POWER	\$21,600	\$0	\$0	\$21,600
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$32,030	\$0	\$0	\$32,030
450	CAPITAL OUTLAY	\$50,163	\$0	\$0	\$50,163
	TOTAL	\$4,216,635	\$0	\$0	\$4,216,635

FUNDED VACANCIES RECOMMENDED BY OFB

Recommended as requested.

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
111 Regular Salaries/Increments/Special Pay	\$2,121,130	\$2,451,732	\$2,351,732	10.87%
112 Overtime	\$0	\$0	\$0	0.00%
113 Benefits	\$597,803	\$719,458	\$836,354	39.90%
220 Travel	\$5,400	\$33,200	\$0	-100.00%
230 Contractual Services	\$51,290	\$315,904	\$115,904	125.98%
233 Office Space Rental	\$210,000	\$271,200	\$271,200	29.14%
240 Supplies & Materials	\$15,000	\$24,700	\$24,700	64.67%
250 Equipment	\$5,300	\$98,740	\$10,000	88.68%
270 Workers Compensation	\$0	\$0	\$0	0.00%
271 Drug Testing	\$0	\$1,512	\$0	0.00%
280 Sub-recipient/Subgrant	\$0	\$0	\$0	0.00%
290 Miscellaneous	\$14,400	\$44,500	\$44,500	209.03%
361 Power	\$0	\$21,600	\$21,600	0.00%
362 Water/Sewer	\$0	\$0	\$0	0.00%
363 Telephone	\$24,000	\$32,030	\$32,030	33.46%
450 Capital Outlay	\$0	\$50,163	\$0	0.00%
Total	\$3,044,323	\$4,064,739	\$3,708,020	21.80%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below (111+113)	\$2,990,316	\$2,819,936
Increments/Promotions	\$28,978	\$28,426
Benefits Account (114)	\$151,896	\$131,351
Vacancy Pool Account	\$521,514	\$339,724
Total Personnel Services	\$3,171,190	\$3,188,086

Operation Expenses Not Including Expenses Listed Below	\$821,786	\$498,334
Utility Cost Account - Power	\$21,600	\$21,600
Utility Cost Account - Water	\$0	\$0
Total Operations	\$843,386	\$519,934

Capital Outlay	\$50,163	\$0
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Total Appropriations	\$4,064,739	\$3,708,020
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Guam Board of Accountancy

SUMMARY/COMMENTS

The Guam Board of Accountancy (GBA) presented their budget request with concerns regarding the recent changes in the administration of the Certified Public Accountant (CPA) exam. The CPA exam will be offered at international test centers beginning this coming fiscal year. As the testing fees account for 95% of the revenues of GBA, the financial impact of the recent changes will be dramatic. Foreign examinees account for 50% of the fees generated by the testing center, but there will be a significant decline in revenue collections within the upcoming fiscal cycles.

In anticipation of the revenue decline, the GBA has made efforts to reduce its expenditures. The reduction in expenditures has resulted in a surplus of funds thus sustaining the operations of the board for another 2-3 years. Looking ahead, the Executive Director indicated that growth in testing fees from foreign examinees may still be likely, especially in the Chinese and Korean markets. Unlike Japan, several security concerns exist in (mainland) China, which precludes offering the CPA exam in China.

The following tables are a breakdown of the budget request and fund sources by division compared to the FY10 authorized expenditures.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$0	\$0	0.00%
Guam Board of Accountancy Fund	\$414,000	\$408,100	-1.43%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
GUAM BOARD OF ACCOUNTANCY	\$414,000	\$408,100	-1.43%

**The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.*

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$0	\$0	\$0	\$0
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$0	\$0	\$0	\$0
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$0	\$0	\$357,740	\$357,740
233	OFFICE SPACE RENTAL	\$0	\$0	\$23,868	\$23,868
240	SUPPLIES & MATERIALS	\$0	\$0	\$6,000	\$6,000
250	EQUIPMENT	\$0	\$0	\$5,000	\$5,000
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$0	\$15,192	\$15,192
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$0	\$0	\$300	\$300
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$0	\$0	\$408,100	\$408,100

OFB RECOMMENDED APPROPRIATION LEVELS FOR FY11

Object Class/Description	FY10 Authorized	FY11 Request	OFB Recommendation	% Change FY10 v OFB Rec
230 CONTRACTUAL SERVICES	\$368,232	\$357,740	\$357,740	-2.85%
233 OFFICE SPACE RENTAL	\$23,868	\$23,868	\$23,868	0.00%
240 SUPPLIES & MATERIALS	\$5,000	\$6,000	\$6,000	20.00%
250 EQUIPMENT	\$6,000	\$5,000	\$5,000	-16.67%
290 MISCELLANEOUS	\$10,600	\$15,192	\$15,192	43.32%
363 TELEPHONE/TOLL	\$300	\$300	\$300	0.00%
Total	\$414,000	\$408,100	\$408,100	-1.43%

FY11 BUDGET OVERVIEW

	FY 11 Request	OFB Recommendation
Salary and Benefits Expense Not Listed Below (111+113)		
Increments/Promotions		
Benefits Account		
Vacancy Pool Account		
Total Personnel Services		
Operation Expenses Not Including Expenses Listed Below	\$414,000	\$408,100
Utility Cost Account - Power	\$0	\$0
Utility Cost Account - Water	\$0	\$0
Total Operations	\$414,000	\$408,100
Capital Outlay	\$0	\$0
Total Appropriations	\$414,000	\$408,100

Guam Department of Education

American Recovery and Reinvestment Act of 2009 (ARRA)

In periods of economic recession, governments undertake various fiscal and monetary approaches to stimulate the economy and increase consumer confidence. Recessions provide particular challenges to any economy because they drastically reduce consumer spending, which impact the overall health of economy and slow the rate of recovery from the downturn.

To address economic recessions, governments use fiscal or monetary policies as solutions to increase consumer confidence and spending. Generally, the United States Federal Government has preferred the use of monetary rather than fiscal policy to address recessions. Monetary policies involve the infusion of cash from the government during a recessionary environment to buffer for the drop in consumer spending.

In February 2009, the 111th United States Congress adopted this approach through the passage of the American Recovery and Reinvestment Act of 2009, also known as ARRA. Within ARRA, the U.S. Congress appropriated 100 billion for education related expenditures in the areas of educational technology, state assistance, and increase in federal Pell grant caps. Of the \$100 billion dollars appropriated, \$52.6 billion was earmarked to State Fiscal Stabilization Fund (SFSF).

The primary purpose of the SFSF is to help stabilize state and local budgets to prevent furloughs and avoid reductions in educational services with the caveat that state and local educational entities adhere to a commitment to advance essential educational reforms. In FY 2011, the Guam Department of Education expects to receive through the SFSF a total of \$72M FY 2011 grants. The project grant composition of the SFSF application submitted by the Governor and GDOE, is presented below.

Table 1

ARRA State Fiscal Stabilization Fund – DOE FY 2011	
Project	Award/Funding
CIP School Renovation and Repairs	32,450,000
FMIS Infrastructure Projects	4,358,325
FMIS Hardware–Student Mgmt. System	584,721
FMIS Software	1,848,194
FMIS Teaching Tools	1,652,576
FMIS Upgrades–Hardware/Software	5,000,000
Technology FMIS Infrastructure	12,226,178
FMIS Teaching Tools	5,888,790
FMIS Student E-Book Project	10,000,000
Total	\$74,008,784

A major feature of the ARRA funding is the flexibility given to state and local level education departments to augment their current budgets to mitigate any possible shortfalls. The following approach strives to achieve two outcomes, namely allow the local school systems to supplant where local funding may not be available and strategically allocate ARRA funds to programs with the greatest outcomes in enhancing the quality of education. In some instances, ARRA funds may also be used to repair and fix existing infrastructures at school sites.

Within the strategic approach outlined by the Committee on Appropriation, the Office of Finance and Budget has thoroughly examined the board approved budget transmitted to the Guam Department of Education, the findings from two weeks of budget hearings of the schools systems stakeholders such as school administrators and division heads, prior year authorized levels, actual expenditures as reported in Guam Education Policy Board meetings, and anticipated revenues for the upcoming fiscal period.

Guam Department of Education Budget Request

For FY 2011, the Guam Department of Education submitted a budget requesting a total appropriation of \$266,828,562. The request represents an \$89,735,885 or 50% increase from prior fiscal year expenditure levels authorized in Public Law 30-55. At present, the request of the department represents approximately 50% of the total net revenues projected to be collected for FY2011. Relative to other government agencies, the request represents the single largest expenditure of the Government of Guam. A summary of their budget request is presented in Table 1.

Table 2

Agency	DEPARTMENT OF EDUCATION			
OBJECT CLASS	DESCRIPTION	GENERAL FUND	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$142,514,366	\$2,870,368	\$145,384,734
112	OVERTIME/SPECIAL PAY			\$0
113	BENEFITS	\$48,007,692	\$890,623	\$48,898,315
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$215,400	\$0	\$215,400
230	CONTRACTUAL SERVICES	\$18,732,723	\$14,782,213	\$33,514,936
233	OFFICE SPACE RENTAL	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$6,886,561	\$1,705,719	\$8,592,280
250	EQUIPMENT	\$7,572,291	\$1,084,480	\$8,656,771
270	WORKERS COMP BENEFIT	\$150,000	\$0	\$150,000
271	DRUG TESTING CHARGES	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0
290	MISCELLANEOUS	\$2,440,118	\$0	\$2,440,118
361	POWER	\$15,857,201	\$0	\$15,857,201
362	WATER/SEWER	\$1,531,822	\$0	\$1,531,822
363	TELEPHONE/TOLL	\$652,165	\$0	\$652,165
450	CAPITAL OUTLAY	\$639,820	\$295,000	\$934,820
	Subtotal	\$245,200,159	\$21,628,403	\$266,828,561

Relative to the Executive Budget submitted by the Office of the Governor for FY2011, the budget request of the GDOE totals \$84.9M above the Governor's allocation. For FY2011,

the total proposed appropriation for the Guam Department of Education submitted by the Office of the Governor is roughly \$182M (excludes School Lunch Program revenues) or a \$5.3.M decrease from prior authorized levels (FY 2010) of the same fund sources.

Taking all these items into consideration, the Office of Finance and Budget (OFB) seeks to provide a balance between the requests submitted by the department, current resources available, and the submittal by the Office of the Governor.

In this regard, the OFB reviewed all the competing interests and determined the operational requirements of the GDOE based on current expenditure patterns and additional funding to address critical needs. This results in the following findings and recommendations for the Department. A summary of the proposed budget is presented below. A detailed discussion and summary of the major object classes is also presented.

Table 3

.OBJ CLASS	DESCRIPTION	GENERAL FUND	HEALTHY FUTURES FUND	PUBLIC SCHOOL LIBRARY RESOURCE	TERRITORIAL EDUCATION FACILITY	SLP CASH	SLP FEDERAL SOURCES	GRAND TOTAL
111	REGULAR SALARY/INCREMENTS	\$118,261,513	\$24,656	\$0	\$2,545,712	\$0	\$0	\$120,831,881
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$300,000	\$0	\$0	\$300,000
113	BENEFITS	\$40,268,276	\$7,174	\$0	\$883,449	\$0	\$0	\$41,158,899
220	TRAVEL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$6,249,484	\$654,000	\$0	\$4,228,213	\$0	\$7,500,000	\$18,631,697
233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$1,734,000	\$96,469	\$0	\$759,250	\$850,000	\$0	\$3,439,719
250	EQUIPMENT	\$0	\$109,455	\$755,482	\$219,543	\$0	\$0	\$1,084,480
270	WORKERS COMP BENEFIT	\$150,000	\$0	\$0	\$0	\$0	\$0	\$150,000
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$2,440,118	\$0	\$0	\$0	\$0	\$0	\$2,440,118
361	POWER	\$10,012,545	\$0	\$0	\$2,400,000	\$0	\$0	\$12,412,545
362	WATER/SEWER	\$2,009,669	\$0	\$0	\$0	\$0	\$0	\$2,009,669
363	TELEPHONE/TOLL	\$449,632	\$0	\$0	\$0	\$0	\$0	\$449,632
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$295,000	\$0	\$0	\$295,000
	RETIREMENT FUND RECEIVABLES	\$500,000	\$0	\$0	\$0	\$0	\$0	\$500,000
	RECLASSIFICATION	\$1,000,000	\$0	\$0	\$0	\$0	\$0	\$1,000,000
	INCREMENTS	\$979,895	\$0	\$0	\$0	\$0	\$0	\$979,895
	ADACAO POSITIONS	\$97,255	\$0	\$0	\$0	\$0	\$0	\$97,255
	GRAND TOTAL	\$184,152,386	\$891,754	\$755,482	\$11,631,167	\$850,000	\$7,500,000	\$205,780,789

Based on the following table, the Office of Finance and Budget recommends a total funding for the Guam Department of Education to be \$205,780,789. The breakdown of funding sources is as follow: \$184,152,386 from General Funds and \$14,128,403 from the Special Funds.

