



Office of the Governor of Guam

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

2009
JUL 2 09
9:58 AM

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 Bill No. 146(COR) "AN ACT TO PROVIDE NECESSARY FUNDING FOR THE BALANCE OF THE FISCAL YEAR TO CRITICAL YOUTH SUPPORT PROGRAMS, TO INCLUDE THE DMHSA YOUTH DRUG AND ALCOHOL PROGRAMS, AND THE PROGRAMS FOR YOUTHS WHO ARE RUNAWAYS, HOMELESS, OR VICTIMS OF ABUSE, THROUGH AMENDING PUBLIC LAWS 29-52 AND 29-113" which I signed into law on July 1, 2009 as Public Law 30-41.

Sinseru yan Magåhet,

[Handwritten signature of Michael W. Cruz]

MICHAEL W. CRUZ, M.D.
I Maga'låhen Guåhan, para pa'go
Acting Governor of Guam

Attachment: copy of Bill

30-09-0798
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date: 7/06/09
Time: 3:38
Received by: [Signature]

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

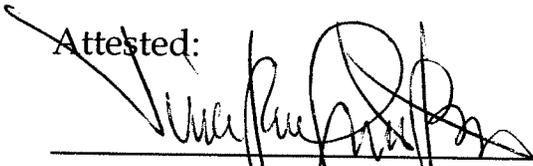
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Bill No. 146(COR)**, "AN ACT TO PROVIDE NECESSARY FUNDING FOR THE BALANCE OF THE FISCAL YEAR TO CRITICAL YOUTH SUPPORT PROGRAMS, TO INCLUDE THE DMHSA YOUTH DRUG AND ALCOHOL PROGRAMS, AND THE PROGRAMS FOR YOUTHS WHO ARE RUNAWAYS, HOMELESS, OR VICTIMS OF ABUSE, THROUGH *AMENDING PUBLIC LAWS 29-52 AND 29-113*," was on the 29th day of June, 2009, duly and regularly passed.



Judith T. Won Pat, Ed. D.
Speaker

Attested:



Tina Rose Muña Barnes
Senator and Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 29th day of JUNE, 2009, at 6:15 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 01 JUL 2009

Public Law No. 30-41

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 146 (COR)

As amended on the Floor.

Introduced by:

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

AN ACT TO PROVIDE NECESSARY FUNDING FOR THE BALANCE OF THE FISCAL YEAR TO CRITICAL YOUTH SUPPORT PROGRAMS, TO INCLUDE THE DMHSA YOUTH DRUG AND ALCOHOL PROGRAMS, AND THE PROGRAMS FOR YOUTHS WHO ARE RUNAWAYS, HOMELESS, OR VICTIMS OF ABUSE, THROUGH *AMENDING* PUBLIC LAWS 29-52 AND 29-113.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
3 that the funds appropriated in the Fiscal Year 2009 Budget in support of vital
4 Youth Development and Support Programs dealing with drug and alcohol abuse,
5 runaways, homeless *or* victims of abuse, have been identified by the respective
6 service providers as being limited and insufficient to continue the administration of

1 existing support programs at its present level without the need for additional
2 financial support. *I Liheslaturan Guåhan* further finds that these programs
3 presently being provided in support of our youths have proven to be extremely
4 successful and necessary in providing Guam’s youths, who are being assisted
5 through these programs, with the direct and necessary support to become positive,
6 contributing members of our community.

7 Therefore, it is the intent of *I Liheslaturan Guåhan* to provide, at a
8 minimum, the funding necessary to sustain existing operations and support for
9 these critical youth support programs for the balance of Fiscal Year 2009. This
10 provision would increase the initial appropriation figures, and grant budgetary
11 flexibility for the government of Guam to finance these essential programs.

12 **Section 2. Sustainable Financial Support to Guam’s Critical Youth**
13 **Development and Support Programs for the Balance of Fiscal Year 2009.**
14 Section 31 of Chapter VII, and Section 37 of Chapter V of Public Law No. 29-113,
15 are hereby *amended* to read as follows:

16 **“Section 31. DMHSA Youth Drug and Alcohol Program.** Of the
17 sum appropriated to the Department of Mental Health and Substance Abuse
18 from the General Fund for operations in 1(x) Part I of Chapter V of this Act,
19 the amount of **Two Hundred Sixteen Thousand Five Hundred Eighty-**
20 **two Dollars (\$216,582)** shall be used to fund the Youth Drug and Alcohol
21 Program. *I Maga’lahen Guåhan* may exercise his transfer authority as
22 provided for in the Fiscal Year 2009 Budget to implement the appropriations
23 provided herein.”

24 **“Section 37. Youth Program Appropriation.** The sum of **Five**
25 **Hundred Seventy-one Thousand Six Hundred Seventy-seven Dollars**
26 **(\$571,677)** is appropriated from the General Fund to the Department of
27 Youth Affairs for Sanctuary, Inc. in Fiscal Year 2009 to fund programs for

1 youths who are runaways, homeless *or* victims of abuse. *I Maga'laha*
2 *Guåhan* may exercise his transfer authority as provided for in the Fiscal
3 Year 2009 Budget to implement the appropriations provided herein.”

