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Felix P. Camacho  
Governor

Michael W. Cruz, M.D.  
Lieutenant Governor

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The Honorable Judith T. Won Pat, Ed.D.  
Speaker  
Mina' Trenta Na Liheslaturan Guåhan  
155 Hessler Street  
Hagåtña, Guam 96910

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 462-30 (LS) "AN ACT TO ADD NEW SECTIONS 9 AND 10 TO CHAPTER VIII OF PUBLIC LAW 30-196, RELATIVE TO PROVIDING TO THE MAYORS COUNCIL OF GUAM A CONTINUING APPROPRIATION AND AN AUTHORIZATION FOR PAYMENTS OF PRIOR YEAR OBLIGATIONS; AND TO MAKE TECHNICAL CHANGES TO THE GENERAL APPROPRIATIONS ACT OF 2011", which I signed into law on December 30, 2010 as **Public Law 30-224**.

*Sinseru 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

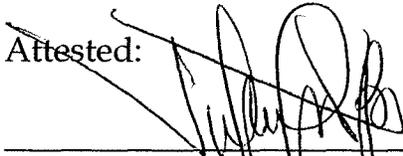
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Substitute Bill No. 462-30 (LS), "AN ACT TO ADD NEW SECTIONS 9 AND 10 TO CHAPTER VIII OF PUBLIC LAW 30-196, RELATIVE TO PROVIDING TO THE MAYORS COUNCIL OF GUAM A CONTINUING APPROPRIATION AND AN AUTHORIZATION FOR PAYMENTS OF PRIOR YEAR OBLIGATIONS; AND TO MAKE TECHNICAL CHANGES TO THE GENERAL APPROPRIATIONS ACT OF 2011," was on the 22nd day of December, 2010, duly and regularly passed.



Judith T. Won Pat, Ed. D.  
Speaker

Attested:



Tina Rose Muña Barnes  
Legislative Secretary

.....

This Act was received by *I Maga'lahaen Guåhan* this \_\_\_\_\_ day of \_\_\_\_\_, 2010, at  
\_\_\_\_\_ o'clock \_\_\_\_\_.M.

\_\_\_\_\_  
Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:



FELIX P. CAMACHO  
*I Maga'lahaen Guåhan*

Date: \_\_\_\_\_

12/30/2010

Public Law No. 30-224

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

**Bill No. 462-30 (LS)**

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

Introduced by:

T.R. Muña Barnes  
Judith T. Won Pat, Ed.D.  
T. C. Ada  
V. Anthony Ada  
F. B. Aguon, Jr.  
F. F. Blas, Jr.  
E. J.B. Calvo  
B. J.F. Cruz  
J. V. Espaldon  
Judith P. Guthertz, DPA  
Adolpho B. Palacios, Sr.  
v. c. pangelinan  
R. J. Respicio  
Telo Taitague  
Ray Tenorio

**AN ACT TO *ADD* NEW SECTIONS 9 AND 10 TO CHAPTER VIII OF PUBLIC LAW 30-196, RELATIVE TO PROVIDING TO THE MAYORS COUNCIL OF GUAM A CONTINUING APPROPRIATION AND AN AUTHORIZATION FOR PAYMENTS OF PRIOR YEAR OBLIGATIONS; AND TO MAKE TECHNICAL CHANGES TO THE GENERAL APPROPRIATIONS ACT OF 2011.**

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

2           **Section 1.**     A new Section 9 is hereby *added* to Chapter VIII of Public Law 30-196 to  
3 read as follows:

4                   **“Section 9. Continuing Appropriation to the Mayors Council.**    The  
5 unexpended balance of the funds appropriated to the Mayors Council for Fiscal Year  
6 2010 *shall not* lapse and is available to the Mayors Council for expenditures in Fiscal  
7 Year 2011.”

8           **Section 2.**     A new Section 10 is hereby *added* to Chapter VIII of Public Law 30-196  
9 to read as follows:

10                   **“Section 10. Authority to Make Payments on Prior Year Obligations.**  
11 Notwithstanding any other provision of Law, the Mayors Council of Guam (MCOG) is  
12 hereby authorized to utilize unexpended funds appropriated to the MCOG for Fiscal Year  
13 2010 and carried over to Fiscal Year 2011 as mandated in Public Law 30-196, Chapter  
14 VIII, Section 9, to pay for obligations incurred and to carry over any remaining  
15 unencumbered Fiscal Year 2010 funds appropriated to the MCOG.”

16           **Section 3. General Appropriations Act of 2011 Technical Changes.** Upon further  
17 review of the General Appropriations Act of 2011 by the Bureau of Budget and Management  
18 Research and the Office of Finance and Budget, technical errors were identified that require  
19 amendments for further clarification or resolution of conflicting language within and without  
20 said Act and other existing public law.

21           (a) In specific sections in the General Appropriations Act of 2011 funding sources were  
22 omitted and must be identified in order for proper budgeting and allocation  
23 implementation.

24           (1) Chapter III, Part III, Section 3 and Section 5 of Public Law 30-196 are  
25 *amended* to read:

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

1 INCREMENTS AND PROMOTIONS 111 Total \$61,802

2 **Healthy Futures Fund-\$7,309; General Fund-\$54,493”**

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

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

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

15 (2) Chapter V, Section 2(e)(3) of Public Law 30-196 is *amended* to read:

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

22	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
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		\$388,245

28 **Indirect Cost Fund \$50,516 (Power)”**

29 (3) Chapter V, Sections 2(g) and 2(g)(3) of Public Law 30-196 are *amended* to  
30 read:

31 **“(g) DEPARTMENT OF REVENUE AND TAXATION**

**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
TRAVEL/MILE	220	\$0	\$8,500	\$8,500
CONT. SERV.	230	\$0	\$1,465,392	\$1,465,392
PHONE/TOLL	363	\$0	\$113,764	\$113,764

**Better Public Service Fund \$1,585,109 (220-\$8,500; 230-\$1,438,879; 240-\$137,730)**

**Tax Collection Enhancement Fund \$790,976 (111-\$501,592; 112-\$11,370; 113-\$137,737; 230-\$26,513; 363-\$113,714)**

**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$9,036,483
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	<u>\$2,376,035</u>
<b>TOTAL</b>	<b>\$11,412,518"</b>

**“(3) Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and the Tax Collection Enhancement 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 Department of Revenue and Taxation.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$272,737
VACANCY POOL	Vacancy Pool Fund	<u>\$0</u>
<b>TOTAL</b>		<b>\$272,737</b>

**Tax Collection Enhancement Fund (Health Benefits-\$23,990  
General Fund (Health Benefits-\$248,747)”**

(4) Chapter V, Sections 2(i)(2) and 2(i)(3) of Public Law 30-196 are *amended* to read:

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

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

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund, the Guam Highway Fund, DPW Building and Design Fund and the Solid Waste Operations 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 Department of Public Works.

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 \$15,329”**

(5) Chapter V, Sections 2(p)(1) and 2(p)(3) of Public Law 30-196 are *amended* to read:

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

7 INCREMENTS AND PROMOTIONS                   111 Total                   \$32,834

8 **Healthy Futures Fund-\$1,916 General Fund-\$30,918”**

9                   “(3) **Agency Expenses Appropriated to Central Cost Accounts**  
 10 **Administered by the Department of Administration.** The amounts below  
 11 are appropriated from the General Fund and Healthy Futures Fund to the Cost  
 12 Account identified in this Subsection and *shall* be used to fund Power,  
 13 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year  
 14 2011 for the Department of Youth Affairs.

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

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

22 (6) Chapter V, Section 2(q)(3) of Public Law 30-196 is *amended* to read:

23                   “(3) **Agency Expenses Appropriated to Central Cost Accounts**  
 24 **Administered by the Department of Administration.** The amounts below  
 25 are appropriated from the Air Pollution Control Fund, the Guam  
 26 Environmental Trust Fund, the Water Protection Fund, and the Water  
 27 Research and Development Fund to the Cost Account identified in this  
 28 Subsection and *shall* be used to fund Power, Water/Sewer, Medical and  
 29 Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam  
 30 Environmental Protection Agency, and *shall* be funded from Object  
 31 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

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

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

(7) Chapter V, Sections 2(r)(2) and 2(r)(3) of Public Law 30-196 are *amended* to read:

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

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

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and Manpower Development 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 Department of Labor/AHRD.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0

1	MED/DENTAL INSURANCE	Health Benefit Fund	\$26,278
2	VACANCIES	Vacancy Pool Fund	\$238,541
3	TOTAL		<u>\$264,819</u>

4 Health Benefits Account: General Fund-\$19,774; Manpower Development Fund-  
5 \$6,504

6 Vacancies: Manpower Development Fund-\$238,541”

7 (8) Chapter V, Sections 2(z)(1) and 2(z)(2) of Public Law 30-196 are *amended* to  
8 read:

9 “(1) **Increments and Promotions.** The amount below in this  
10 Subsection is appropriated from the General Fund to Object Category 111 for  
11 the Guam Council on the Arts and Humanities Agency, and *shall* be used to  
12 fund all increments and promotions in Fiscal Year 2011 for eligible classified  
13 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 \$0

16 (2) **Agency Expenses Appropriated to Central Cost Accounts**  
17 **Administered by the Department of Administration.** The amounts below  
18 are appropriated to the Cost Account identified in this Subsection and *shall* be  
19 used to fund Power, Water/Sewer, Medical and Dental Insurance and  
20 Vacancies in Fiscal Year 2011 for the Guam Council on the Arts and  
21 Humanities Agency.

22	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
23	POWER	Utility Bank Fund	\$12,000
24	WATER/SEWER	Utility Bank Fund	\$0
25	MED/DENTAL INSURANCE	Health Benefit Fund	\$0
26	VACANCIES	Vacancy Pool Fund	\$0
27	TOTAL		<u>\$12,000”</u>

28 (b) In specific sections in the General Appropriations Act of 2011 double appropriations  
29 appear as a result of miscellaneous appropriations in the Base Operational  
30 Appropriation table and following subsections. The following changes shall result in  
31 a reduction to appropriations however the outcome is consistent with the intent of a

1 balanced budget.(1) Chapter V, Sections 2(f) and 2(f)(1) of Public Law 30-196 are  
2 amended to read:

3 “(f) GUAM ELECTION COMMISSION SUMMARY OF  
4 BASE OPERATIONAL APPROPRIATION

5	MISC	290	\$258,400	\$0	\$258,400
6	POWER	361	\$0	\$0	\$0
7	WATER/SEWER	362	\$0	\$0	\$0
8	PHONE/TOLL	363	\$12,850	\$0	\$12,850
9	CAP. OTLY.	450	\$0	\$0	\$0
10	GR. TOTAL		\$1,142,688	\$0	\$1,142,688

11  
12 SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

13	GENERAL FUND	\$1,142,688
14	FEDERAL MATCHING GRANTS -IN-AID	\$0
15	SPECIAL FUNDS	\$0
16	TOTAL	\$1,142,688

17 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to  
18 allocate the sum of One Hundred Twenty-Four Thousand Five Hundred  
19 Ninety-Two Dollars (**\$124,592**) in the Base Operational Appropriation in this  
20 Section 2(f) from the General Fund to the Guam Election Commission to  
21 cover the shortfall from the Special Election held in March of 2010, in  
22 addition to their initial request in the following Object Classes:

23 Object Class 230: One Hundred Thousand Dollars (**\$100,000**); and

24 Object Class 233: Twenty-four Thousand Five Hundred Ninety-two  
25 Dollars (**\$24,592**).

26 The sum of Two Hundred Fifty Thousand Dollars (**\$250,000**) shall be  
27 allocated in the Base Operational Appropriation in this Section 2(f) from the  
28 General Fund to the Guam Election Commission in Object Category 290  
29 pursuant to Title 3, Guam Code Annotated, Chapter 21 the Guam  
30 Decolonization Registry. Pursuant to Guam law, at least seventy percent  
31 (70%) of those eligible to vote pursuant to Title 1, Guam Code Annotated,

1 Chapter 21 must be registered in the Decolonization Registry before a  
2 plebiscite can be scheduled. *I Liheslaturan Guåhan* intends that the GEC  
3 efforts to update the Decolonization Registry be prioritized and expedited,  
4 toward the goal of obtaining registrations of approximately seventy percent  
5 (70%) of those persons eligible to vote in the plebiscite in the next fiscal  
6 year.”

7 (2) Chapter V, Section 2(p)(4) of Public Law 30-196 is *amended* to read:

8 “(4) **Youth Program Appropriation.** The sum of Three Hundred  
9 Seventy-One Thousand Six Hundred Seventy-Seven Dollars (\$371,677) is  
10 allocated from the General Fund in the Base Operational Appropriation in  
11 this Section 2(p), Object Class 230 for Fiscal Year 2011 to the Department  
12 of Youth Affairs (DYA) to fund programs contracted out to non-  
13 governmental organizations for youths who are runaways, homeless, or  
14 victims of abuse.”

15 (3) Chapter V, Section 2(q)(1) of Public Law 30-196 is *amended* to read:

16 “(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for  
17 the Guam Environmental Protection Agency to expend their funds in  
18 accordance with the object class appropriations. The Guam  
19 Environmental Protection Agency *shall not* have the authority to transfer  
20 any funds between object classes. Funds *shall only* be transferred to the  
21 travel object class in so much as the funds transferred represent the local  
22 match to authorized federal travel.

23 It is the intent of *I Liheslaturan Guåhan* to increase the appropriations  
24 level of the Guam Environmental Protection Agency (GEPA). The  
25 additional funds *shall* be appropriated from the Tourist Attraction Fund  
26 and the Solid Waste Operations Fund. The appropriation recognizes the  
27 importance of environmental protection to the island’s fragile ecological  
28 balance and continued sustainability. Appropriations from these funds  
29 recognize that the cost imposed to the Agency *shall* be offset by funds  
30 generated related to these activities.