Payroll

For FY2011, the total payroll request of the department was \$194,283,049. The following request includes funding for Regular Salaries/Increments, Teacher Prep Pay, Reclassification, Overtime/Special Pay, On-Call Substitute, Part-time, and Benefits. Relative to this request, the Office of Finance and Budget sought to provide an analysis based on the current staffing pattern and levels within the school sites and administrative divisions.

The rationale behind utilizing the current staffing patterns is product of the outcomes of the two weeks of budget hearings. Testimonies provided the administrators did not reveal any material shortage of personnel at the school sites that would hinder the delivery of educational services. Based on a required questionnaire answered by each school Administrator prior to their hearing, Speaker Won Pat, Chairperson on Education, inquired with each administrator whether they were ready to open schools. All school administrators indicated they would be ready to open schools. A recent resolution adopted by the Guam Education Policy Board (GEPB), Resolution No. 2010-05, also reaffirmed that the schools were prepared to open in the upcoming school year.

The resolution adopted by the board and the budget hearings of each individual school affirms the Committee on Appropriation's findings that there were no material shortages of personnel at the school sites. The Office of Finance and Budget defines a material personnel shortage to be a deficiency in personnel would preclude the opening of schools.

Although material personnel shortages did not exist, pockets of personnel shortage were noted at some school sites, notably Adacao Elementary School. To address these isolated shortages, Dr. Nerrissa Underwood, the Superintendent of Guam, responded that a cross leveling of personnel was utilized as a solution. The Office of Finance and Budget commends use of cross leveling of personnel to address temporary shortages at school sites whereby personnel levels are readjusted to where the demand exists.

In a letter to the Committee on Appropriation dated August 4, 2010, Dr. Underwood sent a letter expressing the needs for additional administrative staff and school aids at the Adacao Elementary School. On this note, the Committee on Appropriations recommends funding for the several additional personnel, namely a Clerk Typist I along with all the school aides. The following new positions are justified as they were corroborated through testimony of the several school administrators.

Besides Adacao Elementary School, no personnel shortages were noted at the other school sites. Therefore, the Office of Finance and Budget computed the anticipated organic growth in payroll due to annual increments and increase in benefits such as retirement.

On the issue of reclassifications, the Office of Finance and Budget recommends an estimated funding of \$1M for the upcoming fiscal year. Reclassifications become difficult to quantify for several reasons. First, reclassifications are not time specific. They can occur at any time within the fiscal year, granted the teacher has met specific requirements to be reclassified as determined by the Guam Certification Office. Secondly, the requirements for reclassification have become more stringent due to revised standards adopted by GEPB Resolution No. 2010-04. Lastly, reclassification depends on the actual processing of applications. OFB considered the lag and timeframe in the processing of applications to determine its estimate.

The Guam Department of Education requested \$1.2M for reclassifications. The Office of Finance and Budget believes the estimate to be higher than needed based on the rationale for the estimate. The results of the payroll analysis are presented in the following tables below.

Table 4

Table GUAM DOE FY11 GENERAL FUND PAYROLL PROJECTION						
Row Labels	BASE SALARY	RETIREMENT	MEDICARE	DDI	MEDICAL & DENTAL	LIFE
Central Division	\$8,261,168	\$2,289,791	\$120,910	\$46,717	\$355,343	\$35,665
Elementary School	\$54,570,021	\$15,113,132	\$798,035	\$403,797	\$1,778,044	\$212,645
High School	\$28,398,377	\$7,855,555	\$414,805	\$232,658	\$951,183	\$107,668
Middle School	\$27,086,401	\$7,495,330	\$395,784	\$211,843	\$898,323	\$101,275
SPED	\$2,491,258	\$688,934	\$36,379	\$11,101	\$88,058	\$8,748
Grand Total	\$120,807,225	\$33,442,743	\$1,765,913	\$906,115	\$4,070,951	\$466,001

Table 5

	FY10	FY11	% INCREASE
TOTAL SALARY	\$119,086,654	\$120,807,225	1.44%
TOTAL BENEFITS	\$37,806,998	\$40,651,725	7.52%
TOTAL SALARY & BENEFITS	\$156,893,651	\$161,458,950	2.91%
TOTAL INCREMENTS	\$604,323	\$979,895	62.15%
TOTAL SALARY & BENEFITS	\$157,497,974	\$162,438,845	3.14%

In FY 2010, the Guam Education Policy Board authorized a 3.5% pay increase for teachers. The total financial impact of the 3.5% increase is estimated to be around \$2.9M. The 3.5% increase is suspending due to the strategic plan outlined by the Office of Finance and Budget, which is to provide a comprehensive pay adjustment to entire Government of Guam. based on the last two years of work by the Department of Administration (Hay Study), the recommendation of the Office of Finance and Budget is to take all existing pay raise statutes and incorporate them to create one unified pay scale, whereby all Government of Guam employees receive an adjustment of pay relative to the integration of similar jobs median pay scales.

The total funding level from all funding sources determined by the Office of Finance and Budget for personnel expenditures is \$164,867,929 for FY2011. This is inclusive of

salaries, benefits, reclassification, increments, part-time employees and retirement fund receivables.

Travel

The Office of Finance and Budget recommends zero appropriations for travel for FY2011. The following recommendation is across the entire Government of Guam and is not limited to the Guam Department of Education. The Office of Finance and Budget does recommend giving the Superintendent of the Guam Department of Education the flexibility to transfer funds to this object class as outlined in the Administrative Provisions of the Budget Act.

ARRA-SFSF

For the General Fund request for the Supplies, Equipment and Capital Outlay object class expenditures, the Office of Finance and Budget, despite the projected revenues levels, provided modest increases from the funding levels authorized in FY2010.

To support the increases requested in these objects categories, the Office of Finance and Budget recommends that the SFSF be utilized to bridge the gap in funding for these or any other areas. As stated above, the purpose of the SFSF is to buffer GDOE from sudden cuts in local funds during a period of declining revenues, as projected in FY 2011. While GDOE is not receiving cuts from prior fiscal year funding levels, there still exists increase needs and use of these funds to avoid a decrease in educational services is certainly warranted.

The Congressional legislative intent behind SFSF is to support educational services where local funds may not be available. OFB firmly believes that use of the SFSF to bridge the funding gaps left by local funds is within the authority of the Superintendent of Education.

The Government of Guam cannot afford to fund the increased requests. In order to ensure that the cash collections will support the funding authorizations, the General Fund

needs to explicitly fund the non-discretionary non-operational items specifically allocated for in the Annual Budget Act such as Bank Fees, Retirement fund interest for DOE and GMH receivables and the DOE Guam Power Authority Promissory Note. Allowing such an increase without budgeting for these expenditures will be virtually empty authorizations.

Secondly, the increase in these object classes while desired were not justified as essential and basic to fulfilling the mission of the Department during the hearings nor through a dramatic increase in student enrollment. Testimony provided by the school administrators did not indicate material deficiencies in these areas to warrant such an increase.

Finally, the following represent discretionary expenditures whereby the rate of expenditure for these items can be reduced either through tighter inventory management, revaluation of existing contracts, and rationing of supplies. The OFB recommends the GDOE management to utilize all internal control tools within its arsenal to control expenditures within these object classes.

Contractual Services

The Office of Finance and Budget recommends an appropriation level of \$18,631,697 for FY2011.

Supplies and Materials

The Office of Finance and Budget recommends an appropriation level of \$3,439,719 for FY2011.

Equipment

The Office of Finance and Budget recommends an appropriation level of \$1,084,480 for FY2011. Most of this appropriation, \$755,482 is for books and other equipment for the school libraries.

Workers Compensation

The Office of Finance and Budget recommends full appropriation for Workers Compensation of \$150,000 for FY 2011.

Miscellaneous

The Office of Finance and Budget recommends full appropriation for the miscellaneous object class of \$2,440,118 for FY 2011.

Utilities

The Office of Finance and Budget recommends the appropriations of \$10,012,545 for power and \$2,009,669 for water/sewer. The power appropriation, which was \$3.4M less than GDOE's request was calculated, based on the estimated the LEAC adjustment. Savings due to the reduction of LEAC will be realized for the first six months of the year. Conversely, an increase was projected for the last six months of the fiscal year.

Taking the LEAC adjustment into account and based on historical power kilowatt use of the Guam Department of Education, the Office of Finance and Budget calculated the projected appropriation for power. Taking into consideration the 8% rate adjustment in October to water rates, the Office of Finance and Budget projected the water/sewer usage based on the consumption and increased the GDOE requested appropriation level by \$477,000

Telephone/Toll

The Office of Finance and Budget recommends prior authorized level for Telephone/Toll services. As GDOE has not communicated that new telephone lines were being added or rates were being adjusted, the OFB does not see the justification to telephone services provided by \$152,000.

Additional Budget Considerations

E-rate

The budget hearing also brought forth the discussion of E-rate under the contractual line item, which had been apportioned to the various school sites and the central offices. Essentially, items budgeted under the E-rate category represents the telecommunication expenditures of the education department. Total cost was allocated amongst various sites to reflect the number of users at a particular location. The total value of the E-rate category reflected in the education departments FY2011 budget request was \$1,170,102.

Speaker Won Pat, Chairwoman on Education, inquired during the course of the budget hearings why the telecommunication expenditures were classified as E-rate. Taling Taitano, Deputy Superintendent of Administration and Finance, responded that E-rate represents the discount on telecommunication services available to the department through federal subsidies.

Historically, the GDOE anticipates receiving a discount on telecommunication services of around 70% to 80% a year on their billings. In response to this, Chairman Pangelinan inquired whether the budget submitted by the department reflects the discounted portion. To which Ms. Taitano responded that the amounts submitted in the budget do not reflect the discount. She stated that the discount was not included in the budget as it varies per year and is based on certain eligibility requirements.

As a follow up to the budget hearings, the Office of Finance and Budget examined the nature of the E-rate discount. E-rate represents a federal subsidy enabled by the Telecommunications Act of 1996. Sec. 254 of the statute assists schools and libraries in accessing state of the art services and technologies at discounted rates. Guidelines related to the administration of E-rate falls under the purview of the Federal Communications Commission (FCC).

From a budgetary standpoint, the Office of Finance and Budget considered the impact of including the gross value of telecommunication services in the budget. On one hand, the

committee understands that the discounted value cannot be incorporated in the budget, as it is based on certain eligibility requirements. Budgeting based on the discount may leave the department with insufficient funding levels in the event that the eligibility requirements are not satisfied. Likewise, the timeframe from when the discount is given, from July to June of the subsequent year, differs from the budget cycle.

Therefore, the Office of Finance and Budget proposes the following alternative to the treatment of the discount. Based on E-rate guidelines and correspondences with the education department, the discount received through E-rate needs to be spent based on the technology plan submitted by the department to the FCC, namely computer equipment expenditures.

As the anticipated discount will fund computer equipment, monies received from ARRA initially allocated by the department to fund these items can be reprogrammed to alleviate shortfalls in other object classes, namely supplies and materials. The office of Finance and Budget recommends budgeting for the full E-rate portion with the intent that any discount received by the department that alleviates ARRA monies for computer equipment be redirected to other object classes.

Administration & Finance-High Risk Grant Status

During the budget hearing, Taling Taitano, Deputy Superintendent of Administration and Finance, presented the challenges facing the financial affairs division of the department relative to the removing the high risk status of federal grants. She stated that although the third party financial receiver has yet to be selected, she anticipates the challenges needed to ensure full implementation of the system. The largest hurdle to implementing the system would be personnel needed to ensure that internal controls are properly implemented.

The indicated need is to have key personnel strategically within the schools and the central office to ensure the needed systems and processes are in place. An example cited by

Ms. Taitano was the fixed asset inventory whereby the data is encoded at the school sites so as to eliminate redundancies in work performed.

With regards to the funding source of these personnel, Chairman Pangelinan inquired whether federal grants can be used to hire those individuals and advised that the matter be thoroughly exhausted so as to ensure that monies received from federal grants be strategically deployed as to ensure relief to the General Fund, especially during periods when revenues are in decline.

In a follow up letter sent by Dr. Underwood on August 4, 2010, she requested the Committee on Appropriations take into consideration allowing the Superintendent to use indirect cost according to their Standard Operating Procedures. On this note, the Committee on Appropriations recommends that the Superintendent have discretion over the indirect cost for federal grants in so much as all the funds expended are for the sole purpose of creating the necessary internal control framework to ensure that the GDOE is taken out of high risk federal grant status.

JROTC

The Committee on Appropriations recommends providing the Guam Department of Education the authority to expend JROTC funds in support of JROTC programs.

Prior Year Obligations

In a letter to the Committee on Appropriation dated August 4, 2010, the Guam Department of Education requested funding for prior period items and a court settlement related to teacher furlough. The Office of Finance and Budget finds that the documents certifying the liability have yet to be produced and does not recommend funding either item at this time.