4 **Section 3.** Section 9 of Public Law No. 29-52, is hereby *amended* to read
5 as follows:

6 “**Section 9.** The Department of Youth Affairs (DYA) is authorized to
7 pay obligations to Sanctuary, Inc. (One Hundred Thirty Thousand Dollars
8 (\$130,000)), from the appropriations made to DYA in Public Law 29-19. *I*
9 *Maga'laha Guåhan* may exercise his transfer authority as provided for in
10 the Fiscal Year 2009 Budget to implement the appropriations provided
11 herein.”



Mina' Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

2009 JUN 27 AM 10:19
Wuen

June 22, 2009

Chairman
Committee on
Appropriations, Taxation,
Banking, Insurance, and
Land

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

Member
Committee on Education

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

Member
Committee on
Municipal Affairs,
Aviation, Housing, and
Recreation

RE: Committee Report – Bill No.146 (COR)

Hafa Adai Speaker Won Pat,

Member
Committee on Labor, the
Public Structure,
Public Libraries, and
Technology

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land, to which Bill No.146 (COR): **“An act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA Youth Drug and Alcohol Programs, and the programs for youths who are runaways, homeless or victims of abuse; through amending existing provisions of law”**, hereby reports out with the recommendation TO DO PASS.

Committee votes are as follows:

- 7 TO PASS
- 0 TO NOT PASS
- 0 TO ABSTAIN
- 0 TO REPORT OUT ONLY

Si Yu'os Ma'ase!

vicente “ben” c. pangelinan
Chairman



Mina'Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

Chairman
Committee on
Appropriations, Taxation,
Banking, Insurance, 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

Bill No. 146 (COR)

“An act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA youth drug and alcohol programs, and the programs for youths who are runaways, homeless or victims of abuse; through amending existing provisions of the law”



Mina'Trenta Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan (D)

June 23, 2009

MEMORANDUM

Chairman
Committee on
Appropriations, Taxation,
Banking, Insurance, 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

To: Committee Members

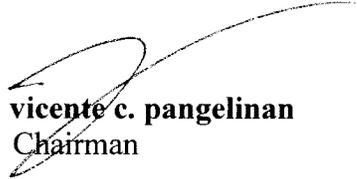
From: Chairman, Committee on Appropriations, Taxation,
Banking, Insurance, Retirement, and Land

Subject: Committee report on Bill No.146 (COR)

This memorandum is accompanied by the following:

1. Committee voting sheet
2. Committee Report
3. Public Hearing sign-in sheet
4. Written Testimony
5. Bill No. 146 (COR)
6. Referral of Bill No. 146 (COR)
7. Public Hearing Agenda
8. Notices of Public Hearing

Please take the appropriate action on the attached voting sheet. Your attention and cooperation in this matter is greatly appreciated. Should there be any questions regarding this matter, please contact my office at 473-4236.



vicente c. pangelinan
Chairman

I MINA TRENTA NA LIHESLATURAN GUAHAN

Committee Voting Sheet

Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land

Bill No. 146 (COR): "An act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA youth drug and alcohol programs, and the programs for youths who are runaways, homeless or victims of abuse; through amending existing provisions of the law"

Committee Members To Pass Not to Pass Report Out Abstain Inactive File

 Senator vicente c. pangelinan
 Chairperson

~~Speaker Judith T. Won Pat, Ed.D~~
~~Vice Chairperson~~

 Vice Speaker Benjamin J.F Cruz
 Member

 Senator Tina Rose Muna-Barnes
 Member

 Senator Frank B. Aguon Jr.
 Member

 Senator Judith P. Guthertz
 Member

~~Senator James V. Espaldon~~
~~Member~~

 Senator Telo T. Taitague
 Member

 Senator Frank Blas, Jr.
 Member

Handwritten signatures and checkmarks are present in the left margin of the table, including a large signature for Speaker Judith T. Won Pat and checkmarks for several members.



Mina' Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

Committee Report on

Bill No. 146 (COR): “An act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA youth drug and alcohol programs, and the programs for youths who are runaways, homeless or victims of abuse; through amending existing provisions of the law”

Chairman
Committee on
Appropriations, Taxation,
Banking, Insurance, 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

I. OVERVIEW

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land held a public hearing Friday, June 19, 2009, at I Liheslaturan Guahans Public Hearing Room on Bill No. 146 (COR), “**An act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA youth drug and alcohol programs, and the programs for youths who are runaways, homeless or victims of abuse; through amending existing provisions of the law**” Notices for the public hearing were disseminate throughout all local media via facsimile and electronic mail and are attached herein meeting the requirements of the Open Government Law.

Committee Chairman vicente c. pangelinan began public hearing on Bill No. 146 (COR) by recognizing those who have signed up to testify. Chairman Pangelinan stated the author of bill 146 is not present. Chairman Pangelinan stated the entitlement of the bill which would provide further funding to crucial youth service programs and increase monies to the Department of Mental Health and Substance Abuse youth programs.