1           The sum of Two Hundred Thousand Dollars (**\$200,000**) *shall* be  
2 allocated in the Base Operational Appropriation in this Section 2(q),  
3 Object Class 290 from the Solid Waste Operations Fund to the Guam  
4 Environmental Protection Agency. The appropriation recognizes the duties  
5 and responsibilities of the Agency related to the closure, monitoring, and  
6 opening of the island’s landfills. The funds *shall* be re-allocated by the  
7 Bureau of Budget and Management Research within Section 2(q) for the Guam  
8 Environmental Protection Agency according to a *pro forma* statement by object  
9 class as submitted, in writing, by the Director of the Guam Environmental  
10 Protection Agency to the Speaker of *I Liheslaturan Guåhan*. The statement of  
11 *pro forma* expenditures *shall* only include expenditures related to this Section.”

12 (4) Chapter V, Sections 2(r)(1) and 2(r)(4) of Public Law 30-196 are *amended*  
13 to read:

14           “(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that  
15 One Hundred Fifty Thousand Dollars (**\$150,000**) *shall* be allocated from  
16 the Manpower Development Fund in the Base Operational Appropriation  
17 in this Section 2(r): Object Classes 111 (\$112,500) and 113 (\$37,500) and  
18 *shall* be used exclusively for the *sole* purpose of Alien Labor Processing  
19 and Compliance Inspections.”

20           “(4)       **Appropriation to the Worker's Compensation Fund.**  
21 The sum of Seven Hundred Ninety-Eight Thousand Five Hundred Ninety-  
22 Three Dollars (**\$798,593**) is allocated from the General Fund in the Base  
23 Operational Appropriation, Object Class 290 in this Section 2(r) to the  
24 Department of Labor for the Worker's Compensation Fund for Fiscal Year  
25 2011 for Worker’s Compensation payments pursuant to §9144, Title 22,  
26 Guam Code Annotated, including, obligations incurred in past years and in  
27 the future. Said appropriation may be used to pay for medical, surgical,  
28 and other treatment; nurses; hospital services; medical travel and per diem  
29 costs; medicine; crutches; and equipment required by a claimant for such  
30 period as his injury and the recovery therefrom may require. Said  
31 appropriation *shall not* be expended for disability compensation payments  
32 for FTE's funded by this Act. The Director of Labor may use *no more*

1 than Forty Thousand Dollars (\$40,000) from said appropriation to pay for  
2 legal services for Worker's Compensation hearings.”

3 (5) Chapter V, Sections 2(v)(1) of Public Law 30-196 is *amended* to read:

4 “(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate the  
5 sum of Ninety Thousand Dollars (\$90,000) in the Base Operational Appropriation in this  
6 Section 2(v) from the General Fund, to Object Category 230 within the Veterans Affairs  
7 Office, to either hire full-time, permanent employee(s) or to contract maintenance  
8 services to address the deficiencies of the Veterans Cemetery. The funds *shall* be re-  
9 allocated by the Bureau of Budget and Management Research within Section 2(v) for the  
10 Veterans Affairs Office according to a *pro forma* statement as submitted by object class,  
11 in writing, by the Director or the Administrator of the Veterans Affairs Office to the  
12 Speaker of *I Liheslaturan Guåhan*. The statement of *pro forma* expenditures *shall* only  
13 include expenditures related to this Section.”

14 (c) In specific sections in the General Appropriations Act of 2011 deletions are required  
15 to clarify conflicting legislation in order for proper budgeting and allocation  
16 implementation.

17 (1) Chapter III, Part III, Section 7 of Public Law 30-196 is *repealed*.

18 (2) Chapter V, Section 2(x)(1) of Public Law 30-196 is *amended* to read:

19 “(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to  
20 allocate Seventy-two Thousand Four Hundred Forty-nine Dollars (\$72,449) in  
21 the Base Operational Appropriation in this Section 2(x) from the General  
22 Fund into Object Category 230 for the purpose of installing a fire alarm  
23 system at the *Chamorro* Village.”

24 (3) Chapter V, Sections 2(y)(1) and 2(y)(2) of Public Law 30-196 are *amended*  
25 to read:

26 “(1) **Increments and Promotions.** The amounts below are appropriated  
27 from the General Fund to Object Category 111 for the Department of Military  
28 Affairs, and *shall* be used to fund all increments and promotions in Fiscal  
29 Year 2011 for eligible classified employees funded within this Subsection for  
30 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code  
31 Annotated.

32 INCREMENTS AND PROMOTIONS      111 Total                      \$1,059

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General 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 Department of Military Affairs.

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		<u>\$291,751</u>

(4) Chapter V, Section 2(q)(4) of Public Law 30-196 is *repealed*.

(d) Chapter V, Section 2(a), "EXECUTIVE DIRECTION", of Public Law 30-196 require clarification of legislative intent and reprogramming of funds in order for proper budgeting and allocation implementation.

(1) Chapter V, Section 2(a)(1) of Public Law 30-196 is *amended* to read:

"(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the sum of Four Million Two Hundred Four Thousand Eight Hundred Eighty-Seven Dollars (**\$4,204,887**) be appropriated from the General Fund to the Executive Direction within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of Six Hundred Fifty-Eight Thousand Nine Hundred Twenty-Two Dollars (**\$658,922**) be appropriated from the General Fund to the Government House within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of One Hundred Eighty-One Thousand Nine Hundred Thirty-Five Dollars (**\$181,935**) be appropriated from the General Fund, and the sum of Two Thousand Five Hundred Dollars (**\$2,500**) be appropriated from the Indirect Cost Fund to the Bureau of Information Technology within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I Liheslaturan*

1 *Guåhan* that the sum of Six Hundred Sixty-Three Thousand Four Hundred  
 2 Fifty-Eight Dollars (**\$663,458**) be appropriated from the General Fund to the  
 3 Medical Referral Office within the Office of *I Maga'låhen Guåhan* for its  
 4 operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that  
 5 the sum of Three Hundred Thirty-Three Thousand Four Hundred Six Dollars  
 6 (**\$333,406**) be appropriated from the General Fund to the Guam Liaison  
 7 Office, Washington D.C. within the Office of *I Maga'låhen Guåhan* for its  
 8 operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that  
 9 the sum One Million Twenty-One Thousand Fifty-Four Dollars (**\$1,021,054**)  
 10 be appropriated from the General Fund, and Thirty-Five Thousand Dollars  
 11 (**\$35,000**) from the Indirect Cost Fund to the Lt. Governor's Office within the  
 12 Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is  
 13 the intent of *I Liheslaturan Guåhan* that the sum of Three Hundred Fifty  
 14 Thousand Six Hundred Three Dollars (**\$350,603**) be appropriated from the  
 15 Indirect Cost to the Guam State Clearinghouse, and Training and Continuing  
 16 Education within the Office of *I Maga'låhen Guåhan* for its operations in  
 17 Fiscal Year 2011.”

18 (2) Chapter V, Section 2(a)(3) of Public law 30-196 is *amended* to read:

19 **“(3) Agency Expenses Appropriated to Central Cost Accounts**  
 20 **Administered by the Department of Administration.** The amounts below  
 21 are appropriated from the General Fund to the cost Account identified in this  
 22 Subsection and *shall* be used to fund Power, Water/Sewer, Medical and  
 23 Dental Insurance and Vacancies in Fiscal Year 2011 for the *Office of I*  
 24 *Maga'lahi*. The appropriation for Object Category 113 (Benefits) in Section  
 25 2(a) of the Base Operational Appropriation for the *Office of I Maga'lahi* for  
 26 General Fund and Special Fund includes Medical and Dental Insurance.”

27 iii. Chapter V, Section 2(a) of Public Law 30-196 is amended to read:

28	<b>“OT/SP</b>	<b>112</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
29	<b>BENEFITS</b>	<b>113</b>	<b>\$1,129,736</b>	<b>\$79,930</b>	<b>\$1,209,666”</b>

1 (e) Chapter I, Section 9, "Debt Service Continuing Appropriation", of Public Law 30-  
2 196 require clarification of individual amounts in order for proper budgeting and  
3 allocation implementation. Four (4) of the debt service appropriations in this Section  
4 carried over the previous fiscal year payment amounts. The following changes reflect the  
5 correct amounts required for the FY 2011 payments. Chapter I Section 9 of Public Law  
6 30-196 is *amended* to read:

7 **"Section 9. Debt Service Continuing Appropriation.** The following are  
8 continuing appropriations for debt service requirements:

9 **A. GENERAL OBLIGATION BONDS, SERIES 1993 A \$2,895,261 1/**  
10 (For education capital projects; Real Property Taxes pledged; due FY 2018 as  
11 final year; P.L. 29-19 and P.L. 29-21, net of UOG Bond Payment Obligation  
12 \$2,027,488)

13 **1/ Territorial Education Facilities Fund**

14 **B. LIMITED OBLIGATION HIGHWAY REFUNDING**

15 **BOND 2001 SERIES A \$6,027,225 2/**  
16 (P.L. No. 24-70; due FY 2012 as the final year; source of payment from Liquid  
17 Fuel Taxes).

18 **2/ Guam Highway Fund**

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

20 **SERIES A, 2001 (SECTION 30 FUNDS) \$9,825,275 3/**  
21 (Water System Revenue Bond; P.L. 26-58, amended by P.L. 26-59; Section 30  
22 fund pledged; due FY 2012 as final year)

23 **3/ Section 30 Funds (General Fund)**

24 **D. 2002 SHORT TERM FINANCING (SECTION 30 FUNDS) \$1,281,818 4/**  
25 (Line of Credit; P.L. 26-84 amended by P.L. 26-122 and P.L. 26-130; due FY  
26 2012 as the final year; source of payment Section 30 Funds)

27 **4/ Section 30 Funds (General Fund)**

28 **E. LIMITED OBLIGATION INFRASTRUCTURE**

29 **IMPROVEMENT BONDS, 1997 SERIES A (TAF) \$4,778,016 5/**  
30 (Tumon Redevelopment; payment from the Tourist Attraction Fund, pursuant to  
31 P.L. 24-111)



1 instructional materials, to include software, sheet music and music books.  
2 The Superintendent of GDOE may, *if necessary*, through agreements with  
3 textbook vendors, defer payment for said materials until after October 1,  
4 2011 but *no later than* December 31, 2011, with the full faith and credit of  
5 the government of Guam.”

6 (2) Chapter VIII, Sections 4 and 5 of Public Law 30-196 are *amended* to read:

7 “**Section 4. Streets Maintenance and Beautification.** The sum of  
8 One Million Thirty-Six Thousand Twenty-Six Dollars (**\$1,036,026**) is  
9 appropriated from the Tourist Attraction Fund to the Mayors Council of Guam  
10 for Fiscal Year 2011 for the maintenance and beautification of village  
11 secondary and tertiary roads, and for the operations of the Mayors’ offices, but  
12 *not* for personnel costs. Said funds *shall not* be subject to any transfer  
13 authority of *I Maga’låhen Guåhan*, and *shall* be divided among the Village  
14 Mayors as follows:

15 (a) Each Mayor *shall* receive the sum of Twenty Thousand  
16 Dollars (**\$20,000**); and

17 (b) The remaining balance of the fund *shall* be distributed to  
18 each Mayor pro rata based on the total road mileage in his village as a  
19 percentage of Guam’s total road mileage in the most current report of  
20 Guam Roads Pavement Inventory of the Department of Public Works.

21 **Section 5. Island-wide Village Beautification Projects.** The sum of  
22 Four Hundred Seventy Thousand Nine Hundred Twenty-One Dollars  
23 (**\$470,921**) is appropriated from the Tourist Attraction Fund to the Mayors  
24 Council of Guam for Island-wide Village Beautification Projects to include:

25 (a) the maintenance and repair of the village’s recreational  
26 facilities under the jurisdiction of the Mayor;

27 (b) the maintenance and repair of each village’s main roads;  
28 and

29 (c) the planting and maintenance of each village’s official  
30 flower and other flowering plants, shrubs and trees adjacent to the  
31 village’s main roads, public restrooms and recreational facilities. A

1 Mayor may contract with a private entity to provide the services  
2 authorized by this Section, subject to the Guam Procurement Law, Chapter  
3 5, Title 5, Guam Code Annotated.”

4 (3) A new Subsection 4 is *added* to Chapter V, Section 2(q) of Public Law 30-  
5 196:

6 “**Section 4. Beach Monitoring.** The Tourist Attraction Fund *shall*  
7 provide resources to the Guam Environmental Protection Agency for tasks  
8 performed by the Agency related to the monitoring of the island’s beaches and  
9 any other tourist infrastructure. As tourism represents a major contributor to  
10 the island’s economy, the following appropriation ensures that the island’s  
11 beaches are safe for recreational and commercial use.

12 The sum of One Hundred Thousand Dollars (**\$100,000**) is hereby  
13 appropriated from the Tourist Attraction Fund to the Guam Environmental  
14 Protection Agency for the *sole* purpose of beach monitoring. This  
15 appropriation *shall* continue to be available until expended. This  
16 appropriation is *not* subject to transfer or use for any other purpose.”

(4) Chapter V, Section 2(aa) of Public Law 30-196 is *amended* to read:

“(aa) **GUAM FIRE DEPARTMENT**

**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$12,478,844	\$1,009,830	\$13,488,674
OT/SP	112	\$1,895,257	\$56,105	\$1,951,362
BENEFITS	113	\$4,308,092	\$335,329	\$4,643,421
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	\$96,000	\$10,050	\$106,050
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
<b>GR. TOTAL</b>		<b>\$19,334,388</b>	<b>\$2,081,524</b>	<b>\$21,415,912</b>

**Enhanced 911 Emergency Reporting System Fund \$1,634,994 (111-\$547,830; 112-\$56,105; 113-\$197,329; 230-\$150,000; 240-\$82,296; 250-\$224,000; 290-\$216,544; 10,050; 363-\$48,000; 450-\$112,890)**

**Fire, Life and Medical Emergency Fund \$653,024 (111-\$462,000; ~~112~~ 113-\$138,000; 230-\$10,000; 240-\$10,000; 250-\$33,024)”**

(5) A new Section 8 is *added* to Chapter V, Section 2(aa) of Public Law 30-196 to read:

1                   **“Section 8. E911 Dispatchers & Administrator Positions.** The sum  
 2 of Two Hundred Six Thousand Four Hundred Ninety-Four Dollars (**\$206,494**)  
 3 is appropriated from the Enhanced 911 Emergency Reporting System Fund to  
 4 the Guam Fire Department for Fiscal Year 2011 to fund positions of E911  
 5 Dispatchers and a E911 Administrator critical to the operations of the  
 6 Emergency “911” telephone communication system.”