The financial impact of the prior period expenses is around \$2.5M, representing prior debts owed to vendors. With respect to prior period items, the Office of Finance and Budget believes these items should be handled separately from the department's budget request. Including these items in the current budget of the department takes away appropriations for other services. Likewise, the GDOE is not the only agency with prior period expenses that needs to pay. As such, the Office of Finance and Budget recommends a different approach to tackling this issue on a government wide basis.

As for the court settlement regarding the teacher furloughs, the Office of Finance and Budget position is that including litigation items in the budget that have yet to settle is improper. As the outcome of the case has not been settled, current accounting standards preclude a contingent liability be provided. Current accounting standards dictate that for contingent liabilities to be provided adverse judgment to the case must be likely to occur and measurable. As both of these have not been met, the OFB does not recommend including the item in the current budget.

Conclusion

The current budget allocation demonstrates the priority of the Committee of Appropriation to education. Within limits, the Committee on Appropriation has recommended a funding level of \$24M above the current Executive Request. Recognizing that the increase in the funding level of GDOE by \$24M will translate to cuts in other agencies and departments, the Committee on Appropriation has placed priority on the needs of the department.

In providing the following recommendation, the Committee on Appropriation and Office of Finance and Budget has performed a due diligence review to evaluate the needs of the department as demonstrated through its presence at the Guam Education Policy Board meetings, thorough budget hearings, and continued communication with the department's management.

On this note, the Committee on Appropriation anticipates reciprocity from the Guam Department of Education to make good faith efforts to share in the financial burden affecting the entire Government of Guam in the face of declining revenues. As the Guam Department of Education represents the single largest expenditure of the government, any changes to its budget represents significant cut backs in other government operations and services. Stability for the government of Guam can only be achieved by reducing the structural deficit. It is in the interest of GDOE that the government of Guam shore up its financials now to pave the way for implementation of the Hay Study prior to the arrival of 9,000 Marines and their families so competitive wages and benefits packages make GDOE an attractive place of employment.

There is also more light at the end of the tunnel for the Guam Department of Education in the form of potentially more federal relief. To date, the United States Senate in a vote of 61 to 39 has approved another round of \$10 billion in stimulus monies for the purpose of preventing layoff of teachers, which has become a normal occurrence in other jurisdiction. The Committee on Appropriations recommends to the department to thoroughly examine its SFSF and any other federal sources available until the Government of Guam has fully recovered from these periods of economic downturn.

Guam Community College

SUMMARY/COMMENTS

The Guam Community College (GCC) presented its FY11 budget request on June 1, 2010. The College's administration reported an overall increase in student enrollment figures and success in building new facilities at its campus. A large portion of the facilities were built through the use of federal funds according to the College's President.

In the current budget request, there is a large increase in salaries for 35 administrators and several academic personnel. Some of these represented a 40%-50% increase in the current salary level. Two separate pay studies were conducted by an outside consultant as the justification for the large increase thus determining that the administrators were below the prevailing wages for such positions. The larger increases in salaries were for administrators only. The College is still awaiting the results of the Hay Study to determine the financial impact of the salary adjustments.

The proposed salary adjustments for administrators at the college are, on average, higher than those of the prevailing salary levels for comparable positions within the current government pay scale. Because of this disparity, critical employees in the line agencies are drawn to the college and other semi-autonomous and autonomous agencies where salaries are generally higher. The pay disparity creates a shortage of critical employees in line agencies and becomes a contributing factor in the decline in government morale.

Funding for the purchase of equipment is budgeted according to a uniform price, based on average cost within a specific quality category.

Tuition revenue of the GCC has grown since 2009, projected at about \$5.6 million for FY11 (an increase of about \$1.1 million in FY09). The increase in tuition was due to several increments in the past fiscal year. For the current fiscal year, however, there was no projected increase in tuition fees paid by the students.

University of Guam

The University of Guam (UOG) presented their budget request on May 1, 2010. The total budget request represents a 6% increase in base operations and an additional \$1.8 million for three growth initiatives: the proposed School of Engineering, the Center for Island Sustainability, and Strengthening the Core. The University of Guam Board of Regents expressed full support and confidence in the FY11 budget submitted which was a cooperative effort among various stakeholders of the university.

The University of Guam President discussed the benefits of funding the university, stating that for every appropriation dollar invested in the university, it is able to generate an additional \$1.47 for in private contracts and federal dollars.

At the budget hearing, the president delivered a presentation on the first growth initiative, the School of Engineering. The proposed School of Engineering began when a Memorandum of Understanding was signed between the University of Guam and the University of Iowa, which sought to provide a bridge program for pre-engineering students at UOG to continue their engineering education at the latter institution. Total base funding for the proposal is around \$4.4 million the course of four years—exclusive of capital expenditures. The Senior Vice President of Academica Affairs explained that the new college may need a Dean as an academic head in the near future. The Committee expressed concerns regarding the total enrollment population and the cost-efficiency of the growth initiative. Approximately 20 pre-engineering students are currently enrolled according to university administrators. In response, the Committee pointed out that the cost to the government would be approximately \$200,000 per full-time equivalent students according to the enrollment projections.

Two other growth initiatives discussed were the *Center for Island Sustainability* and *Strengthening the Core*. The Center of Island Sustainability, headed by the Research Park Director, would serve as the coordinating unit for research activities and initiatives received by the university. It was stated that the Center for Island Sustainability would eventually be funded by a combination of local and federal funds; however, it was also stated that funding for the Research Park Director would be the initial investment for the position. Strengthening the Core Initiative aims to recruit additional faculty and provide administrative support to various units.

In discussing the budget for operations of the university, university administrators explained that its use of non-appropriated funds towards a request for repairs to the UOG Field House (\$300,000) was due to insufficient Field House collections. The Field House was not eligible for ARRA funds according to the Vice President of Administration & Finance.

Several line item expenditures in the budget request were focused on such as stipends given to Master teachers. University administrators advised that these stipends are given to the preceptors of student-teachers after completion of practice-teaching internships. Another concern expressed by the Committee is the matter of the university's practice of outsourcing of recruitment and retention at the Enrollment Management & Student Services unit.

The budget of the Student Financial Aid Program (SFAP) was also discussed during the hearing. The Committee shared its concerns regarding the number of personnel within the department and the workload of each personnel. The number of delinquent accounts managed by each collection agent manages about 200 accounts. (The Committee commented that this number is grossly low as compared to other government agencies where the average collection agent at the Department of Revenue & Taxation works with about 2000 accounts.) The services are netted from the revenues collected by the collection agents who are still being utilized by the university.

Almost all students who apply for federal financial aid (70% of the student population) receive some sort of aid according to the university.

FY 2011 OFB BUDGET INFORMATION SHEET

Funding Request Source and Amount:	FY 10	FY 11	
General Fund Request:	\$33,458,829	\$38,621,421	15.43%
Guam Highway Fund:	\$500,000	\$500,000	0.00%
Tourist Attraction Fund:	\$140,000	\$140,000	0.00%
NONE	\$0	\$0	0.00%
NONE	\$0	\$0	0.00%
Total	\$34,098,829	\$39,261,421	15.14%
Federal Matching Funds:	\$3,037,053	\$1,508,000	-50.35%
Federal Grant Funds:	\$9,786,257	\$7,274,349	-25.67%
Compact Impact Funds:	\$0	\$0	0.00%
ARRA Stimulus Funds:	\$17,206,319	\$0	-100.00%
	\$30,029,629	\$8,782,349	-70.75%

Funding Request By: Bureau/Divisions	FY 10	FY 11	
UNIVERSITY OF GUAM	\$27,730,166	\$31,549,059	13.77%
UOG - YAMASHITA EDUCATOR CORPS	\$1,238,127	\$1,384,000	11.78%
UOG - STUDENT FINANCIAL AID PROGRAM	\$2,550,670	\$3,100,809	21.57%
UOG - GROWTH INITIATIVES	\$1,200,000	\$1,847,685	53.97%
AQUACULTURE DEVELOPMENT AND TRAINING CENTER (UOG)	\$131,846	\$131,846	0.00%
WERI GUAM HYDROLOGIC SURVEY (UOG)	\$192,307	\$192,309	0.00%
WERI WATER RESOURCE MONITORING PROGRAM (UOG)	\$163,817	\$163,817	0.00%
SOIL & WATER CONSERVATION DISTRICT PROGRAM (UOG)	\$157,720	\$157,720	0.00%
KPRG (PUBLIC RADIO)	\$94,176	\$94,176	0.00%
UOG CAPITAL IMPROVEMENT FUND (§16132, CHAPTER 16 OF TITLE 17 GCA)	\$500,000	\$500,000	0.00%
GUAMPEDIA FOUNDATION (UOG)	\$140,000	\$140,000	0.00%
Total	\$34,098,829	\$39,261,421	15.14%

*The source(s) of the Federal Grant(s)-in-Aid information is the Federal Programs Inventory as submitted in the Executive Budget Request. Some information may be different from what was submitted in the request. These changes were made according to additional information received from other agencies who delivered presentations at the ARRA Round Table meeting that was conducted on April 9, 2010.

FUNDING REQUEST BY OBJECT CLASS

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
111	REGULAR SALARY/INCREMENTS	\$23,751,099	\$0	\$0	\$23,751,099
112	OVERTIME/SPECIAL PAY	\$0	\$0	\$0	\$0
113	BENEFITS	\$7,797,960	\$0	\$0	\$7,797,960
220	TRAVEL-OFF ISL/LOCAL MILEAGE REIMB.	\$0	\$0	\$0	\$0
230	CONTRACTUAL SERVICES	\$0	\$0	\$0	\$0

233	OFFICE SPACE RENTAL	\$0	\$0	\$0	\$0
240	SUPPLIES & MATERIALS	\$0	\$0	\$0	\$0
250	EQUIPMENT	\$0	\$0	\$0	\$0
270	WORKERS COMP BENEFIT	\$0	\$0	\$0	\$0

OBJECT CLASS	DESCRIPTION	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
271	DRUG TESTING CHARGES	\$0	\$0	\$0	\$0
280	SUB-RECIPIENT/SUBGRANT	\$0	\$0	\$0	\$0
290	MISCELLANEOUS	\$0	\$1,508,000	\$0	\$1,508,000
361	POWER	\$0	\$0	\$0	\$0
362	WATER/SEWER	\$0	\$0	\$0	\$0
363	TELEPHONE/TOLL	\$0	\$0	\$0	\$0
450	CAPITAL OUTLAY	\$0	\$0	\$0	\$0
	TOTAL	\$31,549,059	\$1,508,000	\$0	\$33,057,059

MISCELLANEOUS APPROPRIATIONS	GENERAL FUND	FEDERAL MATCHING FUNDS	SPECIAL FUNDS	TOTAL
UOG - YAMASHITA EDUCATOR CORPS	\$1,384,000	\$0	\$0	\$1,384,000
UOG - STUDENT FINANCIAL AID PROGRAM	\$3,100,809	\$0	\$0	\$3,100,809
UOG - GROWTH INITIATIVES	\$1,847,685	\$0	\$0	\$1,847,685
AQUACULTURE DEVELOPMENT AND TRAINING CENTER (UOG)	\$131,846	\$0	\$0	\$131,846
WERI GUAM HYDROLOGIC SURVEY (UOG)	\$192,309	\$0	\$0	\$192,309
WERI WATER RESOURCE MONITORING PROGRAM (UOG)	\$163,817	\$0	\$0	\$163,817
SOIL & WATER CONSERVATION DISTRICT PROGRAM (UOG)	\$157,720	\$0	\$0	\$157,720
KPRG (PUBLIC RADIO)	\$94,176	\$0	\$0	\$94,176
UOG CAPITAL IMPROVEMENT FUND (§16132, CHAPTER 16 OF TITLE 17 GCA)	\$0	\$0	\$500,000	\$500,000
GUAMPEDIA FOUNDATION (UOG)	\$0	\$0	\$140,000	\$140,000
	\$7,072,362	\$0	\$640,000	\$7,712,362

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
THIRTIETH GUAM LEGISLATURE
2010 (SECOND) REGULAR SESSION

2010 JUN 12 PM 1:53

MM

BILL NO. 439 -30 (COR)

Introduced by:

Committee on Rules, Natural Resources, and Federal, Foreign & Micronesian Affairs

at the request of *I Maga'lahaen Guåhan*, the Governor of Guam, in accordance with the Organic Act of Guam.

AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 CHAPTER 1

3 GENERAL PROVISIONS

4 Section 1. Short Title. This Act *shall* be known as the "*General Appropriations 5 Act of 2011*".
5 *Except* as otherwise provided by this Act, the appropriations made by this 6 Act shall be available to pay
6 for obligations incurred on *or* after October 1, 2010 but *no* 7 *later than* September 30, 2011. *If* any
7 appropriation in this Act is found contrary to 8 federal law, all other portions of this Act *shall* remain
8 valid.

9 Section 2. Estimated Revenues for Fiscal Year 2011. *I Liheslaturan Guåhan*,
10 the Guam Legislature, adopts the following revenue estimates for Fiscal Year 2011 as the 11 basis for
11 the appropriations contained in this Act.