A. Committee Members and Senators present:

Senator vicente c. pangelinan, Chairman
Senator Tina Muna Barnes, Member
Senator Telo Taitague, Member
Senator Adolpho Palacios Sr.

B. Oral Testimony Submitted:

Mr. Jesse Quenga
Mr. Dan Duenas, Sanctuary Inc.
Mr. John Leon Guerrero, Sanctuary Inc.
Ms. Sarah Nededog, Director Sanctuary Inc.
Ms. Katherine Dominguez, Sanctuary Inc.
Mr. Robert Epstein, Sanctuary Inc.
Ms. Kate Baltazar Aguon,

C. Written Testimony Submitted:

Kathleen T. Thomas, President Foster Families Association
Shawn A. Jenkins, Vice President West Care Foundation
Katherine Dominguez, Human Resource Manager Sanctuary Inc.
George Salas, Secretary Micronesian Youth Service Network
Sarah Thomas-Nededog, Director Sanctuary Inc.
Daniel Duenas, Project Director Sanctuary Inc.
John Leon Guerrero, Board of Directors Sanctuary Inc.

II. COMMITTEE PRECEEDINGS

Chairman Pangelinan: We will begin with testimony by Mr. Quenga.

Mr. Jesse Quenga: Good Afternoon, Hafa Adai my name is Jesse Quenga and I am here to testify in support of Bill 146 on behalf of the Micronesian Youth Services Network Secretary Mr. George Salas.

Since the establishment of the MYSN in 1990, islanders across the region have consistently addressed the issue of youth in Guam and Micronesia including the continued battle of drug and alcohol abuse and the number of beyond controlled issues. Fortunately on Guam, Sanctuary Inc. has certain program to address these issues, which I like to touch on two important issues; specifically Sanctuary provides the only youth drug and alcohol residential treatment program. This program has been very successful, improved the lives of many youths who have received treatment and secondly Sanctuary has had the only transitional program for homeless youth or young adults and youth eighteen of age out of the foster care system.

Preparing them to live independently, as you know few non-profit organizations are limited financially and tasked to be resourceful as much as possible. The passage of this bill will help programs immensely to sustain themselves. Thank you.

Chairman Pangelinan: Thank you very much Mr. Quenga. Mr. Duenas.

Mr. Daniel Duenas: Good Afternoon the Senators and members of the committee. I like to give an overview of my written testimony.

Chairman Pangelinan: Please identify yourself for the record.

Mr. Duenas: Sorry. My name is Dan Duenas, the project administrator for Sanctuary. The appropriation will provide necessary services to the youth of Guam. We are hopeful of your support and opportunity that comes with that. Thank you.

Chairman Pangelinan: Thank you very much Mr. Duenas. Mr. Leon Guerrero.

Mr. John Leon Guerrero: - Read written testimony -

Chairman Pangelinan: Thank you very much Mr. Leon Guerrero. Ms. Nededog.

Ms. Sarah Nededog: Thank you Mr. Chairman and members of the committee, my name is Sarah Nededog, I am the executive director of sanctuary incorporated. I come to testify orally and through written testimony in favor of bill 146. We would like to thank Senator Aguon, I know he is not here today, but would like to thank him for introducing this bill.

..... (Read written Testimony).....

Thank you Mr. Chairman, Senators and members of the Committee.

Chairman Pangelinan: Thank you very much Ms. Nededog. Sarah, did you discuss the fact of those recommendations with the author of the bill, because the Governor vetoed another appropriations bill because he says there is no identified source and that the fund identified would be at a deficit. My understanding of the budget when it was passed was that all of the revenues that were identified have been appropriated and by just increasing the appropriation level it places at risk the likelihood of the bill being passed or signed by the Governor. It elevates its risk of being vetoed by the Governor if he remains consistent.

Did you discuss that with the author of the bill?

Sarah Nededog: Actually it was after that he introduced it that I became aware that the Governor's policy has been consistent and followed and looking unfavorable of any further appropriations that allow for transfers, which is why we're recommending this committee can identify a specific source of funding other than the Governor to use his transfer authority.

Chairman Pangelinan: Has that request been made to the Governor or to his departments?

Sarah Nededog: Yes. They are aware of that and one of the things they are trying figure out the shortage in this particular program. They are looking at that most recently and found that would

not be a strategy, which would work for them and developed after Senator Aguon had introduced the legislation.

Chairman Pangelinan: Have you communicated those reporting to Senator Aguon and assist the Committee on doing a little more work on this?

Sarah Nededog: I have not. He is off island now. I sent him an email last week.

Chairman Pangelinan: All right. I have no further questions. Any members of the body have a comment or question. Senator Cruz.

Senator Benjamin Cruz: you mentioned that your federal grants have been increasing, over the last five years and the fundraising effort, do I understand that the amounts may not be great in the coming years with a recent designation of Sanctuary recipients.