7 (6) Chapter III, Part II Section 2 of Public Law 30-196 is *amended* to read:

8	<b>“DRUG TEST</b>	<b>271</b>	<b>\$150</b>	<b>\$0</b>	<b>\$150</b>
9	<b>SUBGRANT</b>	<b>280</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0”</b>

10  
 11 (7) A new Section 13 of Chapter X of Public Law 30-196 is *added* to read:

12                   **“Section 13. Appropriation to GVB for the Traditions Affirming our**  
 13 **Seafaring Ancestry (TASA).** The sum of Forty Thousand Dollars (**\$40,000**) is  
 14 appropriated from the TAF to the GVB for Fiscal Year 2011.

15 (8) Chapter V, Section 2(e)(11) is hereby *amended* to read as follows:

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

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

29                   The government of Guam through the Department of Administration *shall*  
 30 contract with a third party provider whereby collections of non-cash payments  
 31 received are processed. The third party service provider *shall* remit the full value

1 of the liability owed by the payer to the government of Guam. The third party  
2 service provider *shall* have the ability to accept non-cash payments received and  
3 charge necessary fees related to the processing of the payments.

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

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

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

23 **Section 4.** *I Liheslatura* finds that further public hearings are required for the  
24 Northern and Central *Guåhan* Land Use Plan, submitted to the 30<sup>th</sup> Guam Legislature on October  
25 26, 2010, pursuant to Title 5 GCA Article 2. Notwithstanding any other law and in order to  
26 allow full consideration by the incoming session of the Guam Legislature, *The Northern and*  
27 *Central Guåhan Land Use Plan shall not* be adopted as an element to *Guåhan's* Comprehensive  
28 Development Plan by inaction of the Legislature until the 90<sup>th</sup> day of the term of the 31<sup>st</sup> Guam  
29 Legislature.

1           **Section 5.**     Notwithstanding any other provision of law, the Department of Education  
2 is authorized to fill the Facilities and Maintenance Manager position from funds allocated in the  
3 Base Operational Appropriation to the Department of Education in P.L. 30-196.

4           **Section 6.**     Notwithstanding any other provision of law, the Guam Election  
5 Commission is authorized to reprogram funds allocated in the Base Operational Appropriation in  
6 P.L. 30-196 to the consultants for services rendered relative to the election tabulation machines.

7           **Section 7.     Effective Date.** Notwithstanding any other provisions of law, the action  
8 requested herein is approved and will be in effect when this Act is signed into law by *I*  
9 *Maga'lahi*.

10          **Section 8.     Severability.** If any provision of this Act or its application to any person  
11 or circumstance is found to be invalid or contrary to law, such invalidity shall *not* affect other  
12 provisions or applications of this Act which can be given effect without the invalid provisions or  
13 applications, and to this end the provisions of this Act are severable.

6

# I MINA' TRENTA NA LIHESLATURAN GUÅHAN

2010 (SECOND) Regular Session

Date: 12/22/10

## VOTING SHEET

SBill No. 462-30(LS)

Resolution No. \_\_\_\_\_

Question: \_\_\_\_\_

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
AGUON, Frank B., Jr.					EA
BLAS, Frank F., Jr.    ///		*			
CALVO, Edward J.B.    ///		*			
CRUZ, Benjamin J. F.   ///		*			
ESPALDON, James V.    ///		*			
GUTHERTZ, Judith Paulette	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.     /	✓				
TAITAGUE, Telo        ///		*			
TENORIO, Ray         ///		*			
WON PAT, Judith T.	✓				

TOTAL

8
6
        
        
1

CERTIFIED TRUE AND CORRECT:

  
 Clerk of the Legislature

\* 3 Passes = No vote  
 EA = Excused Absence



The People

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

Mina'Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

DEC 21 2010

**The Honorable Judith T. Won Pat, Ed.D.**  
Speaker  
I Mina'trenta na Liheslaturan Guahan  
155 Hesler Place  
Hagåtña, Guam 96910

**VIA: The Honorable Rory J. Respicio**  
Chairperson, Committee on Rules

**RE: Committee Report on Bill No. 462-30 (COR) As substituted**

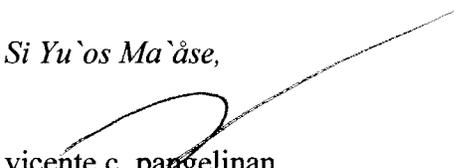
Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on Bill No. 462-30 (COR), As Substituted: "An Act to add new Sections 9 and 10 to Chapter VIII of Public Law 30-196 relative to providing to the Mayors Council of Guam a continuing appropriation and an authorization for payments of prior year obligations and to make technical changes to the General Appropriations Act of 2011." which was referred to the Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land.

Committee votes are as follows:

4 TO PASS  
0 NOT TO PASS  
1 TO REPORT OUT ONLY  
0 TO ABSTAIN  
0 TO PLACE IN INACTIVE FILE

*Si Yu'os Ma'ase,*

  
vicente c. pangelinan  
Chairman

2010 DEC 21 PM 3:48  
JWW

**COMMITTEE REPORT  
ON**

**Bill No. 462-30 (COR) As Substituted**

**An act to add new Sections 9 and 10 to Chapter VIII of Public Law 30-196 relative to providing to the Mayors Council of Guam a continuing appropriation and an authorization for payments of prior year obligations and to make technical changes to the General Appropriations Act of 2011.**



Mina`Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

DEC 21 2010

**MEMORANDUM**

**To:** **All Members**  
Committee on Appropriations, Taxation, Banking, Insurance,  
Retirement, and Land

**From:** Senator vicente "ben" c. pangelinan  
Committee Chairperson

**Subject: Committee Report on Bill No. 430-30 (COR), as Substituted**

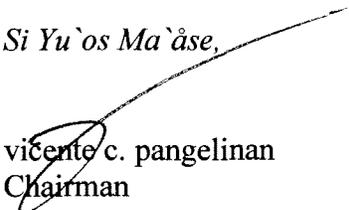
Transmitted herewith for your consideration is the Committee Report on Bill No. 462-30 (COR), as Substituted: "An act to add new Sections 9 and 10 to Chapter VIII of Public Law 30-196 relative to providing to the Mayors Council of Guam a continuing appropriation and an authorization for payments of prior year obligations and to make technical changes to the General Appropriations Act of 2011."

This report includes the following:

- Committee Voting Sheet
- Committee Report Narrative
- Copy of Bill No. 462-30 (COR)
- Copy of Bill No. 462-30 (COR), As Substituted
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- Copy of COR Referral of Bill No.462-30 (COR)
- Notices of Public Hearing
- Copy of the Public Hearing Agenda
- Fiscal Notes

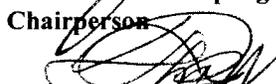
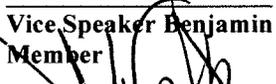
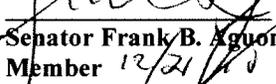
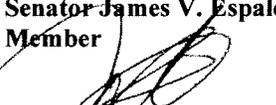
Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact my office.

*Si Yu`os Ma`åse,*

  
vicente c. pangelinan  
Chairman

*I MINA' TRENTA NA LIHESLATURAN GUÅHAN*  
**Committee Voting Sheet**  
**Committee on Appropriations, Taxation, Banking, Insurance, Retirement,**  
**and Land**

Bill No. 462-30 (COR), As Substituted: "An act to add new Sections 9 and 10 to Chapter VIII of Public Law 30-196 relative to providing to the Mayors Council of Guam a continuing appropriation and an authorization for payments of prior year obligations and to make technical changes to the General Appropriations Act of 2011."

Committee Members	To Pass	Not To Pass	Report Out	Abstain	Inactive Files
 _____ <b>Senator Vicente C. Pangelinan</b> <b>Chairperson</b>	✓	_____	_____	_____	_____
 _____ <b>Speaker Judith T. Won Pat, Ed.D.</b> <b>Vice Chairperson</b>	✓	_____	_____	_____	_____
 _____ <b>Vice Speaker Benjamin J.F. Cruz</b> <b>Member</b>	✓	_____	_____	_____	_____
 _____ <b>Senator Tina Rose Muña-Barnes</b> <b>Member</b>	✓	_____	_____	_____	_____
 _____ <b>Senator Frank B. Aguon Jr.</b> <b>Member</b> 12/21/10	✓	_____	_____	_____	_____
_____ <b>Senator Judith P. Guthertz</b> <b>Member</b>	_____	_____	_____	_____	_____
_____ <b>Senator James V. Espaldon</b> <b>Member</b>	_____	_____	_____	_____	_____
 _____ <b>Senator Pelo T. Taitague</b> <b>Member</b>	_____	_____	✓	_____	_____
_____ <b>Senator Frank Blas, Jr.</b> <b>Member</b>	_____	_____	_____	_____	_____



The People

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

# Mina' Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

## Committee Report

Bill No. 462-30 (COR): "An act to add new Sections 9 and 10 to Chapter VIII of Public Law 30-196 relative to providing to the Mayors Council of Guam a continuing appropriation and an authorization for payments of prior year obligations."

### I. OVERVIEW

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land convened a public hearing on December 3, 2010 at 8:00 am in *I Liheslatura's* Public Hearing Room.

#### **Public Notice Requirements**

Notices were disseminated via hand-delivery and e-mail to all senators and all main media broadcasting outlets on November 26 (5-Day Notice), and again on December 1 (48 Hour Notice).

#### **(a) Committee Members and Senators Present**

Senator vicente "ben" pangelinan, Chairman  
Senator Tina Rose Muña-Barnes, member  
Senator Tom Ada, member

#### **(b) Appearing before the Committee**

Melissa Savares, Mayor of the Municipality of Dededo  
Ben Gumataotao, Mayor of the Municipality of Piti  
Angel Sablan, Executive Director of the Mayors Council of Guam  
Jesse Gogue, Mayor of the Municipality of Ordot-Chalan Pago

#### **(c) Written Testimonies Submitted**

Franklin Taitague, Mayor of the Municipality of Inarajan

## II. COMMITTEE PROCEEDINGS

### **(a) Bill Sponsor Summary**

Senator ben pangelinan: The next bill on the agenda is Bill 462-30 (COR), which is an act to amend, to add a new section 9 and 10 to Chapter 8 of P.L. 30-196, relative to providing the Mayors Council of Guam continuing appropriations and an authorization of payment of prior year obligations and we have with us many of the mayors of that were here earlier. Some of them are still here. Thank you very much. We have Mayor Melissa Savares, and Mayor Ben Gumataotao. Mayor Pido Terlaje was here earlier. Mayor Tayama is here. Angel Sablan, the executive Director, and of course Mayor Jesse Gogue was just at the table. All of these individuals are welcomed to come forward for their testimony. Very briefly, I would like to give Sen. Barnes an opportunity to comment, who is the author.

Sen. Tina Rose Muna Barnes: Si Yuus Ma'ase Mr. Chair. I know the mayors have been patiently waiting. I just want to say as the 24/7 responders to all the village residents within their village. It is important that their continuing appropriations for prior year obligations for payments that they need to work. I think that this bill is very crucial and critical to them and I am asking that my colleagues support the same. In the interest of time, they were supposed to be in Merizo an hour ago, I am going to yield to you Mr. Chair so that you can have them speak.

Senator ben pangelinan: Thank you very much. We will start with Mayor Savares.

### **(b) Testimony**

#### **1. Melissa Savares- Mayor of the Municipality of Dededo**

Melissa Savares: Thank you Mr. Chairman. For the record, my name is Melissa Savares, Mayor of Dededo and also the president of the Mayor's Council. I am in support of Bill No. 462-30, which will allow the Mayors Council to continue their appropriation and authorize for the payment of prior year obligations. As we know, many times some of the invoices that come in for services up to the end of September continue to come in through the month of October and even as far back as November. We are left with these invoices to pay for these services from vendors that continue to serve our council as well as other services that are provided to people we support in our community. Thank you.

#### **Panel Comments and Questions**

None

Sen. Tina Rose Muna Barnes: Thank you Mayor Savares, President of Mayor's Council. I am going to yield to Mayor Gumataotao. State your name for the record.

## **2. Ben Gumataotao - Mayor of the Municipality of Piti**

Ben Gumataotao: Thank you for giving me this opportunity. My name is Ben Gumataotao, Mayor of Piti. I am in full support of this Bill 462. The reason for this is that if you don't give us this, it is going to short change us for 2011. Why? Because we owe these people money and they never came back to us on time like what mayor Savares says. So for that matter, it ended up that money for the 2011 went to pay them and that is very embarrassing. On top of that actually, I hope we will change this idea of going to the Bureau of Budget to give us this money that when the appropriate for the entire year. I wish we have our own what do you call it administration for financial purposes. We have been shortchanged so many times. I have bill for about two to three years ago. They are still not paid. Tanks A Lot has been after me all the time for that. Why? Because they never paid, the Department of Administration never answered for that bill. That is what has been going on. I hope you consider this carryover. Thank you.

### **Panel Comments and Questions**

None

Senator ben pangelinan: Si Yu'us Ma'ase Mr. Mayor. Mr. Sablan.