1	I. GENERAL FUND REVENUES	<u>AMOUNT</u>
2	A. TAXES	
3	Income Tax	
4	Corporate	\$131,345,614
5	Individual	\$77,270,035
6	Withholding Taxes, Interest and Penalties	\$228,013,440
7	Provision for Tax Refund	(\$115,387,201)
8	TOTAL INCOME TAXES	\$321,241,888
9	Business Privilege Tax	\$215,297,942
10	Other Taxes	<u>\$4,195,228</u>
11	TOTAL TAXES	\$540,735,058
12	B. FEDERAL SOURCES	\$48,559,907
13	Federal Income Tax Collection (Section 30 Funds);	
14	Immigration Fees	
15	C. USE OF MONEY AND PROPERTY	\$3,362,792
16	D. LICENSES, FEES AND PERMITS	
17	Licenses, Fees and Permits	\$6,842,028
18	Licenses, Fees and Permits (Better Public Service Fund)	(\$572,569)
19	TOTAL LICENSES, FEES AND PERMITS	\$6,269,459
20	E. DEPARTMENT CHARGES	\$1,884,384
21	TOTAL GENERAL FUND REVENUE	\$600,811,600
22	2% GENERAL FUND RESERVE	
23	(Appropriations Cap of 98% of General Fund Revenue;	

1	§22436, Chapter 22 of Title 5 GCA)	(\$14,323,976)
2	TOTAL GENERAL FUND REVENUE	
3	AVAILABLE FOR APPROPRIATION	\$586,487,624
4	II. SPECIAL FUND REVENUES	
5	A. Air Pollution Control Special Fund	\$280,795
6	B. Better Public Service Fund	1,585,109
7	C. Chamorro Land Trust Operations Fund	714,094
8	D. Corrections Revolving Fund	1,366,062
9	E. Customs, Agriculture and Quarantine Inspection	
10	Services Fund	8,770,722
11	F. Enhanced 911 Emergency Reporting System Fund	1,795,979
12	G. Environmental Health Fund	758,871
13	H. Fire, Life and Medical Emergency Fund	53,024
14	I. Guam Contractors License Board Fund	834,097
15	J. Guam Environmental Trust Fund	336,796
16	K. Guam Highway Fund	
17	Guam Highway Fund	20,966,074
18	Guam Highway Fund (Better Public Service Fund)	(1,012,540)
19	Guam Highway Fund (Guam Regional Transit	
20	Authority Fund)	(416,427)
21	Total Guam Highway Fund	19,537,107
22	L. Guam Plant Inspection and Permit Fund	116,119
23	M. Guam Regional Transit Authority Fund	416,427

1	N. Health and Human Services Fund	256,504
2	O. Healthy Futures Fund	11,276,420
3	P. Indirect Cost Fund	1,556,608
4	Q. Land Survey Revolving Fund	3,435,561
5	R. Manpower Development Fund	2,629,666
6	S. Police Services Fund	570,110
7	T. Professional Engineers, Architects and	
8	Land Surveyors Board Fund	244,309
9	U. Public Library Resources Fund	805,876
10	V. Public Recreation Services Fund	212,694
11	W. Safe Streets Fund	236,000
12	X. Solid Waste Operations Fund	6,500,000
13	Y. Street Light Fund	3,563,145
14	Z. Tax Collection Enhancement Fund	818,249
15	AA. Territorial Education Facilities Fund	22,401,128
16	AB. Tourist Attraction Fund	22,943,480
17	AC. Water Protection Fund	85,851
18	AD. Water Research and Development Fund	91,729
19	AE. Youth Tobacco Education and Prevention Fund	<u>191,096</u>
20	TOTAL SPECIAL FUND REVENUE	\$114,383,628
21	III. FEDERAL MATCHING GRANTS-IN-AID REVENUES	
22	Federal Grants-In-Aid Requiring Local Match:	
23	A. Agriculture	\$327,000

1	B. Guam Council on the Arts and Humanities Agency	288,700
2	C. Guam Police	761,100
3	D. Integrated Services for Individuals with Disabilities	2,992,651
4	E. Labor	41,400
5	F. Law	9,900,000
6	G. Military Affairs	1,547,700
7	H. Public Health and Social Services	28,951,935
8	I. University of Guam	<u>2,887,887</u>
9	TOTAL FEDERAL MATCHING GRANTS-IN-	
10	AID REVENUE	\$47,698,373
11	REVENUE SUMMARY:	
12	TOTAL GENERAL FUND REVENUE	\$586,487,624
13	TOTAL SPECIAL FUND REVENUE	\$114,383,628
14	TOTAL FEDERAL MATCHING GRANTS-IN-	
15	AID REVENUE	<u>\$47,698,373</u>
16	GRAND TOTAL	\$748,569,625

17 **Section 3. Debt Service Continuing Appropriation.** The following are
18 continuing appropriations for debt service requirements:

19	A. GENERAL OBLIGATION BONDS, SERIES 1993 A	
20	(For education capital projects; Real Property Taxes pledged;	
21	due FY 2018 as final year; P.L. 29-19 and P.L. 29-21, net	
22	of UOG Bond Payment Obligation \$2,027,384)	\$2,895,261 1/
23	1/ Territorial Education Facilities Fund	
24	B. LIMITED OBLIGATION HIGHWAY REFUNDING	

1	BOND 2001 SERIES A	
2	(P.L. No. 24-70; due FY 2012 as the final year;	
3	source of payment from Liquid Fuel Taxes)	\$6,027,225 2/
4	2/ Guam Highway Fund	
5	C. LIMITED OBLIGATION (SECTION 30) BONDS	
6	SERIES A, 2001 (SECTION 30 FUNDS)	
7	(Water System Revenue Bond; P.L. 26-58, amended	
8	by P.L. 26-59; Section 30 fund pledged; due FY 2012	
9	as final year)	\$9,825,275 3/
10	3/ Section 30 Funds (General Fund)	
11	D. 2002 SHORT TERM FINANCING (SECTION 30 FUNDS)	
12	(Line of Credit; P.L. 26-84 amended by P.L. 26-122	
13	and P.L. 26-130; due FY 2012 as the final year; source	
14	of payment Section 30 Funds)	\$ 1,281,818 4/
15	4/ Section 30 Funds (General Fund)	
16	E. LIMITED OBLIGATION INFRASTRUCTURE	
17	IMPROVEMENT BONDS, 1997 SERIES A (TAF)	
18	(Tumon Redevelopment; payment from the Tourist	
19	Attraction Fund, pursuant to P.L. 24-111)	\$4,778,016 5/
20	5/ Tourist Attraction Fund	
21	F. 2008 SHORT TERM FINANCING	
22	(Line of Credit; P.L. 29-69 amended by P.L. 29-82 &	
23	P.L. 29-87; due FY 2012 as the final year; source of	
24	payment General Fund, secondary Section 30 Funds)	\$ 4,202,213 6/

1	6/ General Fund	
2	G. GENERAL OBLIGATION BONDS, SERIES 2007 A	
3	(Partial refunding of GOB, 1993 Series A, funding capital	
4	projects and certain obligations of the Government of Guam;	
5	due FY 2037 as final year; P.L. 29-19, and P.L. 29-21)	\$ 7,874,700 7/
6	7/ Territorial Education Facilities Fund	
7	H. LIMITED OBLIGATION (SECTION 30) BONDS,	
8	SERIES 2009A	
9	(To finance cost for the new landfill and the closure of Ordot	
10	Dump; P.L. 30-1 amended by P.L. 30-7; Due FY 2035 as final	
11	year)	\$ 7,135,019 8/
12	8/ Section 30 Funds	
13	I. GENERAL OBLIGATION BONDS, 2009 SERIES A	
14	(To finance certain expense affecting General Fund	
15	Deficit; P.L. 29-113 amended by P.L. 30-7; Due FY	
16	2040 as final year)	<u>\$21,534,700</u> 9/
17	9/ General Fund	
18	GRAND TOTAL	\$65,554,227
19		

	General	Special	Federal Fund	Total
	Fund	Fund	Match	
1				
2				
3	E. Veterans Affairs	325,990		325,990
4	F. Civil Service			
5	Commission	604,089		604,089
6	G. Guam Election			
7	Commission	426,980		426,980
8	TOTAL EXECUTIVE			
9	DIRECTION	\$10,346,911	\$877,739	\$1,547,700
10	II. PUBLIC SAFETY			
11	A. Guam Police	28,997,737	570,110 2/	761,100
12	B. Guam Fire	30,032,819	1,642,509 3/	
13	C. Corrections	17,988,200	1,159,662 4/	
14	D. Youth Affairs	4,161,831	347,163 5/	
15	E. Chief Medical			
16	Examiner	402,295		402,295
17	TOTAL PUBLIC			
18	SAFETY	\$81,582,882	\$3,719,444	761,100
19	III. HOMELAND SECURITY			
20	A. Customs and			
21	Quarantine		8,770,722 6/	8,770,722
22	TOTAL HOMELAND			
23	SECURITY	\$	\$8,770,722	\$
24				

	General	Special	Federal Fund	Total
	Fund	Fund	Match	
IV. HEALTH				
A. Integrated Services for Individuals				
with Disabilities	1,325,810	513,881 5/	2,992,651	4,832,342
B. Medical Referral				
Offices	644,458			644,458
C. Mental Health and				
Substance Abuse	10,184,673	2,715,036 5/		12,899,709
D. Public Health and				
Social Services	18,177,727	8,715,715 7/	14,614,535	41,507,977
E. Guam Memorial				
Hospital Authority	12,173,027			12,173,027
TOTAL HEALTH	\$42,505,695	\$11,944,632	\$17,607,186	\$72,057,513
V. EDUCATION				
A. Guam Commission on Education				
Certification	230,698			230,698
B. Guam Community				
College	13,278,499			13,278,499
C. Guam Department				
of Education	168,698,766	13,504,092 8/		182,202,858
D. Guam Public Library	1,517,640			1,517,640

	General	Special	Federal Fund	Total
	Fund	Fund	Match	
3	E. Office of Education			
4	Suruhanu	218,198		218,198
5	F. PBS Guam	619,956		619,956
6	G. University of Guam	27,730,166	2,887,887	30,618,053
7	TOTAL EDUCATION	\$212,293,923	\$13,504,094	\$228,685,902
8	VI. FINANCE AND ADMINISTRATION			
9	A. Administration	8,096,138	438,869 1/	8,535,007
10	TOTAL FINANCE AND			
11	ADMINISTRATION	\$8,096,138	\$438,869	\$8,535,007
12	VII. NATURAL RESOURCES			
13	A. Agriculture	2,731,310	116,119 9/	3,174,429
14	B. Chamorro Land Trust			
15	Commission		714,094 10/	714,094
16	C. Guam Environmental			
17	Protection Agency		795,171 11/	795,171
18	D. Land Management		3,435,561 12/	3,435,561
19	E. Ancestral Lands			
20	Commission	238,141		238,141
21	F. Parks and Recreation	3,945,419	1,025,913 13/	4,971,332
22	TOTAL NATURAL			
23	RESOURCES	\$6,914,870	\$6,086,858	\$327,000
				\$13,328,728

	General	Special	Federal Fund	Total
	Fund	Fund	Match	
VIII. LABOR				
A. Contractor's License				
Board		630,202 14/		630,202
B. Licensing and Professional				
Labor Regulations				
(PALS, etc.)		244,309 15/		244,309
C. Labor	1,202,358	788,900 16/	41,400	2,032,658
TOTAL LABOR	\$1,202,358	\$1,663,411	\$41,400	\$2,907,169
IX. TOURISM AND CULTURE				
A. Cultural Heritage and the Arts (Chamorro				
Affairs, etc.)	1,145,690			1,145,690
B. Guam Council on the Arts and Humanities				
Agency	288,700	50,000 17/	288,700	627,400
TOTAL TOURISM AND				
CULTURE	\$1,434,390	\$ 50,000	\$288,700	\$1,773,090
X. TRANSPORTATION				
A. Public Works	10,129,331	14,947,986 18/		25,077,317
B. Guam Regional Transit				
Authority	1,259,868	3,187,430 19/		4,447,298
TOTAL				
TRANSPORTATION	\$11,389,199	\$18,135,416	\$	\$29,524,615