Sarah Nededog: Absolutely. Senator Cruz it has been our specific goal and strategy to reduce any kind of agreement with the government that would utilize or tap on general funds or any kind of local funds for several reasons including contracts are always late, local contracts, up to February, five months or sometimes 6 months, which doesn't come obviously until after those contracts are signed. It puts a significant burden on sanctuary to provide services without getting any payments. We are not in a position to carry them year after year. The Board is planning to set a plan in action to protect sanctuary from a non-payment deficit.

We are consistently advocating for resources and the development of the system that respond to and will support our people in preventing and treating any of the problem that occur as a result of the impact not only on Guam but the military who we do intake and accept but also our local people most especially.

Senator Cruz: Actually, it does not. I am looking more at the fundraising effort and how your receiving in monies, the combined federal campaign.

Sarah Nededog: The combined federal campaign is a program that is instituted within the federal government and about every October of each year federal employees are encouraged and do participate in employee giving payroll deductions to a charity or non-profit of its choice. The first year, Sanctuary presently listed, which you may have not known that Guam has not participated in the combine federal campaign that there were one or two years now with more local participation. We as a community will promote it.

Chairman Pangelinan: As a united program or in similar process. Senator Barnes did you have any comments.

Senator Barnes: Sara is no stranger to knowing the effects of these programs and setting out furloughs is devastation to the operations. There is a listening audience and for the sake of information publicly speaking. What happens to those who are court ordered for treatment? Where would that go?

Sarah Nededog: In the event of placing with the position to continue as best possible using managers and staff of Sanctuary. We have limited resources at this point and overwhelmingly exhausting the staff. Imagine running three shelters twenty-four hours a day seven days a week along with administrative and programmatic staff. This means all the administrative work will be regulated and carried out regardless the work force including the shelter shifts which includes myself. We are going to do everything we can to keep the shelters open because our people need us and there is no alternative on this island.

I wish I could say you can go down the street, but the realism here is that there isn't another program or shelter for such.

Senator Barnes: Okay. Thank you. As I look at the sections and the funding based on the prior year obligations. Is there anything pending on prior pending?

Sarah Nededog: No. That is it. The Department of Administration has been completely responsive to us. We are pretty much up to date.

Senator Barnes: Thank you.

Chairman Pangelinan: Thank you very much. We will call on other individuals who have signed up to testify. We have Mr. Epstein, Jasmin, Kate Aguon and Katharine Dominguez.

Mr. John Epstein: Good morning Chairman and Committee members. I am John Epstein, I am fiscal officer at Sanctuary. I don't work closely with the clients. The services we provide are needed services, for the people and youth on Guam. It is a difficult situation were in and hoping to receive assistance from the Legislature without having to go through the plan of action that Sarah had stated earlier in her testimony. Thank you.

Chairman Pangelinan: Thank you very much Mr. Epstein. Kathy.

Ms. Katharine Dominguez: Good Afternoon Chairman Pangelinan and to member of the Committee. my name is Katharine Dominguez, I am the Human Resource Manager of Sanctuary.

(Read Written Testimony)

Thank you Mr. Chairman and members of this Committee.

Chairman Pangelinan: Thank you very much Kathy. Jasmin.

Jasmin: Sanctuary is a life turning point for many youth. I believe they can be the mos help to the youth in need for drug and alcohol assistance. I hope that the legislature can provide funding for the continuance of Sanctuary and it's programs. Thank you.

Chairman Pangelinan: Thank you. Kate.

Kate Aguon: Thank you, Chairman Pangelinan and members of the Committee. I am Kate Baltazar Aguon, former project coordinator at Sanctuary and now project director with West Care foundation Guam.

(Read Written Testimony)

Chairman Pangelinan: Thank you. Sarah of course with the Committee, I am personally concerned of what would happen should the funding not be increased, what has been the reaction of your agency partners, if the provisions that you say, if there is no sanctuary the Government of Guam would be required as part of the mandates by this services in its existing structure. What has been the reaction of your agency partners with the predicament of not having to provide these services?

Sarah Nededog: That is a good question. I can say they are sympathetic and concerned. If it comes to the point to tell them, we can no longer do it. Their next step would have to provide these services in house. They themselves have no resources and ensure the same standard of services that we provide. Another option would be to send them off-island and which would cost the government anywhere upward of about or relatively more than what it costs the government. They are not excited about any of the options.

Chairman Pangelinan: I am a bit disappointed that none of them is here. This ultimately falls under their responsibility of these services, which we have a certain arrangement that this body decided to support to a certain level, but as you testified that level is not enough and if that level can't be increased whether those services increase. Whether, they will advocate somehow and some way that the Governor and this body get together and find the resources necessary to continue the provisions of your entity, because you have the infrastructure in place.

This is disappointing for me personally that they are not here and it is essential of their contributions is important.

Sarah Nededog: As a community, we must continue not to categorize these kids. Thank you Mr. Chairman.

Chairman Pangelinan: Thank you and I do want to state for the record that we did receive testimony from the Foster Families Association and one from Kate Thomas and George Salas. If there are no other questions from this panel then we will go ahead with Ms. Thomas to begin her testimony.