## **3. Angel Sablan- Executive Director of the Mayors Council**

Angel Sablan: Good afternoon, Mr. Chair and Senators-elect here. I am Angel Sablan, the Executive Director of the Mayor Council of Guam. Of course, I am here to support Bill 462-30. Thank you for our wonderful chairperson of Municipal Affairs for introducing this bill. This bill actually is something the Mayors Council of Guam has been getting every year for the past three fiscal years. There are not very many agencies asking for carryovers. Very few and those that are asking for a carryover only show they did not go over their budgets. We have never come back to this body to ask for an appropriation to cover for our expenditures, except when we had an election and we had to pay for our all the unclassified employees their lump sum payments. We have about half a million dollars that we are talking about here. These are amounts that this body has appropriated for various things such as gyms and some of the villages baseball fields, community centers that need repairs; the \$100,000 appropriation for the relocation of lights that we are working with GPA. So this is just an opportunity to take that money and use it for this fiscal year. The prior year obligations, we all understand many bills that are processed after September 30 become prior obligations in October. While there are nineteen villages and all of them try to work very hard to get their bills in to be paid on time. Though we process them, they are not paid on time. As we know, they are aged by DOA 60, 90, 120 and sometimes like what the Mayor of Piti was saying two to three years. This carryover is actually a tool many of our mayors use. They deliberately do not over expend on their operations. Let's say they are looking a big ticket item they cannot purchase like a backhoe or like a big tractor mower and they know they only have \$15,000 this year. Instead of them going out and buying a small rider mower, they will save that money until they get their FY 2011 money that will be added to

their FY 2010 if it is carryover and I get \$20,000-\$30,000 and then I am able to purchase the big ticket item such as the big tractor mower. The mayors actually combine their monies together so that they can purchase a back hoe or a dump truck. This carryover is not because they didn't need the money to spend, but they deliberately saved it so that they can be able to purchase other items that they need for their community. You gave us this tool last fiscal year. We are just asking that you give us the same carryover authority and the prior year obligations so that we can use it again in FY 2011.

#### **Panel Comments and Questions**

None

Senator ben pangelinan: Thank you very much Mr. Sablan. Are there any questions from the panel? There are none. Mayor Gogue, did you wish to testify on the bill?

#### **4. Jesse Gogue- Mayor of the Municipality of Ordot-Chalan Pago**

Jesse Gogue: I testified more today than I have in my entire lifetime. For the record once again, my name is Mayor Gogue and I from the village of Ordot-Chalan Pago. Obviously what my colleagues and our Executive Director had mentioned with regard to the carryover of funds from 2010 has merit. We want as a council to try to be fiduciarly responsible and ensuring how we spend our funds fully supports the requirements that are levied upon us by our communities in order to fulfill the operations expected of our communities. We know that over the past thirty years the roles and responsibilities of supporting agencies like DPW have diminished in great capacity. DPW doesn't do the facilities maintenance that they use to do on government buildings thirty years ago. So the facilities that we are responsible for has a demand. So when we need to do repairs to our roofs as does other government facilities when we need big ticket items because we can't get a backhoe from DPW to clear out drainage systems within our villages which results in flooding of our communities, we need those resources and tools at some point in time in our communities. Without the carryover to consolidate with our current fiscal year funding, it makes it near impossible to perform some of those functions, especially for the smaller villages. In some of our smaller villages like Piti, Umatac, Merizo, Yona, Talofof, that is critical, absolutely critical these carryover funds. Their funds often total less than \$75,000 annually to operate. We purchase recently a zero turn radius riding mower. The thing cost \$16,000 and that is just for us to help maintain our fields. When we are looking at backhoes and potentially dumptrucks, you are talking about \$70,000 and if we don't have the means of allowing us to carryover these things over, combine our resources with the other mayors, to use these types of things cooperatively, we will never be able to do the task often expected of us in our communities. Right now, just in the village of Ordot-Chalan Pago, we are looking at trying to purchase a backhoe just because of the type of area we live. We have got a lot of wetlands. We have got a lot of residential homes that are in low lying areas. We get a lot of flooding within the village of Chalan Pago and Ordot. Likewise, does Agana Heights and even Mangilao. I am working with some of the central village mayors that if we are able to combine our resources from our carryover funds and our current funding levels is that we can go out and buy some of the equipment that we can't get from other agencies to support issues that they at one point of

Agana Heights and even Mangilao. I am working with some of the central village mayors that if we are able to combine our resources from our carryover funds and our current funding levels is that we can go out and buy some of the equipment that we can't get from other agencies to support issues that they at one point of time use to take care of. We got even, just recently, a letter from the Superintendent of the Department of Education asking the mayors to help clean up with ponding basins. We can't clean ponding basins. We can't support those kinds of activities with bushcutters and riding lawn mowers. You know that requires assets. In fact, when I received a letter being the representative to the Guam Education Board as the Mayor's Council representative, I called up George Bamba at DPW and he said Mayor if it is on school property, it's the schools responsibilities. Well, then there is a catch 22 you got the Department of Education saying that they don't have the resources to do it, they look to the mayors to assist and obviously we don't have the resources to do it either. Even some of the easement ponding basins that run along our roads, you drive along this island, you'll see very few of the ponding basins are properly maintained. So when back up and they flood into the residential homes surrounding that ponding basin, they don't call DPW, they call the mayors. Once again, we do not have the resources to address these issues. It takes forever at times to get supporting agencies to come in and help address those issues. We are just asking that we have been fiduciarly responsible, we've acted in the best interest of our communities in ensuring the expenditures of our funds truly support the needs of the community and that without these carryovers it makes it even more difficult to fully meet the programs we are expected to perform within our community to assist our residents. Thank you.

#### **Panel Comments and Questions**

**Chairman pangelinan:** Si Yu'os Ma'ase

**Senator Muna-Barnes:** Si Yu'os Ma'ase Mr. Chair. Can we just include for the record that written testimony in support of this came from Mayor Franklin Taitague with a couple of suggestions. Okay. Thank you.

**Chairman pangelinan:** That concludes our testimony on Bill 462.

### **III. FINDINGS & RECOMMENDATIONS**

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land, hereby reports out Bill No. 462-30 (COR), as substituted by the committee with the recommendation TU REPORT OUT ONLY.

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

2010 SEP 10 PM 4:35  
J.M.W.

Bill No. 462-30 (LS)

Introduced by:

T.R. Muña Barnes  
J.T. Won Pat, Ed.D.

**AN ACT TO ADD NEW SECTIONS 9 AND 10 TO CHAPTER VIII OF PUBLIC LAW 30-196 RELATIVE TO PROVIDING TO THE MAYORS COUNCIL OF GUAM A CONTINUING APPROPRIATION AND AN AUTHORIZATION FOR PAYMENTS OF PRIOR YEAR OBLIGATIONS.**

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

2 **Section 1. Section 9 of Chapter VIII of Public Law 30-196 is hereby added to read**  
3 **as follows:**

4 **“Section 9. Continuing Appropriation to the Mayors Council. The**  
5 **unexpended balance of the funds appropriated to the Mayors Council for Fiscal Year**  
6 **2010 shall not lapse and is available to the Mayors Council for expenditures in Fiscal**  
7 **Year 2011.**

8 **Section 2. Section 10 of Chapter VIII of Public Law 30-196 is hereby added to read**  
9 **as follows:**

10 **“Section 10. Authority to make payments on prior year obligations.**  
11 **Notwithstanding any other provision of Law, the Mayor's Council of Guam (MCOG)**

12 is hereby authorized to utilize unexpended funds appropriated to the MCOG for Fiscal  
13 Year 2010 and carried over to Fiscal Year 2011 as mandated in Public Law 30-196,  
14 Chapter VIII, Section 09, to pay for obligations incurred and to carry over any  
15 remaining unencumbered Fiscal Year 2010 funds appropriated to the MCOG.

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

Bill No.462-30 (LS)  
As Substituted by the Committee on  
Appropriations, Taxation, Banking,  
Insurance, Retirement, and Land

**Introduced by:**

**T.R. Muña Barnes**  
**J.T. Won Pat, Ed.D.**

**AN ACT TO *ADD* NEW SECTIONS 9 AND 10 TO CHAPTER VIII OF PUBLIC LAW 30-196 RELATIVE TO PROVIDING TO THE MAYORS COUNCIL OF GUAM A CONTINUING APPROPRIATION AND AN AUTHORIZATION FOR PAYMENTS OF PRIOR YEAR OBLIGATIONS AND TO MAKE TECHNICAL CHANGES TO THE GENERAL APPROPRIATIONS ACT OF 2011.**

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

2           **Section 1. Section 9 of Chapter VIII of Public Law 30-196 is hereby added to read**  
3 **as follows:**

4                   “Section 9. Continuing Appropriation to the Mayors Council. The  
5 unexpended balance of the funds appropriated to the Mayors Council for Fiscal Year 2010 *shall*  
6 *not* lapse and is available to the Mayors Council for expenditures in Fiscal Year 2011.”

7           **Section 2. Section 10 of Chapter VIII of Public Law 30-196 is hereby added to read**  
8 **as follows:**

9                   “Section 10. Authority to make payments on prior year obligations.  
10 Notwithstanding any other provision of Law, the Mayor's Council of Guam (MCOG) is hereby  
11 authorized to utilize unexpended funds appropriated to the MCOG for Fiscal Year 2010 and  
12 carried over to Fiscal Year 2011 as mandated in Public Law 30-196, Chapter VIII, Section 09, to  
13 pay for obligations incurred and to carry over any remaining unencumbered Fiscal Year 2010  
14 funds appropriated to the MCOG.”

15           **Section 3. General Appropriations Act of 2011 Technical Changes.** Upon further  
16 review of the General Appropriation Act of 2011 by the Bureau of Budget Management and  
17 Research and the Office of Finance and Budget, technical errors were identified that require

1 amendments for further clarification or resolution of conflicting language within and without  
2 said Act and other existing public law.

3 (a) In specific sections in the General Appropriations Act of 2011 funding sources were  
4 omitted and must be identified in order for proper budgeting and allocation  
5 implementation.

6 i. Chapter III, Part III, Section 3 and Section 5 of Public Law 30-196 are  
7 amended to read:

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

14 INCREMENTS AND PROMOTIONS 111 Total \$61,802

15 **Healthy Futures Fund-\$7,309; General Fund-\$54,493**

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

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

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

28 ii. Chapter V, Section 2(e)(3) of Public Law 30-196 is amended to read:

29 “(3) **Agency Expenses Appropriated to Central Cost Accounts**  
30 **Administered by the Department of Administration.** The amounts below  
31 are appropriated from the General Fund and Indirect Cost 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 Department of Administration.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$168,061
WATER/SEWER	Utility Bank Fund	\$40,476
MED/DENTAL INSURANCE	Health Benefit Fund	\$179,708
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$388,244 <u>\$388,245</u>

**Indirect Cost Fund \$50,516 (Power)”**

iii. Chapter V, Sections 2(g) and 2(g)(3) of Public Law 30-196 are amended to read:

**“(g) DEPARTMENT OF REVENUE AND TAXATION**

**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
TRAVEL/MILE	220	\$0	\$0 <u>\$8,500</u>	\$0 <u>\$8,500</u>
CONT. SERV.	230	\$0	\$1,473,892 <u>\$1,465,392</u>	\$1,473,892 <u>\$1,465,392</u>
PHONE/TOLL	363	\$0	\$0 <u>\$113,764</u>	\$0 <u>\$113,764</u>

**Better Public Service Fund \$1,576,609 \$1,585,109 (220-\$8,500; 230-\$1,438,879; 240-\$137,730)**

**Tax Collection Enhancement Fund \$685,712 \$790,976 (111-\$501,592; 112-\$11,370; 113-\$137,737; 230-\$35,013 \$26,513; 363-\$113,714)**

**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$9,036,483
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	\$2,262,321 <u>\$2,376,035</u>
TOTAL	\$11,298,803 <u>\$11,412,518</u>

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 Department of Administration.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$168,061
WATER/SEWER	Utility Bank Fund	\$40,476
MED/DENTAL INSURANCE	Health Benefit Fund	\$179,708
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$388,244 <u>\$388,245</u>

**Indirect Cost Fund \$50,516 (Power)”**

iii. Chapter V, Sections 2(g) and 2(g)(3) of Public Law 30-196 are amended to read:

**“(g) DEPARTMENT OF REVENUE AND TAXATION**

**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
TRAVEL/MILE	220	\$0	\$0 <u>\$8,500</u>	\$0 <u>\$8,500</u>
CONT. SERV.	230	\$0	\$1,473,892 <u>\$1,465,392</u>	\$1,473,892 <u>\$1,465,392</u>
PHONE/TOLL	363	\$0	\$0 <u>\$113,764</u>	\$0 <u>\$113,764</u>

**Better Public Service Fund \$1,576,609 \$1,585,109 (220-\$8,500; 230-\$1,438,879; 240-\$137,730)**

**Tax Collection Enhancement Fund \$685,712 \$790,976 (111-\$501,592; 112-\$11,370; 113-\$137,737; 230-\$35,013 \$26,513; 363-\$113,714)**

**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$9,036,483
FEDERAL MATCHING GRANTS-IN-AID	\$0
SPECIAL FUNDS	\$2,262,321 <u>\$2,376,035</u>
TOTAL	\$11,298,803 <u>\$11,412,518</u>

3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and the Tax Collection Enhancement 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 Department of Revenue and Taxation.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$113,764 <del>\$0</del>
MED/DENTAL INSURANCE	Health Benefit Fund	\$272,737
VACANCY POOL	Vacancy Pool Fund	\$0
TOTAL		<del>\$386,501</del> <u>\$272,737</u>

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

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

iv. Chapter V, Sections 2(i)(2) and 2(i)(3) of Public Law 30-196 are amended to read:

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

INCREMENTS AND PROMOTIONS111 Total \$224,717  
**General Fund-\$100,543; Guam Highway Fund-\$100,133; Solid Waste Operations Fund-\$18,533; DPW Building and Design Fund-\$5,508**

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund, the Guam Highway Fund, DPW Building and Design Fund and the Solid Waste Operations 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 Department of Public Works.