1		General	Special	Federal Fund	Total
2		Fund	Fund	Match	
3	XI. REVENUE AND TAXATION				
4	A. Revenue & Taxation	9,665,360	2,403,358	20/	12,068,718
5	TOTAL REVENUE AND				
6	TAXATION	\$9,665,360	\$2,403,358	\$	\$12,068,718
7	GRAND TOTAL	\$385,431,726	\$67,594,541	\$23,460,973	\$476,487,240
8	<u>NOTES:</u>				
9	1/	Indirect Cost Fund			
10	2/	Police Services Fund			
11	3/	Enhanced 911 Emergency Reporting System Fund (\$1,589,485) and Fire, Life and			
12		Medical Emergency Fund (\$53,024)			
13	4/	Corrections Revolving Fund (\$1,063,662) and Safe Streets Fund (\$96,000)			
14	5/	Healthy Futures Fund			
15	6/	Customs, Agriculture and Quarantine Inspection Services Fund			
16	7/	Environmental Health Fund (\$758,871); Healthy Futures Fund (\$7,700,340); and			
17		Health and Human Services Fund (\$256,504)			
18	8/	Public Library Resources Fund (\$805,876); Territorial Education Facilities Fund			
19		(\$11,631,167); and Tourist Attraction Fund (\$1,067,049)			
20	9/	Guam Plant Inspection and Permit Fund			
21	10/	Chamorro Land Trust Operations Fund			
22	11/	Air Pollution Control Special Fund (\$280,795); Guam Environmental Trust Fund			
23		(\$336,796); Water Protection Fund (\$85,851); and Water Research & Development			
24		Fund (\$91,729)			
25	12/	Land Survey Revolving Fund			

- 1 **13/ Public Recreation Services Fund (\$212,694); and Tourist Attraction Fund (\$813,219)**
- 2 **14/ Guam Contractors License Board Fund**
- 3 **15/ Professional Engineers, Architects and Land Surveyors Board Fund**
- 4 **16/ Manpower Development Fund**
- 5 **17/ Tourist Attraction Fund**
- 6 **18/ Guam Highway Fund (\$8,447,986) and Solid Waste Operations Fund (\$6,500,000)**
- 7 **19/ Guam Highway Fund (\$2,771,003) and Guam Regional Transit Authority Fund**
- 8 **(\$416,427)**
- 9 **20/ Better Public Service Fund (\$1,585,109) and Tax Collection Enhancement Fund**
- 10 **(\$818,249)**

1 **Section 2. Appropriation for Aquaculture Development and Training**
2 **Center.** The sum of One Hundred Thirty One Thousand Eight Hundred Forty Six
3 Dollars (**\$131,846**) is appropriated from the General Fund to the University of Guam for
4 Fiscal Year 2011 for the *sole* purpose of funding the continued operations of the
5 Aquaculture Development and Training Center. Said funds *shall* not be transferred or
6 used for any other purpose.

7 **Section 3. Appropriation for WERI’s Guam Hydrologic Survey.** The sum
8 of One Hundred Ninety Two Thousand Three Hundred Nine Dollars (**\$192,309**) is
9 appropriated from the General Fund to the University of Guam for Fiscal Year 2011 for
10 the sole purpose of funding the Guam Hydrologic Survey (GHS) administered by the
11 Water and Environmental Research Institute of the Western Pacific (WERI). WERI *shall*
12 continue to administer the GHS for those purposes previously established by Guam law.
13 Such funds shall *not* be transferred *or* used for any other purpose.

14 **Section 4. Appropriation for WERI’s Comprehensive Water Resource**
15 **Monitoring Program.** The sum of One Hundred Sixty Three Thousand Eight Hundred
16 Seventeen Dollars (**\$163,817**) is appropriated from the General Fund to the University of
17 Guam for Fiscal Year 2011 to fund the Water and Environmental Research Institute of
18 the Western Pacific (WERI). Such funds *shall* be used for the *sole* purpose of matching
19 the Federal funding for the Comprehensive Water Resource Monitoring Program. WERI
20 *shall* continue to administer the Comprehensive Water Resource Monitoring Program for
21 those purposes previously established by Guam law. Such funds shall *not* be transferred
22 *or* used for any other purpose.

1 **Section 5. University of Guam for the Northern and Southern Soil and**
2 **Water Conservation District (SWCD) Program.** The sum of One Hundred Fifty
3 Seven Thousand Seven Hundred Twenty Dollars (**\$157,720**) is appropriated from the
4 General Fund to the University of Guam for operations and activities of the Northern and
5 Southern Soil and Water Conservation District (SWCD) Program for Fiscal Year 2011
6 and *shall* be equally divided between the Northern and Southern Soil Conservation
7 Districts. Expenditures from this appropriation *shall* be made upon the approval of the
8 District Directors, with the consent of the SWCD Board and *shall not* require further
9 approval by the University of Guam *or* any other government entity. This appropriation
10 is *not* subject to transfer *or* use for any other purpose.

11 **Section 6. University of Guam for KPRG (Public Radio).** The sum of
12 Ninety Four Thousand One Hundred Seventy Six Dollars (**\$94,176**) is appropriated from
13 the General Fund to the University of Guam for the KPRG (Public Radio) Fiscal Year
14 2011 operations. The President of the University of Guam *shall* disburse the funds to
15 KPRG. *No later than* thirty (30) days after the close of each fiscal quarter of FY 2011,
16 the General Manager of KPRG *shall* submit to the President of the University of Guam,
17 and post on KPRG's website, all reports mandated by this Act.

18 **Section 7. University of Guam for the Guampedia Foundation.** The sum
19 of One Hundred Forty Thousand Dollars (**\$140,000**) is appropriated from the Tourist
20 Attraction Fund to the University of Guam for the operations of the Guampedia
21 Foundation. Notwithstanding the general provisions of §30107.1 of Title 11, Guam Code
22 Annotated, and this Act, this appropriation *shall* continue to be available until expended.

1 **Section 8. Guam Community College LPN and Vocational Guidance**
2 **Programs.** The sum of Six Hundred Forty Four Thousand Two Hundred Nine Dollars
3 **(\$644,209)** is appropriated from the General Fund to the Guam Community College for
4 Fiscal Year 2011 to support the operations of the Licensed Practical Nursing Program
5 and Vocational Guidance Program.

6 **Section 9. Guam Community College Lodging Management**
7 **Program/ProStart Program.** The sum of Twenty Four Thousand One Hundred Fifty
8 Four Dollars **(\$24,154)** is appropriated from the Tourist Attraction Fund to the Guam
9 Community College for Fiscal Year 2011 for the Lodging Management Program/ProStart
10 Program. Unexpended funds appropriated for the Guam Community College Lodging
11 Management Program/ProStart Program *shall* not lapse and *shall* remain available for use
12 in succeeding fiscal years until all said sums are expended.

13 **Section 10. Guam Community College Apprenticeship Program.** The sum
14 of One Million Eight Hundred Forty Thousand Seven Hundred Sixty Six Dollars
15 **(\$1,840,766)** is appropriated from the Manpower Development Fund to the Guam
16 Community College for the Guam Community College Apprenticeship Program for
17 Fiscal Year 2011. In addition to the authorization continued in §7120 of Chapter 7, Title
18 22, Guam Code Annotated, this appropriation herein shall be available and authorized to
19 be used by the Guam Community College to fund the operations of other programs at the
20 College, as approved by the Board and Administration of the College.

21 **Section 11. Department of Education Operations Fund Appropriation.**
22 Pursuant to §§52101 and 52102 of Chapter 52, Division 2 of Title 11 Guam Code
23 Annotated, the sum of One Hundred Sixty Eight Million Six Hundred Ninety Eight

1 Thousand Seven Hundred Sixty Six Dollars (**\$168,698,766**) is appropriated from the
2 General Fund, and the sum of Thirteen Million Five Hundred Four Thousand Ninety Two
3 Dollars (**\$13,504,092**) is appropriated from Special Funds as follows: the sum of Eight
4 Hundred Five Thousand Eight Hundred Seventy Six Dollars (**\$805,876**) is appropriated
5 from the Public Library Resources Fund; the sum of Eleven Million Six Hundred Thirty
6 One Thousand One Hundred Sixty Seven Dollars (**\$11,631,167**) is appropriated from the
7 Territorial Education Facilities Fund; and the sum of One Million Sixty Seven Thousand
8 Forty Nine Dollars (**\$1,067,049**) is appropriated from the Tourist Attraction Fund as
9 noted in Chapter II, Section 1, Part V (C) of this Act, are appropriated to the Department
10 of Education Operations Fund for Fiscal Year 2011. This appropriation shall be
11 expended in accordance with the cash disbursement schedules required by §52101(b).

12 **Section 12. Interscholastic Sports Fund.** (a) For Fiscal Year 2011, the sum
13 of Five Hundred Thousand Dollars (**\$500,000**) is appropriated from the General Fund to
14 the Interscholastic Sports Fund administered by the Guam Department of Education to be
15 expended pursuant to §7108, Title 17, Guam Code Annotated. Appropriations made
16 herein *shall* be available to fund the Outrigger Canoe, Rugby, and other sports programs,
17 to include the payment of head coaches, assistant coaches, league fees and other expenses
18 normally associated with a sport interscholastic program. (b) For Fiscal Year 2011, the
19 sum of Ninety Two Thousand (**\$92,000**) is appropriated from the General Fund to the
20 Interscholastic Sports Fund administered by the Guam Department of Education for
21 busing services for interscholastic sports programs.

22 **Section 13. Health and Physical Education Activities.** For Fiscal Year 2011,
23 the sum of Two Hundred Fifty Thousand Dollars (**\$250,000**) is appropriated from the

1 General Fund to the Guam Department of Education for Health and Physical Education
2 programs, intramural sports, and similar activities.

3 **Section 14. Summer School.** From the Summer School Fund established
4 pursuant to §6119 of Article 1 of Chapter 6 of Division 1 of Title 17 Guam Code
5 Annotated, such sums as are necessary to fund the operations of the 2011 Summer School
6 Program are appropriated to the Guam Department of Education. The Superintendent of
7 Education *shall* submit a detailed report to *I Maga'lahaen Guåhan* and the Speaker of *I*
8 *Liheslaturan Guåhan* regarding the receipt and expenditure of said funds *no later than*
9 thirty (30) days after the close of summer school and post the same on the Guam
10 Department of Education website. Such report *shall* include the following:

- 11 (1) total revenues received, including identification of each revenue source;
- 12 (2) total expenditures and encumbrance by object classification and by school;
- 13 and
- 14 (3) the fund balance.

15 **Section 15. Medically Indigent Program (MIP).** The sum of Fifteen Million
16 Eight Hundred Twenty Two Thousand Nine Hundred Seven Dollars (**\$15,822,907**) is
17 appropriated from the General Fund for Fiscal Year 2011 to the Medically Indigent
18 Program Payment Revolving Fund (MIPPR) for the Medically Indigent Program (MIP).

19 **Section 16. Medicaid Program.** The sum of Fifteen Million Four Hundred
20 Fifty Four Thousand Six Hundred Forty Five Dollars (**\$15,454,645**) is appropriated from
21 the General Fund to the Department of Public Health and Social Services for Fiscal Year
22 2011 for the local match requirement of the Medicaid Program and Fourteen Million
23 Three Hundred Thirty Seven Thousand Four Hundred Dollars (**\$14,337,400**) is

1 authorized from Federal Matching Grants-In-Aid to the Department of Public Health and
2 Social Services for Medicaid Program for Fiscal Year 2011.

3 **Section 17. DMHSA – Detoxification & Rehabilitation Services.** The sum
4 of Eight Hundred Eighty Three Thousand Two Hundred Dollars (**\$883,200**) is
5 appropriated from the General Fund to the Department of Mental Health and Substance
6 Abuse for Fiscal Year 2011 for outsourcing of drug and alcohol detoxification,
7 rehabilitation, and prevention services, *provided* that the expenditure of such funds shall
8 comply with Title 48 USC §1421b(p).

9 **Section 18. DMHSA – Youth Tobacco Education and Prevention Fund.**
10 The sum of One Hundred Ninety One Thousand Ninety Six Dollars (**\$191,096**) is
11 appropriated from the interest earned on the Youth Tobacco Education and Prevention
12 Fund to the Department of Mental Health and Substance Abuse to be used pursuant to
13 §6505 of Chapter 6, Division 1 of Title 11 of the Guam Code Annotated for Fiscal Year
14 2011.

15 **Section 19. DMHSA – Amended Comprehensive Implementation Plan**
16 **(ACIP).** The sum of Five Million Dollars (**\$5,000,000**) is appropriated from the General
17 Fund to the Department of Mental Health and Substance Abuse in order to comply with
18 the Court-Ordered Amended Comprehensive Implementation Plan (Permanent
19 Injunction) for Fiscal Year 2011.

20 **Section 20. Guam Memorial Hospital Authority Pharmaceuticals Fund**
21 **Appropriation.** Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11
22 Guam Code Annotated, the sum of Twelve Million One Hundred Seventy Three
23 Thousand Twenty Seven Dollars (**\$12,173,027**) as appropriated from the General Fund in

1 Chapter II, Section 1, Part IV (E) of this Act is appropriated to the Guam Memorial
2 Hospital Authority Pharmaceuticals Fund for Fiscal Year 2011.

3 **Section 21. Appropriations to Retirees' for Supplemental Annuity**
4 **Benefits and for Other Costs.**

5 (a) The sum of Eleven Million Three Hundred Seventy Five Thousand Dollars
6 (\$11,375,000) is appropriated from the General Fund to the Supplemental Annuity
7 Benefits Special Fund for Fiscal Year 2011 for direct payments to government of Guam
8 retirees who retired *prior* to October 1, 1995, or their survivors, for the continuing
9 payment of Four Thousand Two Hundred Thirty Eight Dollars (\$4,238) per year in
10 supplemental annuity benefits, consisting of the sums of One Thousand Two Hundred
11 Dollars (\$1,200), One Thousand Five Hundred Dollars (\$1,500), Seven Hundred Dollars
12 (\$700), and Eight Hundred Thirty Eight Dollars (\$838) in annual benefits authorized by
13 various General Appropriation Acts.