Kate Thomas: Thank you Mr. Chairman and Senators. My name is Kate Thomas and I am the President of the Foster Families Association.

(Read Written Testimony)

I would like to add that listening to the comments, that it is sad every year how the government to allow a situation for Sanctuary to close if it comes near that. We have people who apply to become foster parents and dedicated to helping our youth. There is an avenue that allows kids to work on their problem and if Sanctuary were to close down the need to rise with kids going out of control. We as adults sometimes shove aside these issues. We know drugs are gateways for kids to better things and we need to counter that concept, which is great Sanctuary is relevant.

Let us not wait until these kids turn eighteen to receive services, because when we wait it is harder to change. The baggage is still there and if anything, they are deeper in substance abuse, we should think of that. Thank you Mr. Chairman.

Chairman Pangelinan: Thank you Ms. Thomas. Are there any questions, if not then this will conclude the public hearing on bill no. 146 and the Committee on Appropriations have successfully heard testimony on bill no. 146, Thank you and Si Yu'us Ma'asse.

III. COMMITTEE FINDINGS AND RECOMMENDATIONS:

The Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land, to which Bill No. 146 (COR): **“An act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA youth drug and alcohol programs, and the programs for youths who are runaways, homeless or victims of abuse; through amending existing provisions of the law”** was referred, does hereby submit recommendations to I Mina Trenta Na Liheslaturan Guahan, **TO DO PASS** Bill No. 117 (COR).

MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 146(COR)

Introduced by:

FRANK B. AGUON, JR.

2009 JUN 11
P.H. HERRERA



AN ACT RELATIVE TO PROVIDING NECESSARY FUNDING FOR THE BALANCE OF THE FISCAL YEAR TO CRITICAL YOUTH SUPPORT PROGRAMS; TO INCLUDE THE DMHSA YOUTH DRUG AND ALCOHOL PROGRAMS, AND THE PROGRAMS FOR YOUTHS WHO ARE RUNAWAYS, HOMELESS OR VICTIMS OF ABUSE; THROUGH AMENDING EXISTING PROVISIONS OF LAW.

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislature Findings and Intent.** *I Liheslaturan Guåhan*
2 finds that the funds appropriated in the fiscal year 2009 budget in support
3 of vital youth development and support programs dealing with drug and
4 alcohol abuse, runaways, homeless *or* victims of abuse, have been
5 identified by the respective service providers as being limited and
6 insufficient to continue the administration of existing support programs at
7 its present level without the need for additional financial support. *I*
8 *Liheslaturan Guåhan* further finds that these programs presently being
9 provided in support of our youths have proven to be extremely successful
10 and necessary in providing Guam's youths, who are being assisted through

1 these programs, with the direct and necessary support to become positive,
2 contributing members of our community.

3 Therefore, it is the intent of *I Liheslaturan Guåhan* to provide, at a
4 minimum, the funding necessary to sustain existing operations and
5 support for these critical youth support programs for the balance of fiscal
6 year 2009. This provision would increase the initial appropriation figures,
7 and grant budgetary flexibility for the government of Guam to finance
8 these essential programs.

9 **Section 2. Sustainable Financial Support to Guam’s Critical Youth**
10 **Development and Support Programs for Balance of Fiscal Year 2009.** The
11 following provisions contained in Public Law No. 29-113, Section 31 and
12 Section 37 are hereby *amended* to read as follows:

13 **“Section 31. DMHSA Youth Drug and Alcohol Program.** Of
14 the sum appropriated to the Department of Mental Health and
15 Substance Abuse from the General Fund for operations in 1(x) Part I
16 of Chapter V of this act, the amount of ~~(\$141,582)~~ **\$216,582** shall be
17 used to fund the Youth Drug and Alcohol Program. **I Maga’lahen**
18 **Guåhan may exercise his transfer authority as provided for in the**
19 **Fiscal Year 2009 Budget to implement the appropriations provided**
20 **herein.”**

21 **“Section 37. Youth Program Appropriation.** The sum of ~~Three~~
22 ~~Hundred Seventy-one Thousand Six Hundred Seventy-seven Dollars~~
23 ~~(\$371,677)~~ **Five Hundred Seventy-one Thousand Six Hundred**

1 Seventy-seven Dollars (\$571,677.00) is appropriated from the
2 General Fund to the Department of Youth Affairs for Sanctuary, Inc.
3 in Fiscal Year 2009 to fund programs for youths who are runaways,
4 homeless *or* victims of abuse. I Maga'lahaen Guahan may exercise
5 his transfer authority as provided for in Fiscal Year 2009 Budget to
6 implement the appropriations provided herein."

7 **Section 3.** The following provision contained in Public Law No. 29-
8 52, Section 9 is hereby *amended* to read as follows:

9 "Section 9. The Department of Youth Affairs (DYA) is
10 authorized to pay prior years' obligations, including obligations to
11 Sanctuary, Inc. (One Hundred Thirty Thousand Dollars
12 \$130,000.00), from the appropriations made to DYA in Public Law 29-
13 19. I Maga'lahaen Guahan may exercise his transfer authority as
14 provided for in the Fiscal Year 2009 Budget to implement the
15 appropriations provided herein."