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 \$15,329**

v. Chapter V, Sections 2(p)(1) and 2(p)(3) of Public Law 30-196 are amended to read:

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

INCREMENTS AND PROMOTIONS	111 Total	\$32,834
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**Healthy Futures Fund-\$1,916 General Fund-\$30,918**

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and Healthy Futures 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 Department of Youth Affairs.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$95,943

1	WATER/SEWER	Utility Bank Fund	\$15,780
2	MED/DENTAL INSURANCE	Health Benefit Fund	\$137,358
3	VACANCIES	Vacancy Pool Fund	\$0
4	TOTAL		<u>\$249,081</u>

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

6 vi. Chapter V, Sections 2(q)(3) of Public Law 30-196 are amended to read:

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

16	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
17	POWER	Utility Bank Fund	\$81,406
18	WATER/SEWER	Utility Bank Fund	\$2,770
19	MED/DENTAL INSURANCE	Health Benefit Fund	\$0
20	VACANCIES	Vacancy Pool Fund	\$0
21	TOTAL		<u>\$84,176</u>

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

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

27 iii. Chapter V, Sections 2(r)(2) and 2(r)(3) of Public Law 30-196 are amended to  
28 read:

29 “(2) **Increments and Promotions.** The amount below in this  
30 Subsection is appropriated from the General Fund and Manpower  
31 Development Fund to Object Category 111 for the Department of

Labor/AHRD, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

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

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and Manpower Development 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 Department of Labor/AHRD.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$26,277 <u>\$26,278</u>
VACANCIES	Vacancy Pool Fund	\$238,541
TOTAL		\$264,818 <u>\$264,819</u>

Health Benefits Account: General Fund-\$19,774; Manpower Development Fund-\$6,504  
Vacancies: Manpower Development Fund-\$238,541”

viii. Chapter V, Sections 2(z)(1) and 2(z)(2) of Public Law 30-196 are amended to read:

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

1 and fifty percent (50%) from Federal Matching Grants in Aid awarded to the  
 2 Guam Council on the Arts & Humanities Agency.

3 INCREMENTS AND PROMOTIONS 111 Total \$0

4 (2) **Agency Expenses Appropriated to Central Cost Accounts**  
 5 **Administered by the Department of Administration.** The amounts below  
 6 are appropriated from the General Fund to the Cost Account identified in this  
 7 Subsection and *shall* be used to fund Power, Water/Sewer, Medical and  
 8 Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Council on  
 9 the Arts and Humanities Agency. ~~The funding source for this Subsection~~  
 10 ~~shall be fifty percent (50%) from the General Fund and fifty percent (50%)~~  
 11 ~~from Federal Matching Grants in Aid awarded to the Guam Council on the~~  
 12 ~~Arts & Humanities Agency.”~~

13	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
14	POWER	Utility Bank Fund	\$12,000
15	WATER/SEWER	Utility Bank Fund	\$0
16	MED/DENTAL INSURANCE	Health Benefit Fund	\$0
17	VACANCIES	Vacancy Pool Fund	\$0
18	TOTAL		<u>\$12,000”</u>

19 (b) In specific sections in the General Appropriations Act of 2011 double appropriations  
 20 appear as a result of miscellaneous appropriations in the Base Operational  
 21 Appropriation table and following subsections. The following changes shall result in  
 22 a reduction to appropriations however the outcome is consistent with the intent of a  
 23 balanced budget.

i. Chapter V, Sections 2(f) and 2(f)(1) of Public Law 30-196 are amended to read:

“(f) **GUAM ELECTION COMMISSION SUMMARY OF  
BASE OPERATIONAL APPROPRIATION**

<b>MISC</b>	<b>290</b>	<del><b>\$208,400</b></del> <b>\$258,400</b>	<b>\$0</b>	<del><b>\$208,400</b></del> <b>\$258,400</b>
<b>POWER</b>	<b>361</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>WATER/SEWER</b>	<b>362</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>PHONE/TOLL</b>	<b>363</b>	<b>\$12,850</b>	<b>\$0</b>	<b>\$12,850</b>
<b>CAP. OTLY.</b>	<b>450</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>GR. TOTAL</b>		<del><b>\$1,092,688</b></del> <b>\$1,142,688</b>	<b>\$0</b>	<del><b>\$1,092,688</b></del> <b>\$1,142,688</b>

**SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

GENERAL FUND	\$1,092,688\$1,142,688
FEDERAL MATCHING GRANTS -IN-AID	\$0
SPECIAL FUNDS	\$0
<b>TOTAL</b>	<del><b>\$1,092,688</b></del> <b>\$1,142,688</b>

(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to ~~appropriate~~ allocate the sum of One Hundred Twenty-four Thousand Five Hundred Ninety-two Dollars (**\$124,592**) in the Base Operational Appropriation in this Section 2(f) from the General Fund to the Guam Election Commission to cover the shortfall from the Special Election held in March of 2010, in addition to their initial request in the following Object Classes:

Object Class 230: One Hundred Thousand Dollars (**\$100,000**); and

Object Class 233: Twenty-four Thousand Five Hundred Ninety-two Dollars (**\$24,592**).

The sum of Two Hundred Fifty Thousand Dollars (**\$250,000**) ~~shall be appropriated~~ allocated in the Base Operational Appropriation in this Section 2(f) from the General Fund to the Guam Election Commission in Object Category 290 pursuant to Title 3, Guam Code Annotated, Chapter 21 the Guam Decolonization Registry. Pursuant to Guam law, *at least* seventy

1 percent (70%) of those eligible to vote pursuant to Title 1, Guam Code  
2 Annotated, Chapter 21 must be registered in the Decolonization Registry  
3 before a plebiscite can be scheduled. *I Liheslaturan Guåhan* intends that the  
4 GEC efforts to update the Decolonization Registry be prioritized and  
5 expedited, toward the goal of obtaining registrations of approximately seventy  
6 percent (70%) of those persons eligible to vote in the plebiscite in the next  
7 fiscal year.”

8 ii. Chapter V, Section 2(p)(4) of Public Law 30-196 is amended to read:

9 “(4) **Youth Program Appropriation.** The sum of Three Hundred  
10 Seventy-one Thousand Six Hundred Seventy-seven Dollars (**\$371,677**) is  
11 ~~appropriated~~ allocated from the General Fund in the Base Operational  
12 Appropriation in this Section 2(p), Object Class 230 for Fiscal Year 2011  
13 to the Department of Youth Affairs (DYA) to fund programs contracted  
14 out to non-governmental organizations for youths who are runaways,  
15 homeless, or victims of abuse.”

16 iii. Chapter V, Section 2(q)(1) of Public Law 30-196 is amended to read:

17 “(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for  
18 the Guam Environmental Protection Agency to expend their funds in  
19 accordance with the object class appropriations. The Guam  
20 Environmental Protection Agency *shall not* have the authority to transfer  
21 any funds between object classes. Funds *shall only* be transferred to the  
22 travel object class in so much as the funds transferred represent the local  
23 match to authorized federal travel.

24 It is the intent of *I Liheslaturan Guåhan* to increase the appropriations  
25 level of the Guam Environmental Protection Agency (GEPA). The  
26 additional funds *shall* be appropriated from the Tourist Attraction Fund  
27 and the Solid Waste Operations Fund. The appropriation recognizes the  
28 importance of environmental protection to the island’s fragile ecological  
29 balance and continued sustainability. Appropriations from these funds  
30 recognize that the cost imposed to the Agency *shall* be offset by funds  
31 generated related to these activities.

1           The sum of Two Hundred Thousand Dollars (**\$200,000**) *shall* be  
2 ~~appropriated~~ allocated in the Base Operational Appropriation in this  
3 Section 2(q), Object Class 290 from the Solid Waste Operations Fund to  
4 the Guam Environmental Protection Agency. The appropriation  
5 recognizes the duties and responsibilities of the Agency related to the  
6 closure, monitoring, and opening of the island’s landfills.

7           ~~The Tourist Attraction Fund shall provide resources to the Guam~~  
8 ~~Environmental Protection Agency for tasks performed by the Agency~~  
9 ~~related to the monitoring of the island’s beaches and any other tourist~~  
10 ~~infrastructure. As tourism represents a major contributor to the island’s~~  
11 ~~economy, the following appropriation ensures that the island’s beaches are~~  
12 ~~safe for recreational and commercial use.~~

13           ~~Beach Monitoring. The sum of One Hundred Thousand Dollars~~  
14 ~~(\$100,000) is hereby appropriated from the Tourist Attraction Fund to the~~  
15 ~~Guam Environmental Protection Agency for the sole purpose of beach~~  
16 ~~monitoring. This appropriation shall continue to be available until~~  
17 ~~expended. This appropriation is not subject to transfer or use for any other~~  
18 ~~purpose.”~~

19           iv. Chapter V, Sections 2(r)(1) and 2(r)(4) of Public Law 30-196 are amended  
20 to read:

21           “(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that  
22 ~~an additional allocation of One Hundred Fifty Thousand Dollars~~  
23 ~~(\$150,000) to the Department of Labor/Agency for Human Resources~~  
24 ~~Development shall be allocated from the Manpower Development Fund in~~  
25 ~~the Base Operational Appropriation in this Section 2(r): Object Classes~~  
26 ~~111 (\$112,500) and 113 (\$37,500) and The funds shall be used~~  
27 ~~exclusively for the sole purpose of Alien Labor Processing and~~  
28 ~~Compliance Inspections.~~

29           (4) **Appropriation to the Worker’s Compensation Fund.** The sum  
30 of Seven Hundred Ninety-eight Thousand Five Hundred Ninety-three  
31 Dollars (**\$798,593**) is ~~appropriated~~ allocated from the General Fund in the

1                   Base Operational Appropriation, Object Class 290 in this Section 2(r) to  
2                   the Department of Labor for the Worker's Compensation Fund for Fiscal  
3                   Year 2011 for Worker's Compensation payments pursuant to §9144, Title  
4                   22, Guam Code Annotated, including, obligations incurred in past years  
5                   and in the future. Said appropriation may be used to pay for medical,  
6                   surgical, and other treatment; nurses; hospital services; medical travel and  
7                   per diem costs; medicine; crutches; and equipment required by a claimant  
8                   for such period as his injury and the recovery therefrom may require. Said  
9                   appropriation *shall not* be expended for disability compensation payments  
10                  for FTE's funded by this Act. The Director of Labor may use *no more*  
11                  *than* Forty Thousand Dollars (**\$40,000**) from said appropriation to pay for  
12                  legal services for Worker's Compensation hearings.”

13                  v. Chapter V, Sections 2(v)(1) of Public Law 30-196 is amended to read:

14                         “(1) Legislative Intent. It is the intent of *I Liheslaturan Guåhan* to  
15                         allocate the sum of Ninety Thousand Dollars (\$90,000) in the Base  
16                         Operational Appropriation in this Section 2(v) from the General Fund, ~~in~~  
17                         ~~addition to their original request~~ to Object Category 230 within the  
18                         Veterans Affairs Office, to contract maintenance services to address the  
19                         deficiencies of the Veterans Cemetery.”

20                  (c) In specific sections in the General Appropriations Act of 2011 deletions are required  
21                  to clarify conflicting legislation in order for proper budgeting and allocation  
22                  implementation.

23                  i. Chapter III, Part III, Section 7 of Public Law 30-196 is repealed.

24                  ii. Chapter V, Section 2(x)(1) of Public Law 30-196 is amended to read:

25                         “(1) Legislative Intent. It is the intent of *I Liheslaturan Guåhan* to  
26                         allocate Seventy-two Thousand Four Hundred Forty-nine Dollars (\$72,449) in  
27                         the Base Operational Appropriation in this Section 2(x) from the General  
28                         Fund into Object Category 230 for the purpose of installing a fire alarm  
29                         system at the Chamorro Village.



1 (d) Chapter V, Section 2(a) "EXECUTIVE DIRECTION" of Public Law 30-196 require  
2 clarification of legislative intent and reprogramming of funds in order for proper  
3 budgeting and allocation implementation.

4 i. Chapter V, Section 2(a)(1) of Public Law 30-196 is amended to read:

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

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

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

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

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

12 ii. Chapter V, Section 2(a)(3) of Public law 30-196 is amended to read:

13 **“(3) Agency Expenses Appropriated to Central Cost Accounts**  
 14 **Administered by the Department of Administration.** The amounts below  
 15 are appropriated from the General Fund to the cost Account identified in this  
 16 Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental  
 17 Insurance and Vacancies in Fiscal Year 2011 for the *Office of I Maga'lahi*. The  
 18 appropriation for Object Category 113 (Benefits) in Section 2(a) of the Base  
 19 Operational Appropriation for the Office of I Maga'lahi for General Fund and  
 20 Special Fund includes Medical and Dental Insurance.”

21 iii. Chapter V, Section 2(a) of Public Law 30-196 is amended to read:

22	<b>“OT/SP</b>	<b>112</b>	<b>\$223,494</b>	<b>\$0</b>	<b>\$0</b>	<b>\$223,494</b>	<b>\$0</b>
23	<b>BENEFITS</b>	<b>113</b>	<b>\$906,242</b>		<b>\$79,930</b>	<b>\$986,172</b>	
24			<b>\$1,129,736</b>			<b>\$1,209,666”</b>	

25  
 26 (e) Chapter I, Section 9 “Debt Service Continuing Appropriation” of Public Law 30-196  
 27 require clarification of individual amounts in order for proper budgeting and allocation  
 28 implementation. Four of the debt service appropriations in this section carried over the  
 29 previous fiscal year payment amounts. The following changes reflect the correct  
 30 amounts required for the FY 2011 payments. Chapter I Section 9 of Public Law 30-196  
 31 is amended to read:

1           **“Section 9. Debt Service Continuing Appropriation.** The following are  
2 continuing appropriations for debt service requirements:

3           **A. GENERAL OBLIGATION BONDS, SERIES 1993 A** ~~\$2,894,049~~ **\$2,895,261** 1/

4 (For education capital projects; Real Property Taxes pledged; due FY 2018 as  
5 final year; P.L. 29-19 and P.L. 29-21, net of UOG Bond Payment Obligation  
6 ~~\$2,028,008~~ \$2,027,488)

7           **1/ Territorial Education Facilities Fund**

8           **B. LIMITED OBLIGATION HIGHWAY REFUNDING**

9           **BOND 2001 SERIES A** ~~\$6,030,775~~ **\$6,027,225** 2/

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

12           **2/ Guam Highway Fund**

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

14           **SERIES A, 2001 (SECTION 30 FUNDS)** ~~\$9,822,288~~ **\$9,825,275** 3/

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

17           **3/ Section 30 Funds (General Fund)**

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

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

21           **4/ Section 30 Funds (General Fund)**

22           **E. LIMITED OBLIGATION INFRASTRUCTURE**

23           **IMPROVEMENT BONDS, 1997 SERIES A (TAF)** ~~\$6,657,176~~ **\$4,778,016** 5/

24 (Tumon Redevelopment; payment from the Tourist Attraction Fund, pursuant to  
25 P.L. 24-111)

26           **5/ Tourist Attraction Fund**

27           **F. 2008 SHORT TERM FINANCING** ~~\$4,202,213~~ **\$4,202,213** 6/

28 (Line of Credit; P.L. 29-69 amended by P.L. 29-82 & P.L. 29-87; due FY 2012 as  
29 the final year; source of payment General Fund, secondary Section 30 Funds)

30           **6/ General Fund**

31           **G. GENERAL OBLIGATION BONDS, SERIES 2007 A** ~~\$7,874,700~~ **\$7,874,700** 7/

1 (Partial refunding of GOB, 1993 Series A, funding capital projects and certain  
2 obligations of the Government of Guam; due FY 2037 as final year; P.L. 29-19,  
3 and P.L. 29-21)

4 **7/ Territorial Education Facilities Fund**

5 **H. LIMITED OBLIGATION (SECTION 30) BONDS, SERIES 2009A \$7,135,019 8/**

6 (To finance cost for the new landfill and the closure of Ordot Dump; P.L. 30-1  
7 amended by P.L. 30-7; Due FY 2035 as final year).