14 (b) No retiree who is eligible for Retiree Supplemental Annuity Benefits
15 provided for in Subsection (a) hereof *shall* receive said Benefits *if* his annual retirement
16 annuity, *excluding* survivor benefits and excluding the Supplemental benefits authorized
17 herein, is *greater than* Forty Thousand Dollars (\$40,000). No retiree who is eligible for
18 Retiree Supplemental Annuity Benefits *shall* receive *more than* the sum of Forty
19 Thousand Dollars (\$40,000) in combined retirement annuities and Supplemental Annuity
20 Benefits in any one Fiscal Year.

21 (c) The Director of Administration *shall* disburse to the retirees *or* their
22 survivors, the supplemental annuity benefits provided for in Subsection (a) of this

1 Section. The Government of Guam Retirement Fund *shall* provide the Director of
2 Administration with the information he needs to effect disbursement.

3 (d) Funds held in the Supplemental Annuity Benefits Special Fund *shall not* be
4 commingled with the General Fund *or* any other fund, *shall* be held in a separate bank
5 account that *shall* continue to be administered by the Director of Administration and *shall*
6 *not* be subject to *I Maga'lahaen Guåhan's* transfer authority.

7 (e) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat
8 International Airport Authority, the Guam Economic Development Authority, the Guam
9 Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon
10 Guerrero Commercial Port, the Guam Waterworks Authority and the Guam Visitors
11 Bureau *shall* remit to the Department of Administration an amount equal to the number
12 of retirees eligible pursuant to subsection (a) hereof who have retired from that entity
13 multiplied by Four Thousand Two Hundred Thirty Eight Dollars (\$4,238). Said
14 remittances *shall* be paid in two (2) equal installments on *or* before October 10, 2010,
15 and April 15, 2011, respectively. Said remittances *shall not* be subject to *I Maga'lahaen*
16 *Guåhan's* transfer authority.

17 (f) The sum of Nineteen Million Five Hundred Thousand Dollars (\$19,500,000)
18 is appropriated from the General Fund to the Government of Guam Retirement Fund to
19 pay the following two (2) items for current retirees for Fiscal Year 2011:

20 (1) Retiree group health, dental and life insurance premiums (to
21 continue existing programs currently contained in the semi-
22 monthly payments); and

1 (j) For Fiscal Year 2011, the sum of Four Hundred Fifty Eight Thousand Four
2 Hundred Forty Eight Dollars (**\$458,448**) is appropriated from the General Fund to the
3 Government of Guam Retirement Fund for retirement annuities for former judges and
4 justices of the Superior Court and Supreme Court of Guam.

5 (k) The Government of Guam Retirement Fund Board of Trustees *shall* enact
6 and, *if necessary*, amend administrative regulations that establish procedures to ensure the
7 proper submission, receipt and accounting of all sums remitted pursuant to Subsections
8 (e) and (g) hereof.

9 **Section 22. Survivor Supplemental Annuity Additions.** Title 4 GCA
10 §8135(d)(6) is *amended* to read:

11 “(6) the prospective payment of supplemental benefits for the period of
12 [~~October 1, 2009, through September 30, 2010~~] October 1, 2010, through
13 September 30, 2011, for survivors of those employees who retired *prior* to
14 October 1, 1995, to be paid in the following manner:

15 (i) Four Thousand Two Hundred Thirty-eight Dollars (\$4,238.00) in
16 Retiree Supplemental Annuity Benefits, known as the sum of One
17 Thousand Two Hundred Dollars (\$1,200.00), One Thousand five
18 Hundred Dollars (\$1,500.00), Seven Hundred Dollars (\$700.00),
19 and Eight Hundred Thirty-eight Dollars (\$838.00) in annual
20 benefits formerly contained in various General Appropriation Acts.

21 (ii) *No* person eligible for Retiree Supplemental Annuity Benefits
22 provided for in this Section *shall* receive such benefits *if* his
23 regular annual retirement annuity *exclusive* of the supplemental

1 amounts authorized hereby exceeds Forty Thousand Dollars
2 (\$40,000.00). No persons eligible for Retiree Supplemental
3 Annuity Benefits *shall* receive more than the sum of Forty
4 Thousand Dollars (\$40,000.00) in combined retirement annuities
5 and supplemental retirement annuities.”

6 **Section 23. Disability Supplemental Annuity Additions.** Title 4 GCA
7 §8129(g) is *amended* to read:

8 “(g) Any disability retirement annuitant who commenced receiving a
9 disability retirement annuity *prior* to October 1, 1995, and who is entitled to
10 disability retirement benefits under this Chapter *shall* receive, during the period
11 commencing on [~~October 1, 2009, and ending on September 30, 2010~~] October 1,
12 2010, and ending on September 30, 2011, prospective non-cumulative
13 supplemental annuity benefits as follows:

14 (1) Four Thousand Two Hundred Thirty-eight Dollars
15 (\$4,238.00) in Retiree Supplemental Annuity Benefits,
16 known as the sum of One Thousand Two Hundred Dollars
17 (\$1,200.00), One Thousand Five Hundred Dollars
18 (\$1,500.00), Seven Hundred Dollars (\$700.00), and Eight
19 Hundred Thirty-eight Dollars (\$838.00) in *annual* benefits
20 formerly contained in various General Appropriation Acts.

21 (2) *No* persons eligible for Retiree Supplemental Annuity
22 Benefits provided for in Paragraph (g) of this Section *shall*
23 receive such benefit *if* their regular annual retirement

1 annuity, *excluding* survivor benefits, *prior* to the
2 supplemental amounts herein exceeds Forty Thousand
3 Dollars (\$40,000.00). No persons eligible for Retiree
4 Supplemental Annuity Benefits shall receive more than the
5 sum of Forty Thousand Dollars (\$40,000.00) in combined
6 retirement annuities and supplemental retirement
7 annuities.”

8 **Section 24. Retirees Supplemental Annuity Additions.** Title 4 GCA
9 §8122(d)(6), is hereby *amended* to read as follows:

10 “(6) Any retirement annuitant who commenced receiving a retirement
11 annuity *prior* to October 1, 1995, and who is entitled to retirement benefits under
12 this Chapter, shall receive, during the period commencing on [~~October 1, 2009,~~
13 ~~and ending on September 30, 2010~~] October 1, 2010, and ending on September
14 30, 2011, prospective, non-cumulative supplemental annuity benefits as follows:

15 (i) Four Thousand Two Hundred Thirty-eight Dollars
16 (\$4,238.00) in Retiree Supplemental Annuity Benefits, known as
17 the sum of One Thousand Two Hundred Dollars (\$1,200.00), One
18 Thousand Five Hundred Dollars (\$1,500.00), Seven Hundred
19 Dollars (\$700.00), and Eight Hundred Thirty-eight Dollars
20 (\$838.00) in annual benefits formerly contained in various General
21 Appropriation Acts.

22 (ii) *No* retiree who is eligible for Retiree Supplemental Annuity
23 Benefits provided for in this Section *shall* receive such benefit *if*

1 his regular annual retirement annuity, excluding the supplemental
2 amounts authorized herein and survivor benefits, exceeds Forty
3 Thousand Dollars (\$40,000.00). A retiree who is eligible for
4 Retiree Supplemental Annuity Benefits shall receive no more than
5 Forty Thousand Dollars (\$40,000.00) in combined retirement
6 annuities and supplemental retirement annuities.”

7 **Section 25. Appropriation for Cost of Living Allowance (COLA).** (a) *I*
8 *Maga'lahaen Guåhan* shall provide, by a single lump sum payment, a “Cost of Living
9 Allowance” (COLA) of One Thousand One Hundred Dollars (\$1,100) to each retiree of
10 the Government of Guam Retirement Fund who is retired as of September 30, 2010, or
11 his survivor. The sum of Six Million Seven Hundred Seventy Thousand Five Hundred
12 Dollars (**\$6,770,500**) is appropriated from the General Fund to the Department of
13 Administration to pay said Cost of Living Allowance (COLA).

14 (b) The Guam Power Authority, A. B. Won Pat International Airport Authority,
15 the Guam Economic Development Authority, the Guam Housing Corporation, the
16 Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the
17 Guam Waterworks Authority and the Guam Visitors Bureau *shall* pay a “Cost of Living
18 Allowance” (COLA) in a single payment of One Thousand One Hundred Dollars
19 (\$1,100) to every Government of Guam Retirement Fund retiree who retired from each
20 respective aforementioned agency as of September 30, 2010 or his survivor.

21 (c) Each agency mentioned in subsection (b) *shall* reimburse the General
22 Fund for any COLAs paid by the Fund in Fiscal Year 2011 to retirees who have retired
23 from that agency and their survivors.

1 **Section 26. Northern Satellite Court.** The sum of Seven Hundred Forty
2 Eight Thousand Two Hundred Seventy Seven Dollars (**\$748,277**) is appropriated from
3 the General Fund to the Unified Judiciary for the operations of the Northern Satellite
4 Court in Fiscal Year 2011.

5 **Section 27. Court-Appointed Attorney Fees.** The sum of Eight Hundred
6 Thousand Dollars (**\$800,000**) is appropriated from the General Fund for Fiscal Year 2011
7 to the Unified Judiciary, for the *sole* purpose of paying court-appointed attorney fees
8 arising from the defense of indigent peoples. Said funds *shall* be deposited into the
9 Judicial Client Services Fund account, as created by Title 7, Guam Code Annotated,
10 Division 1, Chapter 9.6, and *shall not* be subject to any transfer authority. Any
11 unexpended funds appropriated herein *shall* be reverted to the General Fund at the end of
12 Fiscal Year 2011.

13 **Section 28. Adult and Juvenile Drug Courts.** The sum of Six Hundred Fifty
14 Six Thousand Five Hundred Sixty Two Dollars (**\$656,562**) is appropriated from the
15 General Fund to the Unified Judiciary for the operations of the Adult and Juvenile Drug
16 Courts for Fiscal Year 2011.

17 **Section 29. Family Visitation Center.** The sum of One Hundred Forty
18 Thousand Dollars (**\$140,000**) is appropriated from the Safe Streets Fund, for Fiscal Year
19 2011, to the Unified Judiciary to pay for contractual services for the operation of the
20 Family Visitation Center, *provided*, that the Judiciary must comply with §18125 (c) and
21 (d), Title 16, Guam Code Annotated, and §9211 (b), Title 7, Guam Code Annotated.

22 **Section 30. Public Streetlights Appropriations.** The sum of Three Million
23 Five Hundred Sixty Three Thousand One Hundred Forty Five Dollars (**\$3,563,145**) is

1 appropriated from the Street Light Fund and the sum of One Million Seven Hundred
2 Seventy Two Thousand Eight Hundred Ninety Three Dollars (\$1,772,893) is
3 appropriated from the Guam Highway Fund to the Department of Public Works to pay to
4 the Guam Power Authority for the operation of public streetlights in Fiscal Year 2011.

5 **Section 31. Support of Child in Custody (Title 19 GCA §5116).** The sum
6 of Six Hundred Eighty Four Thousand One Hundred Seventy Dollars (\$684,170) is
7 appropriated from the General Fund for Fiscal Year 2011 to the Department of
8 Administration for the *sole* purpose of paying orders of the court pursuant to §5116, Title
9 19, Guam Code Annotated.

10 **Section 32. Residential Treatment Fund.** The sum of One Million Five
11 Hundred Twenty Seven Thousand Four Hundred Ninety Seven Dollars (\$1,527,497) is
12 appropriated from the General Fund to the Department of Administration (DOA) in
13 Fiscal Year 2011 to pay the expenses of persons under the jurisdiction of the Superior
14 Court of Guam who require residential care because of physical, mental *or* emotional
15 disabilities *or* severe emotional disturbances. All such persons and their escorts referred
16 off Guam for treatment and care *shall* submit to the Director of Administration
17 appropriate documentation to justify and receive reimbursement of their travel expenses.
18 The Director of Administration *shall* submit reports to *I Maga'lahren Guåhan* and the
19 Speaker of *I Liheslaturan Guåhan* describing all expenditures made pursuant to this
20 appropriation *no later than* thirty (30) days after the end of each quarter of Fiscal Year
21 2011 and post the same on the DOA website.

22 **Section 33. Government Claims Fund.** The sum of One Hundred Thousand
23 Dollars (\$100,000) is appropriated from the General Fund to the Department of

1 Administration for the Government Claims Fund for payment of approved government
2 claims in Fiscal Year 2011. The Director of Administration shall, *no later than* thirty
3 (30) days after the close of each quarter of Fiscal Year 2011, submit to the Speaker of *I*
4 *Liheslaturan Guåhan* a report describing expenditures made pursuant to this
5 appropriation, and post the same on the Department's website.