Mina' Trenta Na Liheslaturan Guahan
THIRTIETH GUAM LEGISLATURE

Senator vicente "ben" c. pangelinan

COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING, INSURANCE, RETIREMENT AND LAND
PUBLIC HEARING
 June 19, 2009
BILL NO. 146
SIGN UP SHEET

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	AGAINST
Katharine Dominguez	406 Mai Mai At Chalan PAGO	475-7101	katharine.dominguez@gmail.com				
Robert Epstein	406 Mai Mai Chalan PAGO	475-7101	robertepstein@bancuarqguam.org		✓		
Jasmin	157 Pale Gil Santa Rita	565-4911			✓		
Kate Baltazar Agwon	PO BOX 22873 GMF 9692		kate.baltazar@westcare.com		✓		



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

Senator vicente "ben" c. pangelinan

**COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING, INSURANCE, RETIREMENT AND LAND
PUBLIC HEARING
June 19, 2009
BILL NO. 146
SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	AGAINST
Jesse Quenga				✓	✓	✓	
Dan Duenas	Sanctuary Inc	475-7101 Ext. 111	dan@duenas@sanctuary guam.org	✓		✓	
John-Lan Guerna	Sanctuary Inc	656-5930	j.lan@guam.net	✓	✓	✓	
Sarah Nodas	Sanctuary	475-7101	sarahns@guam.net	✓	✓	✓	

Written Testimony

June 15, 2009

To: The Committee on Appropriations, Taxation, Banking, Insurance and Land.
Mina' Trenta Na Liheslaturan Guahan (30th Guam Legislature)

Re: Bill No. 146: An Act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA Youth Drug and Alcohol Programs, and the programs for youth who are runaways, homeless, or victims of abuse; through amending existing provision of the law.

Introduced By: Honorable, Frank B. Aguon, Jr.
Senator, *Mina' Trenta Na Liheslaturan Guahan* (30th Guam Legislature)

Hafa Adai:

My name is George L. Salas, Central Secretariat for the Micronesian Youth Services Network, (MYSN). The MYSN Secretariat is based here in Guam who supports youth programs in Guam and throughout Micronesia. Since the inception of Micronesian Youth Services Network (MYSN) in 1990 and the re-grouping of the MYSN conference in 2005, held here in Guam, 2006 in the CNMI (Saipan), 2007 in Palau, brought back to Guam in 2008 to the recent conference that just completed this year 2009 in the CNMI (Saipan); it has been addressed consistently that youth in Guam and throughout Micronesia continue to battle the growing and increasing use and affect of drugs & alcohol, increase in beyond control issues, break down in the families, increase of physical, sexual and emotional abuse, educational issues and other youth issues. At every conference, it was addressed that such services for youth and their families are minimal or limited. Many of the islands are aware that such programs and services are provided in Guam at Sanctuary, Incorporated and look to Sanctuary, Incorporated for assistance. Guam has been fortunate to have these programs and services exist at Sanctuary, Incorporated. MYSN salutes and congratulates Sanctuary, Incorporated, a private, not for profit organization for providing such programs and services and who extends these programs and services to our island youths.

As indicated in **Section 1. Legislature Findings and Intent** of Bill No. 146, and I quote, "it states that the *Liheslaturan Guahan* further finds that these programs presently being provided in support of our youths have proven to be extremely successful and necessary in providing Guam's youths, who are being assisted through these programs, with the direct and necessary support to become positive, contributing member of our community. Therefore, it is the intent of *l Liheslaturan Guahan* to provide, at a minimum, the funding necessary to sustain existing operations and support for these critical youth support programs for the balance of fiscal year 2009. This provision would increase the initial appropriation figures, and grant budgetary flexibility for the government of Guam to finance these essential programs." It is very clear

that Sanctuary, Incorporated provides such extraordinary and successful programs and services to our island youths, but with the decrease in funding, it is evident that the organization would need to find other alternatives which could be less favorable to the youth of Guam. If such does occur, where funding is not available we can only think that youth issues and concerns will be in the rise. We do not want this to happen. Where would the youth of Guam go for help or turn to for help. **So, with this said, I am in full support for the *I Liheslaturan Guahan* to provide, at a minimum, the funding necessary to sustain existing operations and support for these critical youth support programs for the balance of fiscal year 2009.**

Further on, as indicated on and I quote, **“Section 31. DMHSA Youth Drug and Alcohol Programs.** Of the sum appropriated to the DMHSA for the General Fund for operations in 1(x) Part I of Chapter V of this act, the amount of \$216,582 shall be used to fund the Youth Drug and Alcohol Programs. *I Maga'lahren Guahan* may exercise his transfer authority as provided for in the Fiscal Year 2009 Budget to implement the appropriations provided herein.”