8 **8/ Solid Waste Operations Fund**

9 **I. GENERAL OBLIGATION BONDS, 2009 SERIES A \$23,278,492 9/**

10 (To finance certain expenses affecting General Fund Deficit; P.L. 29-113  
11 amended by P.L. 30-7; Due FY 2040 as final year)

12 **9/ General Fund**

13 **GRAND TOTAL DEBT SERVICE \$67,298,019”**

14 (f) Other sections of the General Appropriations Act of 2011 require amendments in  
15 order for proper budgeting and allocation implementation. The following changes are  
16 unable to be categorized in a specific set of changes and thus represent a  
17 miscellaneous group of changes.

18 i. Chapter II, Part I, Section 9 of Public Law 30-196 is amended to read:

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

23 (a) The sum of Two Million Dollars (**\$2,000,000**) is appropriated  
24 from the General Fund from Fiscal Year 2011~~1~~<sub>2</sub> revenues to the GDOE for  
25 the purchase of textbooks, e-book readers and related classroom  
26 instructional materials, to include software, sheet music and music books.  
27 The Superintendent of GDOE may, *if necessary*, through agreements with  
28 textbook vendors, defer payment for said materials until after October 1,  
29 2011 but *no later than* December 31, 2011, with the full faith and credit of  
30 the government of Guam.”

1 ii. Chapter VIII, Sections 4 and 5 of Public Law 30-196 are amended to read:

2 “**Section 4. Streets Maintenance and Beautification.** The sum of  
3 One Million Thirty-six Thousand Twenty-six Dollars (\$1,036,026)~~Four~~  
4 ~~Hundred Seventy Thousand Nine Hundred Twenty-one Dollars (\$470,921)~~ is  
5 appropriated from the Tourist Attraction Fund to the Mayors Council of Guam  
6 for Fiscal Year 2011 for the maintenance and beautification of village  
7 secondary and tertiary roads, and for the operations of the Mayors’ offices, but  
8 *not* for personnel costs. Said funds *shall not* be subject to any transfer  
9 authority of *I Maga’låhen Guåhan*, and *shall* be divided among the Village  
10 Mayors as follows:

11 (a) Each Mayor *shall* receive the sum of Twenty Thousand  
12 Dollars (**\$20,000**); and

13 (b) The remaining balance of the fund *shall* be distributed to  
14 each Mayor pro rata based on the total road mileage in his village as a  
15 percentage of Guam’s total road mileage in the most current report of  
16 Guam Roads Pavement Inventory of the Department of Public Works.

17 **Section 5. Island-wide Village Beautification Projects.** The sum of  
18 Four Hundred Seventy Thousand Nine Hundred Twenty-one Dollars  
19 (**\$470,921**)~~One Million Thirty-six Thousand Twenty-six Dollars (\$1,036,026)~~  
20 is appropriated from the Tourist Attraction Fund to the Mayors Council of  
21 Guam for Island-wide Village Beautification Projects to include:

22 (a) the maintenance and repair of the village’s recreational  
23 facilities under the jurisdiction of the Mayor;

24 (b) the maintenance and repair of each village’s main roads;  
25 and

26 (c) the planting and maintenance of each village’s official  
27 flower and other flowering plants, shrubs and trees adjacent to the  
28 village’s main roads, public restrooms and recreational facilities. A  
29 Mayor may contract with a private entity to provide the services  
30 authorized by this Section, subject to the Guam Procurement Law, Chapter  
31 5, Title 5, Guam Code Annotated.”

1           iii. A new Subsection 4 is added to Chapter V, Section 2(q) of Public Law 30-  
2           196:

3                   **“Section 4. Beach Monitoring.** The Tourist Attraction Fund *shall*  
4           provide resources to the Guam Environmental Protection Agency for tasks  
5           performed by the Agency related to the monitoring of the island’s beaches and  
6           any other tourist infrastructure. As tourism represents a major contributor to  
7           the island’s economy, the following appropriation ensures that the island’s  
8           beaches are safe for recreational and commercial use.

9                   The sum of One Hundred Thousand Dollars (**\$100,000**) is hereby  
10           appropriated from the Tourist Attraction Fund to the Guam Environmental  
11           Protection Agency for the *sole* purpose of beach monitoring. This  
12           appropriation *shall* continue to be available until expended. This  
13           appropriation is *not* subject to transfer or use for any other purpose.”

iv. Chapter V, Section 2(aa) of Public Law 30-196 is amended to read:

“(aa) **GUAM FIRE DEPARTMENT**

**SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	<del>\$12,112,844</del> <u>\$12,478,844</u>	\$1,009,830	<del>\$13,122,674</del> <u>\$13,488,674</u>
OT/SP	112	\$1,895,257	<del>\$194,105</del> <u>\$56,105</u>	<del>\$2,089,362</del> <u>\$1,951,362</u>
BENEFITS	113	<del>\$4,180,142</del> <u>\$4,308,092</u>	<del>\$197,329</del> <u>\$335,329</u>	<del>\$4,377,471</del> <u>\$4,643,421</u>
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	<del>\$589,950</del> <u>\$96,000</u>	<del>\$216,544</del> <u>\$10,050</u>	<del>\$806,494</del> <u>\$106,050</u>
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	<del>\$2,288,018</del> <u>\$2,081,524</u>	<del>\$21,622,406</del> <u>\$21,415,912</u>

Enhanced 911 Emergency Reporting System Fund \$1,634,994 (111-\$547,830; 112-\$56,105; 113-\$197,329; 230-\$150,000; 240-\$82,296; 250-\$224,000; 290-\$216,544 \$10,050; 363-\$48,000; 450-\$112,890)

Fire, Life and Medical Emergency Fund \$653,024 (111-\$462,000; ~~112~~ 113-\$138,000; 230-\$10,000; 240-\$10,000; 250-\$33,024)”

v. A new Section 8 is added to Chapter V, Section 2(aa) of Public Law 30-196:

“Section 8. E911 Dispatchers & Administrator Positions. The sum of Two Hundred Six Thousand Four Hundred Ninety Four Dollars (**\$206,494**)

is appropriated from the Enhanced 911 Emergency Reporting System Fund to the Guam Fire Department for Fiscal Year 2011 to fund positions of E911 Dispatchers and a E911 Administrator critical to the operations of the Emergency “911” telephone communication system.”

vi. Chapter III, Part II Section 2 of Public Law 30-196 is amended to read:

<b>“DRUG TEST</b>	<b>271</b>	<b>\$0 \$150</b>	<b>\$0</b>	<b>\$0 \$150</b>
<b>SUBGRANT</b>	<b>280</b>	<b>\$150 \$0</b>	<b>\$0</b>	<b>\$150 \$0”</b>

vii. Chapter X, Section 5 of Public Law 30-196 is hereby amended to read:

**“Section 5. Appropriation to GVB for the Pacific War Museum Foundation.** The sum of ~~Seventy-five Thousand Dollars (\$75,000)~~ Thirty Five Thousand Dollars (\$35,000) is hereby appropriated from the TAF to the GVB for the Fiscal Year 2011 operations and expansion of the Pacific War Museum.”

viii. A new Section 13 of Chapter X of Public Law 30-196 is added to read:

**“Section 13. Appropriation to GVB for the Traditions Affirming our Seafaring Ancestry (TASA).** The sum of Forty Thousand Dollars (~~\$40,000~~) is appropriated from the TAF to the GVB for Fiscal Year 2011.

ix. Chapter V, Section 2(v)(1) of Public Law 30-196 is hereby amended to read:

**“(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate the sum of Ninety Thousand Dollars (~~\$90,000~~) from the General Fund, in addition to their original request to Object Category 230 within the Veterans Affairs Office, to either hire full-time, permanent employee(s) or to contract maintenance services to address the deficiencies of the Veterans Cemetery.

x. Chapter V, Section 2(e)(11) is hereby amended to read as follows:

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

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

7                    The government of Guam through the Department of Administration *shall*  
8 contract with a third party provider whereby collections of non-cash payments  
9 received are processed. The third party service provider *shall* remit the full value  
10 of the liability owed by the payer to the government of Guam. The third party  
11 service provider *shall* have the ability to accept non-cash payments received and  
12 charge necessary fees related to the processing of the payments.

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

18                    Effective ~~January 1, 2011~~ April 1, 2011, the Department of Administration  
19 Base Operational Budget *shall* be de-appropriated for all bank fees charged to the  
20 government of Guam for payment of taxes, fees or any other payments that result  
21 in reduced revenue to the government of Guam. On a monthly basis, all bank fees  
22 charged to the government of Guam *shall* be de-appropriated from the Base  
23 Operational Budget in Chapter V Subsection (e) and re-appropriated to said bank  
24 fees.

25                    The Director of the Department of Administration *shall* provide a report to  
26 *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* by January 15,  
27 2011, on the status of the mandate set forth in this Section and *shall* appear before  
28 the Committee on Appropriations and present the findings. In the event that bank  
29 fees are still being charged after ~~January 2, 2011~~ April 1, 2011, a monthly de-  
30 appropriation report *shall* be sent to *I Maga'låhen Guåhan* and the Speaker of *I*  
31 *Liheslaturan Guåhan* no later than the 15<sup>th</sup> of the following month.”

1            **Section 4. Effective Date.** Notwithstanding any other provisions of law, the action  
2 requested herein is approved and will be in effect when this Act is signed into law by the  
3 Governor.

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



**Mina' Trenta Na Liheslaturan Guahan**  
**THIRTIETH GUAM LEGISLATURE**

**Senator vicente "ben" c. pangelinan**

**COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING, INSURANCE, RETIREMENT AND LAND**  
**PUBLIC HEARING**  
**Friday, December 3, 2010**  
**Bill No. 462-30 (COR)**  
**SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Mayor Jose Terlay	Yona	764-1525	mayor_pacho@yahoo.com		✓		yes
Melissa SANANAS					✓		yes
Ben (CUMM) AOTAN	PITI	472123			✓		yes
Angel Sablan					✓		✓

**Mayor Franklin M. Taitague  
Municipality of Inarajan  
P.O. Box 786  
Hagatna, Guam 96932**

475-2510 (O), 828-8035 (H), 482-4666 ©

**TESTIMONY ON BILL 462-30(LS)**

For the record, my name is Franklin M. Taitague, Mayor of the beautiful & historic village of Inalahan.

Buenas yan Hafa Adai! On behalf of the Inarajan Municipal Planning Council and all the wonderful citizens of Inalahan, I wish to express my sincerest gratitude and Dungkulo na Si Yu'os Ma'ase for the opportunity to present our comments on 462-30(LS).

Year after year, the MCOG would graciously accept the Lump Sum budget given each year. Each year no matter how small or large the areas of responsibilities are for the districts, we seemed to always agree that the funds given, be allocated evenly and judiciously among each municipalities. Therefore, prudence and responsible spending are incumbent upon each Mayor to last them throughout the year. As a result however, certain maintenance, equipment parts, equipment repairs, facility repairs, facility improvements, youth programs, mayor's functions, community activities, sports equipment and many others are sacrificed or put on hold because of limited funds.

Perhaps to avoid us from seeking this process each year; if I may, I like to suggest that because each district have their own unique community and operating needs, to please allow us, either by district or as a Council, to submit an **itemize budget**. Since I've been a Mayor, it always been a Lump Sum Budget. Our capital improvement needs, heavy equipment, major repairs, and other important needs within our communities are not provided or given great consideration in this type of budgeting. For those returning senators to the 31<sup>st</sup> Guam Legislature and hopefully with Senator Barnes as our continuing Oversight Chair, I ask that you consider this request for fiscal year 2012.

Honorable Senators, your support and approval of Sections 9 & 10 of this Bill will again greatly assist the MCOG this fiscal year. I fully support Bill 462-30(LS) and I seek its passage with this body.