6 **Section 34. Government of Guam's Single Audit Reports Appropriations.**

7 (a) The sum of Three Hundred Seventy Seven Thousand Dollars (**\$377,000**) is
8 appropriated from the General Fund to the Department of Administration for the Fiscal
9 Year 2010 Audit of the Government of Guam's General Purpose Financial Statement and
10 the Single Audit Report. The Public Auditor *shall* administer said funds and *shall*
11 oversee the annual audit.

12 (b) The sum of Eighteen Thousand Dollars (**\$18,000**) is appropriated from the
13 Tourist Attraction Fund to the Department of Administration for the Fiscal Year 2010
14 Audit of the Government of Guam's Tourist Attraction Fund Financial Statement and
15 Single Audit Report. The Public Auditor *shall* administer said funds and *shall* oversee
16 the annual audit.

17 (c) The sum of Eighteen Thousand Dollars (**\$18,000**) is appropriated from the
18 Guam Highway Fund to the Department of Administration for the Fiscal Year 2010
19 Audit of the Government of Guam's Highway Fund Financial Statement and Single
20 Audit Report. The Public Auditor *shall* administer said funds and *shall* oversee the
21 annual audit.

22 **Section 35. Appropriations to Expend Indirect Cost Fees Collected for**
23 **Fiscal Year 2011 for Training and Continuing Education.**

1 **(a)** The sum of Sixty Thousand Dollars **(\$60,000)** is appropriated from the
2 Indirect Cost Fund to the Department of Administration for training and continuing
3 education of persons employed as government accountants, and in related positions for
4 Fiscal Year 2011. Of the amount appropriated in this Subsection, the amount of Twenty
5 Thousand Dollars **(\$20,000)** shall be used for the Department of Administration's
6 Division of Training and Development for its training equipment and training facilities.

7 **(b)** The sum of Sixty Thousand Dollars **(\$60,000)** is appropriated from the
8 Indirect Cost Fund to the Bureau of Budget and Management Research for training and
9 continuing education of persons employed as budget and management analysts, and in
10 related positions for Fiscal Year 2011.

11 **(c)** The sum of Sixty Thousand Dollars **(\$60,000)** is appropriated from the
12 Indirect Cost Fund to the Guam State Clearinghouse for training and continuing
13 education of persons employed at the Guam State Clearinghouse and to conduct other
14 related training government-wide for Fiscal Year 2011.

15 **(d)** The sum of Sixty Thousand Dollars **(\$60,000)** is appropriated from the
16 Indirect Cost Fund to the Office of Public Accountability for training and continuing
17 education of persons employed as government auditors, and in related positions for Fiscal
18 Year 2011.

19 **Section 36. Youth Program Appropriation.** The sum of Three Hundred
20 Seventy One Thousand Six Hundred Seventy Seven Dollars **(\$371,677)** is appropriated
21 from the General Fund for Fiscal Year 2011 to the Department of Youth Affairs (DYA)
22 to fund programs contracted out to non-governmental organizations for youths who are
23 runaways, homeless, *or* victims of abuse.

1 **Section 37. Appropriation to the Worker's Compensation Fund.** The sum
2 of Seven Hundred Ninety Eight Thousand Five Hundred Ninety Three Dollars
3 **(\$798,593)** is appropriated from the General Fund to the Department of Labor for the
4 Worker's Compensation Fund for Fiscal Year 2011 for Worker's Compensation
5 payments pursuant to §9144, Title 22, Guam Code Annotated, including obligations
6 incurred in past years and in the future. Said appropriation may be used to pay for
7 medical, surgical, and other treatment; nurses; hospital services; medical travel and per
8 diem costs; medicine; crutches; and equipment required by a claimant for such period as
9 his injury and the recovery there from may require. Said appropriation *shall not* be
10 expended for disability compensation payments for FTE's funded by this Act. The
11 Director of Labor may use *no more than* Forty Thousand Dollars (\$40,000) from said
12 appropriation to pay for legal services for Worker's Compensation hearings.

13 **Section 38. Guam Territorial Band.** The sum of Fifty Thousand Dollars
14 **(\$50,000)** of the Special Fund appropriation contained in Chapter II, Section 1, Part IX
15 (B) of this Act *shall* be used to fund the operations of the Guam Territorial Band in Fiscal
16 Year 2011.

17 **Section 39. Appropriation for Prior Years Cost and Current**
18 **Requirements of Care and Custody for Prisoners Confined in Federal Facilities.**

19 **(a)** In an effort to assist the government of Guam in reducing the outstanding
20 amount owed to the Department of Justice Bureau of Prisons which has been referred to
21 the Department of Treasury for collection, the sum of Two Million Six Hundred Ninety
22 Seven Thousand Six Hundred Dollars **(\$2,697,600)** is appropriated from the General
23 Fund and the sum of Three Hundred Two Thousand Four Hundred Dollars **(\$302,400)** is

1 appropriated from the Corrections Revolving Fund to the Department of Corrections for
2 Fiscal Year 2011 to provide for a monthly payment of Two Hundred Fifty Thousand
3 Dollars (**\$250,000**) for prior years cost of care and custody for Department of Correction
4 prisoners confined in federal facilities owed to the Department of Justice Bureau of
5 Prisons and referred to the Department of Treasury for collection.

6 (b) The sum of Seven Hundred Thousand Dollars (**\$700,000**) is appropriated
7 from the General Fund to the Department of Corrections for payment to the Department
8 of Justice Bureau of Prisons for costs associated with the care and custody of Department
9 of Correction prisoners confined in federal facilities for Fiscal Year 2011.

10 **Section 40. E911 Dispatchers & Administrator Positions.** The sum of Two
11 Hundred Six Thousand Four Hundred Ninety Four Dollars (**\$206,494**) is appropriated
12 from the Enhanced 911 Emergency Reporting System Fund to the Guam Fire Department
13 for Fiscal Year 2011 to fund positions of E911 Dispatchers and a E911 Administrator
14 critical to the operations of the Emergency “911” telephone communication system.

15 **Section 41. Guam Fire Department Firefighter Recruit Cycle.** The sum of
16 Six Hundred Thousand Dollars (**\$600,000**) is appropriated from the General Fund to the
17 Guam Fire Department to conduct a Firefighter Recruit Cycle in Fiscal Year 2011.

18 **Section 42. Streets Maintenance and Beautification.** The sum of One
19 Million Thirty Six Thousand Twenty Six Dollars (**\$1,036,026**) is appropriated from the
20 Tourist Attraction Fund to the Mayors Council of Guam for Fiscal Year 2011 for the
21 maintenance and beautification of village secondary and tertiary roads, and for the
22 operations of Mayors’ offices, but *not* for personnel costs. Said funds *shall not* be subject

1 to any transfer authority of *I Maga'lahaen Guåhan* and *shall* be divided among the Village
2 Mayors as follows:

3 (a) Each Mayor *shall* receive the sum of Twenty Thousand Dollars (**\$20,000**);
4 and

5 (b) The remaining balance of the fund *shall* be distributed to each Mayor *pro rata*
6 based on the total road mileage in his village as a percentage of Guam's total
7 road mileage in the 2006 Guam Roads Pavement Inventory of the Department
8 of Public Works.

9 **Section 43. Island-wide Village Beautification Projects.** The sum of Four
10 Hundred Seventy Thousand Nine Hundred Twenty One Dollars Dollars (**\$470,921**) is
11 appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Island-
12 wide Village Beautification Projects to include:

13 (a) The maintenance and repair of the village's recreational facilities under the
14 jurisdiction of the Mayor; (b) the maintenance and repair of each village's
15 main roads; and (c) the planting and maintenance of each village's official
16 flower and other flowering plants, shrubs and trees adjacent to the village's
17 main roads, public restrooms and recreational facilities. A Mayor may
18 contract with a private entity to provide the services authorized by this Section
19 subject to the Guam Procurement Law, Chapter 5, Title 5, Guam Code
20 Annotated.

21 **Section 44. Guam Police Department Police Officer Trainee Cycle.** The
22 sum of Six Hundred Thousand Dollars (**\$600,000**) is appropriated from the General Fund

1 to the Guam Police Department to conduct a Police Officer Trainee Cycle in Fiscal Year
2 2011.

3 **Section 45. Implementation of the Government-wide Position**
4 **Classification, Compensation & Benefits Study.** (a) The sum of Thirteen Million
5 Nine Hundred Four Thousand Four Hundred Forty Dollars (**\$13,904,440**) is appropriated
6 from the General Fund to the Department of Administration for the purpose of
7 implementing the salary adjustments in Fiscal Year 2011 as recommended by the
8 comprehensive Government-wide Position, Classification, Compensation and Benefits
9 Study Plan, conducted by the Hay Group, Inc. pursuant to Section 13 of Public Law No.
10 29-52 and the Governor's Executive Order No. 2006-21. (b) All General Fund revenues
11 collected above the General Fund revenues adopted in this Act is hereby appropriated
12 from the General Fund to the Department of Administration for additional salary
13 adjustments as can be covered towards the goal of full implementation of the
14 Government-wide Position, Classification, Compensation and Benefits Study Plan.

1 need arises. Retired corrections officers hired under this Section may receive their
2 retirement annuity while employed on this temporary basis. Officers may *only* be hired
3 under this section only to fill positions left vacant because of military activation of
4 corrections officers filling those positions and *shall* be terminated when the incumbent
5 returns from military service. Retired officers may be hired *only* in the ranks of
6 Corrections Officers Supervisor I, at Step I only, and *shall not* receive sick and annual
7 leave. Officers hired under this section *shall* meet requirements for the position in
8 question *except* for written examinations and the Director of Corrections *shall* certify that
9 every retiree hired is fit for duty. Notwithstanding Title 4 GCA §8121(a), a retiree hired
10 pursuant to this Section may continue to receive his annuity.

11 **Section 4. Temporary Employment of Retired Guam Police Officers.**

12 The Guam Police Department may hire retired Guam Police Officers *if* a critical need
13 arises because of military activation of police officers. The retiree hired *shall* fill such a
14 vacant position and shall be terminated when the incumbent returns from military service.
15 Retired officers may be hired only at the ranks of Sergeant I and below, only at Step I,
16 and shall not receive sick and annual leave. Officers hired under this Section shall first
17 meet the requirements, except for written examinations, for the position in question and
18 the Chief of Police shall certify that every retiree hired is fit for duty. Notwithstanding
19 Title 4 GCA §8121(a), retirees hired temporarily pursuant to this Section hereto may
20 continue to receive retirement benefits.

21 **Section 5. Temporary Employment of Retired Guam Fire Fighters.** The

22 Guam Fire Department (GFD) may hire retired GFD firefighters *if* a critical need arises
23 because of military activation of GFD firefighters. The retirees hired *shall* fill such a

1 vacant position and shall be terminated when the incumbent returns from military service.
2 Retired fire personnel may be hired only at the ranks of Fire Specialist and below, only at
3 Step I, and shall not receive sick and annual leave. Retired firefighters hired under this
4 Section shall first meet the requirements, except for written examinations, for the position
5 in question and the Fire Chief shall certify that every retiree hired is fit for duty.
6 Notwithstanding Title 4 GCA §8121(a), retirees hired temporarily pursuant to this
7 Section hereto may continue to receive retirement benefits.

8 **Section 6. Temporary Employment of Retired Customs and Quarantine**
9 **Officers.** The Customs and Quarantine Agency may hire retired Customs and
10 Quarantine Officers when a critical need arises as a result of military activation of
11 Customs officers *or* when vacancies cannot be filled within six (6) months because of the
12 lack of qualified applicants. The retired officer *shall* fill such a vacant position and *shall*
13 be terminated when the incumbent returns from military service *or* when a fully-qualified
14 applicant is available. Retired officers may be hired *only* in the ranks of Customs Officer
15 III and below, only at Step I, and *shall* not receive sick and annual leave. Retirees hired
16 pursuant to this Section *shall* meet requirements for the position in question, *except* for
17 written examinations, and the Director of Customs *shall* certify that every retiree hired is
18 fit for duty. The requirements of Title 17, Article 3, Chapter 32 are waived for
19 employment pursuant hereto *except* for §32304(b)(4). Notwithstanding Title 4 GCA
20 §8121(a), retirees hired temporarily pursuant hereto may continue to receive their
21 retirement benefits.

22 **Section 7. Temporary Employment of Retired Department of Revenue**
23 **and Taxation Employees.** The Department of Revenue & Taxation may hire retired

1 employees of the Department of Revenue & Taxation when a critical need arises in the
2 areas of Tax Collection, Taxpayer Assistance, Tax Investigation, Auditing, and Tax
3 Processing. Said retirees *shall* be hired at Step I for the position in question and *shall* not
4 receive sick and annual leave. Notwithstanding Title 4 GCA §8121(a), retirees hired
5 temporarily pursuant hereto may continue to receive their retirement benefits.