Sanctuary, Incorporated provides the **ONLY Youth Drug and Alcohol Residential Treatment program in Guam**, in the region and in Micronesia. To date, this drug and alcohol residential treatment program at Sanctuary, Incorporated has been very successful and have improved the lives of many of the youths that have received treatment. We all know that this issue amongst the youth is growing tremendously and such services and treatment is very important and needed. **Sanctuary, Incorporated, *Sagan Na Homlo*, once again is the ONLY youth Drug and Alcohol Residential Treatment program that provides such services.** Funding at this time is a major concern and a struggle for the organization to continue such services. **I strongly urge and in full support for the *Maga'lahren Guahan* to exercise his transfer authority as provided for in the Fiscal Year 2009 Budget to implement the appropriation provided herein so that such program, treatment and services continue to take place at the Sanctuary, Incorporated, *Sagan Na Homlo*.**

Further on, as indicated on and I quote, **“Section 37. Youth Program Appropriation.** \$571,677.00 is appropriated from the General Fund to the Department of Youth Affairs for Sanctuary, Incorporated in Fiscal Year 2009 to fund programs for youths who are runaways, homeless or victims of abuse. *I Maga'lahren Guahan* may exercise his transfer authority as provided for in Fiscal Year 2009 Budget to implement the appropriations provided herein.”

Sanctuary, Incorporated, since 1971 has provided such Residential services to runaway youths, homeless youths and youths that have been abused or victimized. Sanctuary, Incorporated Emergency Shelter provides the most appropriate atmosphere, conducive and home away from home environment, and nurturing. Sanctuary, Incorporated has had the **ONLY Transitional Living Program (TLP)** in Guam, in the region and in Micronesia for homeless youth or young adults or youth that are aging out of the Foster Care System. With this program, it provides the most rewarding programs and services to young people preparing them to live independently. Numerous independent living skills as well as completing their education are taught to these young people to support them to become positive, contributing members of our community.

Once again, funding is a major issue in sustaining this program. I am in full support for the / *Maga'lahen Guahan* to exercise his transfer authority as provided for in Fiscal Year 2009 Budget to implement the appropriation provided herein.

Further on, as indicated on and I quote, "Section 9. The Department of Youth Affairs (DYA) is authorized to pay prior years' obligations, including obligations to Sanctuary, Incorporated \$130,000.00 for the appropriations made to DYA in Public Law 29-19. I *Maga'lahen Guahan* may exercise his transfer authority as provided for in the Fiscal Year 2009 Budget to implement the appropriations provided herein."

I strongly support that the *Maga lahen Guahan* exercise his transfer authority as provided for in the Fiscal Year 2009 Budget authorized to pay prior years' obligations, obligations to Sanctuary, Incorporated in the amount of \$130,000.00.

Saina Ma'ase,

SANCTUARY

www.sanctuaryguam.org



INCORPORATED

A Non-profit Organization Established in 1971

June 16, 2009

Honorable Frank B. Aguon, Jr.
Chair, Committee on Economic Development, Health & Human Services and Judiciary
30th Guam Legislature
Ste. 701A, DNA Bldg.
238 Archbishop Flores St.
Hagatna, Guam 96910

Dear Chairman Aguon and Members of the Committee:

I provide this written formal testimony regarding the necessary funding for the balance of fiscal year 2009 to provide for vital youth development and support programs dealing with drug and alcohol abuse, runaways, homeless or victims of abuse. The funds appropriated for the fiscal year 2009 for these services have been identified as being limited and insufficient to continue the administration of existing programs. These programs have proven to be extremely successful and necessary in providing services to Guam's youths.

As result of this funding shortfall, we will realize a loss of 1/3 of our residential staff essential to the treatment and rehabilitation of clients referred by CPS, Courts of Guam, GPSS and families of individual adolescents.

In addition our ability to recruit qualified professionals will be blocked and our training programs such as: Crisis Prevention Intervention, First Aid & CPR, Anger Management, Suicide Intervention and the Residential Child & Youth Care Professional to enhance our staff skills will remain dormant.

Time and time again we find that it becomes increasingly difficult to recruit and train staff. We have invested time and energy in our current staff members and the loss of funding will force Sanctuary into a furlough situation in which the investment will not be returned to the organization.

Respectfully,

Katharine Dominguez
Human Resources Manager



June 19, 2009

The Honorable Vicente C. Pangelinan
Chairman, Committee on Appropriations, Taxation,
Banking, Insurance, Retirement & Land
30th Guam Legislature
324 West Soledad Avenue
Hagatna, Guam 96910

Dear Senator Pangelinan:

This is our formal written testimony in support of Bill No. 146, *relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA Youth Drug and Alcohol Programs, and the programs for youths who are runaways, homeless or victims of abuse; through amending existing provisions of law.*