Si Yu'os Ma'ase,

*/s/ Franklin M. Taitague*

**Bureau of Budget & Management Research**  
**Fiscal Note of Bill No. 462-30 (COR)**

**Bill Title (Preamble): AN ACT TO ADD NEW SECTIONS 9 AND 10 TO CHAPTER VIII OF PUBLIC LAW 30-196 RELATIVE TO PROVIDING TO THE MAYORS COUNCIL OF GUAM A CONTINUING APPROPRIATION AND AN AUTHORIZATION FOR PAYMENTS OF PRIOR YEAR OBLIGATIONS.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Mayor's Council of Guam	Dept./Agency Head: Angel Sablan
Department's General Fund (GF) appropriation(s) to date:	\$9,396,691
Department's Other Fund (specify): Tourist Attraction Fund      Appropriation(s) to date:	\$1,506,947
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$10,903,638</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	Other (Specify): Special Funds	Total:
FY 2011 Adopted Revenues	\$0	\$0	\$0
FY Appro. to P.L. 30-196 thru 30-XXX	\$0	\$0	\$0
<b>Sub-total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Less appropriation in Bill</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Total:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of Current FY (if applicable)	Second Year	Third Year	Fourth Year	Fifth Year
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Other Fund:	\$0	\$0	\$0	\$0	\$0	\$0
<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

- Does the bill contain "revenue generating" provisions?      // Yes      /X/ No  
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation?      /X/ N/A      // Yes      // No  
If no, what is the additional amount required? \$ \_\_\_\_\_
- Does the Bill establish a new program/agency?      // N/A      // Yes      /X/ No  
If yes, will the program duplicate existing programs/agencies?      /X/ N/A      // Yes      // No  
Is there a federal mandate to establish the program/agency?      /X/ N/A      // Yes      // No
- Will the enactment of this Bill require new physical facilities?      // Yes      /X/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason:      // Yes      /X/ No  
// Requested agency comments not received by due date      /X/ Other: Time constraint

Analyst(s): Joe Certeza	Date: 10/15/2010	Director: 	Date: OCT 18 2010
		Bertha M. Duenas	

**Footnote: Should FY2010 General Fund revenue collections fall short of the FY2010 General Fund Adopted Revenue, the Bill will have a potential fiscal impact for additional funding from the General Fund of \$1,083,444 which is the anticipated carryover of the Mayors Council of Guam FY2010 budget appropriation as of 09/30/2010.**



**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  
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**James V. Espaldon  
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September 13, 2010

**MEMORANDUM**

**To: Pat Santos**  
*Clerk of the Legislature*

**Attorney Therese M. Terlaje**  
*Legislative Legal Counsel*

**From: Senator Rory J. Respicio** *[Signature]*  
*Chairperson, Committee on Rules*

**Subject: Referral of Bill No. 462-30 (LS)**

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 462-30(LS).

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 V. Tajalle at 472-7679.

*Si Yu'os Ma'åse'!*

(1) Attachment

2010 SEP 13 AM 10:48  
*[Signature]*

*I Mina'Trenta Na Liheslaturan Guåhan*

**Bill Log Sheet**

**September 7, 2010**

Page 1 of 1

<b>Bill No.</b>	<b>Sponsor(s)</b>	<b>Title</b>	<b>Date Introduced</b>	<b>Date Referred</b>	<b>120 Day Deadline</b>	<b>Committee Referred</b>	<b>Public Hearing Date</b>	<b>Date Committee Report Filed</b>	<b>Status (Date)</b> Passed? Failed? Vetoed? Overridden? Public Law?
B462-30 (LS)	T.R.Muna Barnes; JudithT. Won Pat, Ed.D.	An ACT TO ADD NEW SECTIONS 9 AND 10 TO CHAPTER VIII OF PUBLIC LAW 30-196 RELATIVE TO PROVIDING TO THE MAYORS COUNCIL OF GUAM A CONTINUING APPROPRIATION AND AN AUTHORIZATION FOR PAYMENTS OF PRIOR YEAR OBLIGATIONS	9/10/10 4:35 p.m.	9/13/10		Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land			



Mina'Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

November 26, 2010

Memorandum

To: All Senators

From: Senator ben pangelinan

Re: Public Hearing Notice – FIRST NOTICE

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 and Land will conduct a public hearing beginning at **8:30am, Friday, December 3, 2010** at the Guam Legislature's Public Hearing Room. The following bills are the agenda;

**Bill No. 421-30 (COR): An Act to create a Festival of Pacific Arts Revolving Fund**

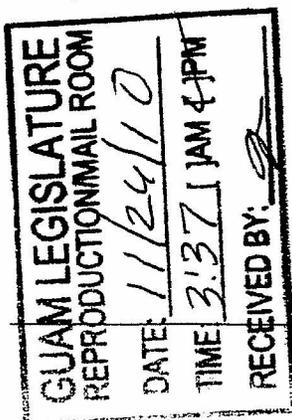
**Bill No. 429-s0 COR): An act to amend §26404 of Chapter 26 Title 11 Guam Code Annotated to eliminate the tax exemption on liquid fuels transshipped through Guam, and to create an environmental risk mitigation fund.**

**Bill No. 430-30 (COR: An Act to appropriate the sum of One Hundred Forty-One Thousand Dollars from the General Fund for FY 2011 to the Guam Election Commission to pay for prior year's obligation.**

**Bill No. 440-30 (COR): An Act to authorize the sale of a portion of Lot No. 87-4-2-R1, not to exceed 114± Square meters, under the inventory of Chamorro Land Trust**

**Bill No. 449-30 (COR): An Act to Relative to re-zoning Lot No. 10117-R6, located in the Municipality in Dededo, From Commercial ("C") to Light Industrial (M1) for purposes of establishing business related to construction and warehouse activities.**

**Bill No. 458-30 (COR): An Act to rezone Lot Nos. 3261-R4, 3261-2, 3261-1-R3, 3261-1-2 and 3261-1-1 R1 all in the Municipality of Chalan Pago from Residential "R-1" to Light Industrial "M1" zone.**



324 W. Soledad Ave. Suite 100, Hagåtña, Guam 96910

Tel: (671) 473-(4BEN) 4236 - Fax: (671) 473-4238 - Email: senbenp@guam.net

Memo to: All Senators  
November 26, 2010  
Page 2

**Bill No. 462-30 (COR): An act to add a new Section 9 and 10 to Chapter VIII of Public Law 30-196 Relative to providing to the Mayors Council of Guam continuing appropriation and an authorization for payments of prior year obligations.**

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**Bill No. 484-30 (COR): An act to appropriate funds for the repairs to the Agat Gym.**

**Bill No. 491-30 (COR): An act to amend §26201 and §26202(e) of Chapter 6 Title 11 of The Guam Code Annotated, Relative to the Business Privilege Tax on Contractors**

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**Bill No. 494-30 (COR): An Act to zone Apra Harbor Reservation Lot F-12-1 and Lot F-12-R1, in the Municipality of Piti, to Light Industrial ("M-1") Zone.**

cc: Tom Unsiong, Sergeant-at-Arms  
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**Public Hearing - FIRST NOTICE**

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cc Jay Sunga <ajsunga@senatorada.org>, Frances Lizama <lizama.frances@gmail.com>, jamespcastro@gmail.com, epgogue@hotmail.com, Peter Leon Guerrero <peterlg@gmail.com>, roberto.phil@gmail.com, Doctor Wyttenbach-Santos <doc.wyttenbachsantos@gmail.com>, Cheisa Muna-Brecht <cmunabrecht@guamlegislature.org>, patrick cepeda <patrickcapeda@hotmail.com>, Elaine Tajalle <elainevtl@gmail.com>, phil@raytenorio.com, michael.bumaget@gmail.com, Frank Torres <fbtorres@yahoo.com>, Yong Pak <yong@guamlegislature.org>, Joe Leon Guerrero <sgtams@guamlegislature.org>, tunslog@guamlegislature.org, Pat Santos <psantos@guamlegislature.org>

date Fri, Nov 26, 2010 at 4:00 PM

subject Public Hearing - FIRST NOTICE

mailed-by guamlegislature.org

Please see attached.

--  
 Lisa Cipollone  
 Chief of Staff  
 Office of Senator ben c. pangelinan  
 (671) 473-4236  
 cipo@guamlegislature.org

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wealthy neighbor tried any provocations."

The sudden spike in tension in the world's fastest growing economic region is putting mounting pressure on China to ease its prickly ally. South Korean media reports said Tuesday's artillery attack was likely personally ordered by elusive North Korean leader Kim Jong-il.

(North Korea) will wage second and even third rounds of attacks without any hesitation, warmongers in South Korea like reckless military provocations again," the North's KCNA news agency, using typically effusive language, quoted a statement from the military as follows.

"The U.S. cannot evade the blame for the recent shelling," it added. "If the U.S. truly desires

The United States and South Korea are to hold joint military exercises next week, with the aircraft carrier USS George Washington participating, although KCNA made no mention of that.

"Over telephone talks with Secretary (of State) Hillary Clinton, we agreed that through the drill, we will be able to ...send a clear message to the North in relation to the recent situation," a South Korean Foreign Ministry spokesman said.

North Korean leader Kim Jong-un, and his son and designated heir, Jong-un, visited the Yellow Sea coastal artillery base from where shells were fired at a South Korean island near the disputed maritime boundary just hours before the attack, newspapers in Seoul said.

South Korea's military was

The government declined to comment.



**Mina' Trenta Na Lihelaturan Guahan  
THIRTIETH GUAM LEGISLATURE**

**Senator vicente "ben" pangelinan  
Office of the People**

**INEKUNGOK PUPBLEKO (PUBLIC HEARING)**

Betnes, gi diha 3 gi Disembre 2010

(Friday, December 3, 2010)

**Kuatton Inekungok Pupleko gi Lihelaturan Guahan  
(Guam Legislature Public Hearing Room)**

Gi alas 8:30 gi ega'an (8:30 AM)

**TAREHA (AGENDA)**

**I Priniponi Siha:**

**Bill No. 421-30 (COR):** An Act to create a Festival of Pacific Arts Revolving Fund

**Bill No. 429 (Ada):** An act to amend §26404 of Chapter 26 Title 11 Guam Code Annotated to eliminate the tax exemption on liquid fuels transshipped through Guam, and to create an environmental risk mitigation fund.

**Bill No. 430-30 (COR):** An Act to appropriate the sum of One Hundred Forty-One Thousand Dollars from the General Fund for FY 2011 to the Guam Election Commission to pay for prior year's obligation.

**Bill No. 440-30 (COR):** An Act to authorize the sale of a portion of Lot No. 87-4-2-R1, not to exceed 114+ Square meters, under the inventory of Chamorro Land Trust

**Bill No. 449-30 (COR):** An Act to Relative to re-zoning Lot No. 10117-R6, located in the Municipality in Dededo, From Commercial ("C") to Light Industrial (M1) for purposes of establishing business related to construction and warehouse activities.

**Bill No. 458-30 (COR):** An Act to rezone Lot Nos. 3261-R4, 3261-2, 3261-1-R3, 3261-1-2 and 3261-1-1 R1 all in the Municipality of Chalan Pago from Residential "R-1" to Light Industrial "M1" zone.

**Bill No. 462-30 (COR):** An act to add a new Section 9 and 10 to Chapter VIII of Public Law 30-196. Relative to providing to the Mayors Council of Guam continuing appropriation and an authorization for payments of prior year obligations.

**Bill No. 471-30 (COR):** An act to rezone Lot No. 5, Block No. 3 Tract 172 Agricultural Subdivision of Lot No. 10065 Mogfog, Dededo to Commercial Zone "C" for the purpose of constructing a multi-purpose community center for public usage.

**Bill No. 472-30 (COR):** An act to authorize the Governor of Guam to convey Lot 5412-2 in the municipality of Mangilao to the Guam Power Authority to provide necessary land for the development of a consolidated central office.

**Bill No. 484-30 (COR):** An act to appropriate funds for the repairs to the Agat Gym.

**Bill No. 491-30 (COR):** An act to amend §26201 and §26202(e) of Chapter 6 Title 11 of The Guam Code Annotated, Relative to the Business Privilege Tax on Contractors

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**Bill No. 494-30 (COR):** An Act to zone Apra Harbor Reservation Lot F-12-1 and Lot F-12-R1, in the Municipality of Piti, to Light Industrial ("M-1") Zone.

**Yanggen un nisisita espesiát na setbisio put fabot ágang i lflisan Senadot ben pangelinan gi 473-423677, i-mel si senbenp@guam.net , patsino hálom gi i uepsait gi www.senbenp.com. Este na nutislu inapási nu i fendon gubetnamento.**

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*Joaquin C. Flores, P.E.  
General Manager*

**NOTIFICATION FOR BID**

by the GUAM POWER AUTHORITY Bond Funds.

**DATE: TIME: DESCRIPTION:**

- 11/10 2:00 P.M. GPA Upgrade Fire Protection and Smoke Alarm Systems at Dededo Diesel Power Plant (\$150.00 non-refundable payment)
- 11/10 2:00 P.M. GPA Upgrade Fire Protection and Smoke Alarm Systems at Yigo CT Power Plant (\$150.00 non-refundable payment)

A Procurement Office, 1<sup>st</sup> Floor, GPA Central Office, 1911 Route 16, Harmon, must be made at our GPA Customer Services Department prior to issuance of register with GPA's Procurement Division to be able to participate in the bid. Call 671-648-3055 to register. Registration is required to ensure that all Amendments are added to all bidders throughout the bid process.



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Public Hearing Notice - FIRST NOTICE

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Senator ben pangelinan will hold a public hearing on Friday, December 3 beginning at 8:30am. Below is the agenda.