6 **Section 8. Locum Tenens Exemption during the Absence of the Chief**
7 **Medical Examiner.** The Office of the Chief Medical Examiner is exempt from the
8 government of Guam Procurement Law in contracting for the professional services of a
9 qualified medical examiner to be provided when the Chief Medical Examiner is absent
10 from work.

11 **Section 9. Advance Payments for Medical Services.** In order to expedite
12 acceptance of MIP clients by facilities in California, Hawaii or Manila for medical
13 treatment approved by the Medically Indigent Program, the Director of Public Health and
14 Social Services may advance payments for said medical treatment, and may establish
15 escrow accounts for immediate and advance payment of medical treatment at those Joint
16 Commission Accredited hospitals determined by the Director to be best able to serve
17 Medically Indigent Program clients.

18 **Section 10. Transfer of Employees.** Notwithstanding any other provision of
19 law, and in recognition of personnel shortages in certain areas, *I Maga'lahen Guåhan* is
20 authorized to transfer employees within *or* between any department *or* agency of the
21 government of Guam, *except* that:

22 (a) This Section shall *not* apply to any employee of the Legislative *or* Judicial
23 Branches of government;

1 (b) The transfer of an employee shall *not* result in a loss of pay *or* salary;

2 (c) *No* employee shall be transferred if the employee has filed a viable
3 grievance with the Civil Service Commission for discrimination based on political
4 affiliation, gender, *or* sexual harassment, *unless* the employee consents to said transfer;

5 (d) No employee of an autonomous agency may be transferred to a line
6 department *or* agency;

7 (e) *I Maga'lahi* shall transfer the funding authorized for that employee's
8 position from the transferor agency to the transferee agency, including GMHA, DPHSS,
9 DMHSA, unless the transfer is from a line agency to an autonomous agency; and

10 (f) This Section shall *not* be used to transfer employees acting in good faith
11 who report *or* expose bad business practices, illegal activities, *or* inappropriate conduct
12 by public officials.

13 **Section 11. Moratorium on Compensation for Boards and Commissions.**

14 Notwithstanding any other provision of law, rule, or regulation, except for the Civil
15 Service Commission, the Guam Education Policy Board, and the Consolidated
16 Commission on Utilities, a moratorium is hereby placed on the compensation of all
17 members of government boards and commissions for their attendance at hearings or
18 meetings, through the end of Fiscal Year 2011.

19 **Section 12. Contracts.** (a) *Except* for positions filled in accordance with the

20 merit system at the University of Guam, the Guam Community College, the Guam
21 Department of Education, the Unified Judiciary, the Department of Law, the Guam
22 Police Department, *I Liheslaturan Guåhan*, and licensed health professionals at the Guam
23 Memorial Hospital, the Department of Public Health and Social Services and the

1 Department of Mental Health and Substance Abuse, positions in the classified and
2 unclassified service *shall* not be filled pursuant to a contractual arrangement. The
3 Judiciary may hire judges and justices pro tem, law clerks and legal interns by contract.
4 The University of Guam, the Guam Department of Education and the Guam Community
5 College may hire retired faculty by contract.

6 (b) Subject to Title 5 GCA Chapter 5, government of Guam departments and
7 agencies may contract with independent contractors, provided that *no* agency may
8 contract for services customarily provided by employees in the classified service *except*
9 as permitted by law.

10 (c) This Section *does not* prohibit the use of independent contracts to obtain
11 professional services, such as licensed health professionals, licensed architects, licensed
12 engineers, legal services, actuarial services and auditing services (to include the
13 Government of Guam Annual Financial Audit) by those agencies that *do not* customarily
14 obtain such services through an employee.

15 (d) The Attorney General may contract with attorneys as independent
16 contractors who can provide assistance in areas in which it is impracticable for the
17 Department of Law to proceed with its existing civil service attorneys such as anti-trust,
18 maritime and admiralty law, patent and copyright law, prosecution of white collar crime,
19 utilities regulation, the issuance of bonds, special tax issues, and complete civil litigation.
20 The Attorney General *shall* file a copy of every such contract with the Chief Procurement
21 Officer and the Director of Administration together with a written certification stating
22 why it was impracticable to handle the matter with the Department's civil service
23 attorneys and justifying the hiring of an independent contractor.

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CHAPTER V

ADMINISTRATIVE PROVISIONS

Section 1. Authorization for Matching Requirements for Federal Grants-In-Aid. All departments are authorized to expend funds appropriated in this Act for matching requirements of Federal grants.

Section 2. Carryover of Local and Federal Matching Program Funds for Grants. The Local and Federal Matching Funds for programs whose expiration dates extend *beyond* September 30, 2011 *shall* not lapse and may be expended throughout the period of the grant award.

Section 3. Government of Guam Retirement Fund Rate of Contribution. In accordance with §8137(e) of Article 1, Chapter 8 of Title 4 of the Guam Code Annotated, the government rate of contribution to the Retirement Fund throughout Fiscal Year 2011 *shall* be twenty seven and forty six hundredths percent (27.46%).

Section 4. Autonomous Agency Revenues and Expenditures Reported to I Maga'lahañ Guåhan and I Liheslaturan Guåhan. Notwithstanding any other provision of law, every autonomous and semi-autonomous agency *or* public corporation in the government of Guam *shall* report all revenues and expenditures for all funds under its purview and administration to the *I Maga'lahañ Guåhan* and the Speaker of *I Liheslaturan Guåhan* on a monthly basis and post the same on its website. Each monthly report *shall* be due *no later than* ten (10) days after the end of each month.

Section 5. Revenue Tracking Report. The Director of the Bureau of Budget and Management Research, in collaboration with the Director of Revenue and

1 Taxation and the Director of Administration, *shall* determine, after the end of each month
2 of the fiscal year, the revenue tracking for the balance of the fiscal year, based upon the
3 actual collections of the preceding month, and prepare a statement comparing “actual”
4 and “projected” revenues. Said statement *shall* be certified as to its accuracy by each of
5 the aforementioned Directors, and submitted to the Speaker of *I Liheslaturan Guåhan* no
6 later than thirty (30) days after the end of each quarter of the fiscal year. Said statements
7 *shall* be posted quarterly on the Bureau of Budget and Management Research’s website.

8 **Section 6. Special Fund Transfer.** *I Maga’lahen Guåhan* is authorized to
9 transfer to the General Fund any cash available from any appropriated Special Fund *or*
10 Revolving Fund to fund the appropriations authorized by this Act.

11 All cash from Special funds *or* Revolving funds transferred to cover the
12 appropriations authorized by this Act *shall* be promptly reimbursed to the Special *or*
13 Revolving Fund from which it was withdrawn as cash becomes available.

14 *I Maga’lahen Guåhan shall* submit a report to the Speaker of *I Liheslaturan*
15 *Guåhan* on the fifth (5th) day of every month on all transfers made pursuant to this
16 Section. Said report *shall* enumerate the amount of each transfer, identify the funds to
17 and from which the transfer was made and state the purpose of each transfer.

18 **Section 7. Transfer Authority of I Maga’lahen Guåhan.** *I Maga’lahen*
19 *Guåhan* is authorized to transfer funds between Fiscal Year 2011 General Fund
20 Executive Branch appropriations, but *shall* not transfer appropriations made to the
21 Judiciary, *I Liheslaturan Guåhan*, and the Office of Finance and Budget.

22 **Section 8. Secondary and Tertiary Road Projects.** *I Maga’lahi*, after
23 consultation with the Village Mayors, may delete and add secondary and tertiary road

1 repair projects to the list in Part IV of Chapter II of Public Law 28-68, if such amendment
2 is necessitated by changes in cost estimates, availability of funds *or* critical needs,
3 provided that the repair of potholes on primary and secondary roads *shall* remain a high
4 priority and *shall* commence as soon as practicable.

5 **Section 9. Independent Contractors.** The Office of *I Maga'lahi*, the Office
6 of *I Segundu Na Maga'lahen Guåhan* and the Guam State Clearinghouse may enter into
7 agreements with independent contractors pursuant to Guam procurement laws.

8 **Section 10. Facilities Insurance Requirements.** Every department and
9 agency of the government of Guam, as part of its appropriations for operations contained
10 in this Act, may expend such sums as necessary for facilities insurance requirements.

11 **Section 11. Reporting Requirements for Non-Profit Organizations.** All
12 non-profit organizations that receive funds pursuant to this Act *shall* maintain financial
13 records that accurately account for said funds and *shall* provide a budgetary breakdown
14 by object category to the department *or* agency that oversees the appropriation. The non-
15 profit organization *shall* also provide to said department:

16 (a) A quarterly report describing its activities during the reporting
17 period and the results it achieved *no later than* twenty (20) days after the
18 end of each quarter;

19 (b) Notification of all procurement of equipment and services of Five
20 Thousand Dollars (\$5,000) *or* more prior to awarding the contract
21 therefor;

22 (c) Access to the overseeing department *or* agency's duly authorized
23 representative, and Government of Guam auditors, to appropriate records

1 for the purpose of audit and examination of books, documents, papers and
2 records of funds expended under the appropriation;

3 (d) Submission of a detailed inventory listing of each year's purchases,
4 as certified by its certifying officer; and

5 (e) A Final Report to the overseeing department *or* agency for
6 submission to *I Liheslaturan Guåhan* containing a full disclosure of all
7 expenditures of funds appropriated by this Act *no later than* November 15,
8 2011. The overseeing department *or* agency *shall* post the same on its
9 website.

10 (f) Non-compliance with these reporting requirements will subject the
11 non-profit organization to a three percent (3%) reduction of its
12 appropriation(s) and the overseeing agency's contract with the
13 organization *shall* so provide.

14 **Section 12. Appropriations from the Guam Contractors License Board**
15 **Fund and Professional Engineers, Architects and Land Surveyors Board Fund to**
16 **revert to the General Fund for Fiscal Year 2011.** At the end of Fiscal Year 2011, any
17 unexpended *or* unencumbered appropriations to the Guam Contractors License Board
18 (GCLB) Fund and the Professional Engineers, Architects and Land Surveyors (PEALS)
19 Board Fund *shall* revert to the General Fund. Any revenues collected in excess of the
20 appropriations to these funds *shall* revert to the General Fund.

21 **Section 13.** *Unless* otherwise specified in this Act:

1 **(a) General Fund Reversion.** All unexpended *or* unencumbered
2 appropriations made from the General Fund pursuant to this Act *shall* revert to the
3 General Fund on the last day of Fiscal Year 2011;

4 **(b) Tourist Attraction Fund Reversion.** All unexpended *or*
5 unencumbered appropriations made from the Tourist Attraction Fund pursuant to
6 this Act *shall* revert to the Tourist Attraction Fund on the last day of Fiscal Year
7 2010.

8 **(c) Healthy Futures Fund Reversion.** All unexpended *or*
9 unencumbered appropriations made from the Healthy Futures Fund pursuant to
10 this Act *shall* revert to the Healthy Futures Fund on the last day of Fiscal Year
11 2011.

12 **Section 14. Authorization for Payment of Prior Years' Obligations.**

13 Appropriations made in this Act may be expended for the payment of prior years'
14 obligations, provided it does not negatively impact the current operational needs of the
15 department or agency requesting such prior years' payment.

16 **Section 15. Professional Engineers, Architects and Land Surveyors Board**

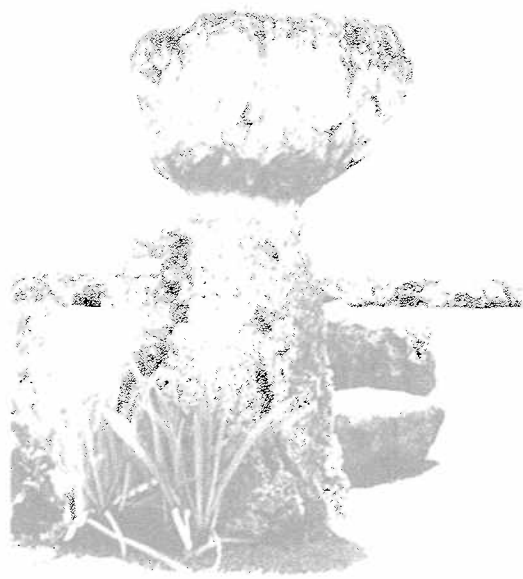
17 **Fund Collections.** The Professional Engineers, Architects and Land Surveyors Board is
18 authorized for its Fiscal Year 2011 operations to expend up to the level of revenues
19 collected for the Professional Engineers, Architects and Land Surveyors Board Fund in
20 Fiscal Year 2011.

21 **Section 16. Land Survey Revolving Fund (LSRF) Appropriation**

22 **Provision.** Notwithstanding §60602, Chapter 60 of Title 21 GCA, the appropriation
23 made from the Land Survey Revolving Fund to the Department of Land Management by

1 Section 1, Part VII (D) of Chapter II of this Act may be expended for the Department of
2 Land Management's operations in Fiscal Year 2011.

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





**The Fiscal Year 2011 Executive Budget Request
was prepared by the
Bureau of Budget & Management Research (BBMR)**

- Cover design by J.R. Manuel -