INEKUNGOK PUPBLEKO (PUBLIC HEARING)

Betnes, gi diha 3 gi Disembre 2010 (Friday, December 3, 2010)

Kuattan Inekungok Pupbleko gi I Liheslaturan Guahan (Guam Legislature Public Hearing Room)

Gi alas 8:30 gi ega'an (8:30 AM)

TAREHA (AGENDA)

I Priniponi Siha:

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--  
Lisa Cipollone  
Chief of Staff  
Office of Senator ben c. pangelinan  
(671) 473-4236  
cipo@guamlegislature.org

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Mina'Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

December 1, 2010

Memorandum

To: All Senators

From: Senator ben pangelinan

Re: Public Hearing Notice – SECOND NOTICE

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 and Land will conduct a public hearing beginning at **8:30 am, December 3, 2010** at the Guam Legislature's Public Hearing Room. The following bills are on the agenda:

**Bill No. 492-30 (COR): An Act to distribute additional COLA Award payments for certifications of claim issued and to authorize the sale of General Obligation Promissory Notes for payments to "COLA" Awardees in reference to Superior Court Case No. SP0206-93.**

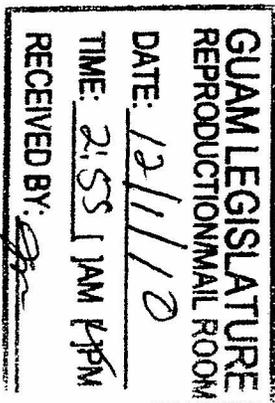
**Bill No. 421-30 (COR): An Act to create a Festival of Pacific Arts Revolving Fund**

**Bill No. 429-30 (COR): An act to amend §26404 of Chapter 26 Title 11 Guam Code Annotated to eliminate the tax exemption on liquid fuels transshipped through Guam, and to create an environmental risk mitigation fund.**

**Bill No. 430-30 (COR): An Act to appropriate the sum of One Hundred Forty-One Thousand Dollars from the General Fund for FY 2011 to the Guam Election Commission to pay for prior year's obligation.**

**Bill No. 440-30 (COR): An Act to authorize the sale of a portion of Lot No. 87-4-2-R1, not to exceed 114± Square meters, under the inventory of Chamorro Land Trust**

**Bill No. 449-30 (COR): An Act to Relative to re-zoning Lot No. 10117-R6, located in the Municipality in Dededo, From Commercial ("C") to Light Industrial (M1) for purposes of establishing business related to construction and warehouse activities.**



Memo to Senators  
December 1, 2010  
Page 2

**Bill No. 458-30 (COR): An Act to rezone Lot Nos. 3261-R4, 3261-2, 3261-1-R3, 3261-1-2 and 3261-1-1 R1 all in the Municipality of Chalan Pago from Residential "R-1" to Light Industrial "M1" zone.**

**Bill No. 462-30 (COR): An act to add a new Section 9 and 10 to Chapter VIII of Public Law 30-196 Relative to providing to the Mayors Council of Guam continuing appropriation and an authorization for payments of prior year obligations.**

**Bill No. 471-30 (COR): An act to rezone Lot No. 5, Block No. 3 Tract 172 Agricultural Subdivision of Lot No. 10065 Mogfog, Dededo to Commercial Zone "C" for the purpose of constructing a multi-purpose community center for public usage.**

**Bill No. 472-30 (COR): An act to authorize the Governor of Guam to convey Lot 5412-2 in the municipality of Mangilao to the Guam Power Authority to provide necessary land for the development of a consolidated central office.**

**Bill No. 484-30 (COR): An act to appropriate funds for the repairs to the Agat Gym.**

**Bill No. 491-30 (COR): An act to amend §26201 and §26202(e) of Chapter 6 Title 11 of The Guam Code Annotated, Relative to the Business Privilege Tax on Contractors**

**Bill No. 493-30 (COR): An Act to zone the previously unzoned Lot No. 165-R4 in the Municipality of Piti to Light Industrial (M-1) Zone.**

**Bill No. 494-30 (COR): An Act to zone Apra Harbor Reservation Lot F-12-1 and Lot F-12-R1, in the Municipality of Piti, to Light Industrial ("M-1") Zone.**

cc: Tom Unsiong, Sergeant-at-Arms  
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 Yong Pak <yong@guamlegislature.org>,  
 Scott Mendiola <smendiola@guamlegislature.org>,  
 Stephanie Mendiola <sem@guamlegislature.org>  
 date Wed, Dec 1, 2010 at 12:35 PM  
 subject 2nd Notice - Public Hearing  
 mailed-by guamlegislature.org

Please see attached memo regarding public hearing by Senator pangelinan for Friday, December 3, 2010 beginning at 8:30am at the Guam Legislature Public Hearing Room.

Lisa Cipollone  
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Office of Senator ben c. pangelinan  
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**Mina Trenta Na Liheslaturan Guahan  
THIRTIETH GUAM LEGISLATURE**

**Senator Vicente "Ben" C. Pangalanan  
Office of the People**

**MEKUNGGOK PUPLEKO  
(PUBLIC HEARING)**

**Betees, gi dina 3 gi Disiembre 2010  
(Friday, December 3, 2010)**

**Kalaton Mekungkok Puppelko gi Liheslaturan Guahan  
(Guam Legislature Public Hearing Room)**

**Gi alas 8:30 gi eyran  
(8:30 AM)**

**ZAREHA  
(AGENDA)**

**I Pripont She**

**Bill No. 492-30 (COR):** An Act to distribute additional COLA Award payments for certifications of claim issued and to authorize the sale of General Obligation Promissory Notes for payments to "COLA" Awardees in reference to Superior Court Case No. SP0206-93.

**Bill No. 421-30 (COR):** An Act to create a Festival of Pacific Arts Revolving Fund

**Bill No. 429-30 (COR):** An act to amend §26404 of Chapter 26 Title 11 Guam Code Annotated to eliminate the tax exemption on liquid fuels transhipped through Guam, and to create an environmental risk mitigation fund.

**Bill No. 430-30 (COR):** An Act to appropriate the sum of One Hundred Forty One Thousand Dollars from the General Fund for FY 2011 to the Guam Election Commission to pay for prior year's obligation.

**Bill No. 440-30 (COR):** An Act to authorize the sale of a portion of Lot No. 67-42-R1, not to exceed 144 Square meters, under the Inventory of Chamorro Land Trust.

**Bill No. 449-30 (COR):** An Act to Rezone Lot No. 1017-P6, located in the Municipality in Dededo, from Commercial (C7) to Light Industrial (M1) for purposes of establishing business related to construction and warehouse activities.

**Bill No. 458-30 (COR):** An Act to rezone Lot Nos. 3261-R4, 3261-2, 3261-1P3, 3261-12 and 3261-1 R1 all in the Municipality of Chalan Pago from Residential "R-1" to Light Industrial "M1" zone.

**Bill No. 462-30 (COR):** An act to add a new Section 9 and 10 to Chapter VII of Public Law 30-196 Relative to providing to the Mayors Council of Guam continuing appropriation and an authorization for payments of prior year obligations.

**Bill No. 471-30 (COR):** An act to rezone Lot No. 5, Block No. 3 Tract 172 Agricultural Subdivision of Lot No. 10065 Mogro, Dededo to Commercial Zone "C" for the purpose of constructing a multi-purpose community center for public usage.

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**Bill No. 484-30 (COR):** An act to appropriate funds for the repairs to the Agat Gym.

**Bill No. 491-30 (COR):** An act to amend §25201 and §25202(e) of Chapter 6 Title 11 of the Guam Code Annotated, Relative to the Business Privilege Tax on Contractors.

**Bill No. 493-30 (COR):** An Act to zone the previously unrezoned Lot No. 165-R4 in the Municipality of Piti to Light Industrial (M-1) Zone.

**Bill No. 494-30 (COR):** An Act to zone Agra Harbor Reservoir Lot F-2R1 and Lot F-2R1 in the Municipality of Piti to Light Industrial (M-1) Zone.

**Yaripen un nisilla aspesen na setbasio pud kalat. Jorap i lishan Senador Ben Pangalanan gi 473-4236/7. Imel si senben@guam.net, paisna helpon i internet gi <http://www.senben.com>. Este na nulisu mapala mi i lishan gubernamta.**

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Senator Vicente "Ben" Pangellinan  
Office of the People



INEKUNGOK PUPBLEKO (PUBLIC HEARING)

Berbes, gi diha 3 gi Dismbre 2010  
(Friday, December 3, 2010)

Kuáton Inekungok Pupbleko gi Lihelaturan Guahan  
(Guam Legislators Public Hearing Room)

Gi aha 8:30 gi ega an (8:30 AM)

TARENA (AGENDA)

I Philiponi Sinak

Bill No. 492-30 (COR): An Act to distribute additional COLA Award payments for certifications of claim issued and to authorize the sale of General Obligation Promissory Notes for payments to "COLA" Awardees in reference to Superior Court No. SP2006-83.

Bill No. 421-30 (COR): An Act to create a Festival of Pacific Arts Revolving Fund

Bill No. 429 (Ada): An act to amend §26404 of Chapter 26, Title 11, Guam Code Annotated to eliminate the tax exemption on liquid fuels transhipped through Guam and to create an environmental risk mitigation fund.

Bill No. 430-30 (COR): An Act to appropriate the sum of One Hundred Forty-One Thousand Dollars from the General Fund for FY 2011 to the Guam Election Commission to pay for prior year's obligation.

Bill No. 440-30 (COR): An Act to authorize the sale of a portion of Lot No. 874-28R1 not to exceed 114+ Square meters, under the inventory of Chamorro Land Trust.

Bill No. 449-30 (COR): An Act to Relative to re-zoning Lot No. 10117-R10 located in the Municipality in Dededo; From Commercial (C) to Light Industrial (M1) for purposes of establishing business related to construction and warehouse activities.

Bill No. 458-30 (COR): An Act to rezone Lot Nos. 3281-R4, 3281-R3, 3281-R2, 3281-1-2 and 3281-1-1 R1 all in the Municipality of Charan, Pago from Residential "R-1" to Light Industrial "M1" zone.

Bill No. 462-30 (COR): An act to add a new Section 9 and 10 to Chapter VIII of Public Law 30-198 Relative to providing to the Mayors Council of Guam continuing appropriation and an authorization for payments of prior year obligations.

Bill No. 471-30 (COR): An act to rezone Lot No. 5, Block No. 3, Tract 172 Agricultural Subdivision of Lot No. 10065 Moogog, Dededo to Commercial Zone "C" for the purpose of constructing a multi-purpose community center for public usage.

Bill No. 472-30 (COR): An act to authorize the Governor of Guam to convey Lot 6412-2 in the municipality of Mangilao to the Guam Power Authority to provide necessary land for the development of a consolidated central office.

Bill No. 484-30 (COR): An act to appropriate funds for the repair to the Agat Gymnasium.

Bill No. 481-38 (COR): An act to amend §26201 and §26202(e) of Chapter 6 Title 11 of The Guam Code Annotated, Relative to the Business Privilege Tax on Contractors.

Bill No. 493-30 (COR): An Act to zone the previously unzoned Lot No. 185-P4 in the Municipality of Piti to Light Industrial (M-1) Zones.

Bill No. 494-30 (COR): An Act to zone Abra Harbor Reservation Lot F-12-1 and Lot F-12-R1, in the Municipality of Piti, to Light Industrial (M-1) Zone.

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Senator ben pangelinan will conduct a public hearing on Friday, December 3, 2010. The following bills are on the agenda:

**INEKUNGOK PUPBLEKO  
(PUBLIC HEARING)**

**Betnes, gi diha 3 gi Disembre 2010  
(Friday, December 3, 2010)**

**Kuáttón Inekungok Pupbleko gi I Liheslaturan Guáhan  
(Guam Legislature Public Hearing Room)**

**Gi alas 8:30 gi ega'an  
(8:30 AM)**

**TAREHA  
(AGENDA)**

**I Prinlponi Siha:**

Bill No. 492-30 (COR): An Act to distribute additional COLA Award payments for certifications of claim issued and to authorize the sale of General Obligation Promissory Notes for payments to "COLA" Awardees in reference to Superior Court Case No. SP0206-83.

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-  
Lisa Cipollone  
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**Mina' Trenta Na Liheslaturan Guahan**  
**THIRTIETH GUAM LEGISLATURE**

**Senator vicente "ben" c. pangelinan**  
**Office of the People**

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**INEKUNGOK PUPBLEKO**  
**(PUBLIC HEARING)**

**Betnes, gi diha 3 gi Disembre 2010**  
**(Friday, December 3, 2010)**

**Kuátton Inekungok Pupbleko gi I Liheslaturan Guahan**  
**(Guam Legislature Public Hearing Room)**

**Gi alas 8:30 gi ega'an**  
**(8:30 AM)**

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**(AGENDA)**

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**Bill No. 494-30 (COR): An Act to zone Apra Harbor Reservation Lot F-12-1 and Lot F-12-R1, in the Municipality of Piti, to Light Industrial (“M-1”) Zone.**

*Yanggen un nisisita espesiât na setbisio put fabot âgang i Ifisinan Senadot ben pangelinan gi 473-4236/7, i-mel si [senbenp@guam.net](mailto:senbenp@guam.net) , patsino hâlom gi i uepsait gi [www.senbenp.com](http://www.senbenp.com). Este na nutisiu inapâsi nu i fendon gubetnamento.*

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

2010 SEP 10 PM 4:35  
T.M.B.

Bill No. 462-30 (LS)

Introduced by:

T.R. Muña Barnes  
J.T. Won Pat, Ed.D.

**AN ACT TO ADD NEW SECTIONS 9 AND 10 TO CHAPTER VIII OF  
PUBLIC LAW 30-196 RELATIVE TO PROVIDING TO THE MAYORS  
COUNCIL OF GUAM A CONTINUING APPROPRIATION AND AN  
AUTHORIZATION FOR PAYMENTS OF PRIOR YEAR OBLIGATIONS.**

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

2 **Section 1. Section 9 of Chapter VIII of Public Law 30-196 is hereby added to read**  
3 **as follows:**

4 **“Section 9. Continuing Appropriation to the Mayors Council. The**  
5 **unexpended balance of the funds appropriated to the Mayors Council for Fiscal Year**  
6 **2010 shall not lapse and is available to the Mayors Council for expenditures in Fiscal**  
7 **Year 2011.**

8 **Section 2. Section 10 of Chapter VIII of Public Law 30-196 is hereby added to read**  
9 **as follows:**

10 **“Section 10. Authority to make payments on prior year obligations.**  
11 **Notwithstanding any other provision of Law, the Mayor's Council of Guam (MCOG)**

12 is hereby authorized to utilize unexpended funds appropriated to the MCOG for Fiscal  
13 Year 2010 and carried over to Fiscal Year 2011 as mandated in Public Law 30-196,  
14 Chapter VIII, Section 09, to pay for obligations incurred and to carry over any  
15 remaining unencumbered Fiscal Year 2010 funds appropriated to the MCOG.