Sanctuary, Inc. has provided critical youth services to Guam over the past 38 years and is the only provider of residential rehabilitation for adolescents in the Western Pacific. The *Sagan Na'Homlo* residential treatment program was established in August 2004 as a response to the overwhelming cries from the Judiciary of Guam, human service providers, parents and families and the general community. In April 2008, through community support, *Sagan Na'Homlo* residential group home opened in the former Lujan House to offer a setting and environment more conducive to recovery. In July 2008, Sanctuary was awarded a full three-year accreditation from the **Commission on Accreditation for Rehabilitation Facilities (CARF)**, establishing the organization as **the only nationally accredited human service entity in the region.**

As Sanctuary's partner in their quest to continue to provide exemplary services to the youth of Guam, we are in support of the appropriations from the Department of Mental Health and Substance Abuse and the Department of Youth Affairs in the full amount as requested in the bill. Underfunding these programs will cause a significant rise in an already overcrowded youth correctional facility and will cause hundreds more to go without the vital services that are accessible to the youth and families most in need. We heartfully appeal to you to fully fund these services, as we are of the belief that early intervention, proper diagnosis and treatment are vital to recovery from substance abuse. These treatment options ensure that our youth access the services needed for them to grow into productive, contributing members of society.

We are available via email or mobile phone, should you have any further questions or concerns.

Sincerely,

Shawn A. Jenkins
Executive Vice President / Chief Operating Officer
WestCare Foundation
PO Box 12107
Fresno, CA 93776
shawn.jenkins@westcare.com
(559)974-2919

Kate Baltazar Agon
Project Director
WestCare Pacific Islands
PO Box 23873
Barrigada, Guam 96921
kate.baltazar@westcare.com
(671)488-9001

SANCTUARY

www.sanctuaryguam.org



INCORPORATED

A Non-profit Organization Established in 1971

June 19, 2009

Honorable Ben Pangelinan

Chair, Committee on Appropriations, Tax, Banking, Insurance, Retirement and Land

30th Guam Legislature

155 Hesler Street

Hagatna, Guam 96910

Dear Senator Pangelinan:

This is to submit Sanctuary's formal testimony regarding Bill 146 "An Act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA youth Drug and Alcohol programs; and the programs for youth who are runaway, homeless or victims of abuse, through amending existing provision of law.

We are in full support of the bill and thank Senator Frank Aguon for sponsoring the bill.

We recognize this request for funding comes midyear placing the organization in a position of furloughing 15 staff by nearly 1/3 while maintaining the roster log of some 3,000 youth and 1,000 adult consumers. The forecast and program needs were made and we submitted to various governmental entities and to the Legislature the budgetary amounts needed for the entire year. Unfortunately, the adequate amounts were not passed and reflected in the FY09 budget. We are not in a position to encumber any financial obligations that we do not have a funding source for. Despite our fundraising efforts, and our success in obtaining direct federal grants, we do not have the local funds available to continue two primary programs: Emergency shelter and Drug and alcohol residential treatment.

Our current state of affairs is as follows:

We have sent furlough letters out for 14 staff effective June 30, 2009;

We have implemented cost saving measures since October 1, 2008 that as saved us thousands of dollars in personnel costs, supplies, fuel and power;

Our vendors have reduced or eliminated us from credit forcing us to pay cash or not have the needed items at all including food for consumers;

We have not turned down and clients for services or reduced any services to date;

Our staff morale is low with the high workload, low pay and threats for furloughs and pay reductions.

The budgetary requests that we have are far less than what equitable services would be in the U.S. mainland or by provider service providers. For example, group foster home rates are far greater than \$582 we receive per month per child referred to us from Child Protective Services. U.S. mainland group foster homes get about twice as much. For residential treatment, the costs range from \$166 to \$277 per day, we are spending about \$59 per consumer per day and receiving less than that to provide the services. The costs of group therapy are from \$60-75 per hour, and our costs are about \$50 per hour.

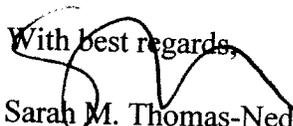
We have saved the government hundreds of thousands of dollars each year when we are successful in obtaining direct federal grants that cover, in part, the mandated responsibilities of the local government. We also leverage our resources and pass on these savings to the government when we receive in kind donations, cash donations, and volunteer services or utilize property and equipment from the grants and donations we have. If you review our financial profile, you will see that Sanctuary has not relied on the government to fund the programs that should rightfully be funded by various governmental entities. We have leveled off our budgetary needs from the government and increased the direct federal grants over the last five years. We have also obtained full accreditation in 2008 for three years marking Sanctuary as the first and only human service entity on Guam that has accomplished this. This means that our standard of services meets and exceeds national norms and that we have the organization and financial structure in place.

We do not want to jeopardize our accreditation status or bring undue risks to our consumers or staff because of a low client-staff ratio. Although, we have managers that are trained to be crisis workers and residential workers, and we can and will work in these positions, by doing so, it will mean other administrative tasks will suffer and put a substantial strain on our managers who are already working beyond capacity.

In closing, we humbly ask that you recommend passage of this bill to your colleagues for consideration at legislative session this month. We also ask that you consider making amendments to this bill that include identifying a specific funding source for these allocations so that current programs within DYA and DMHSA are not in jeopardy and to ensure a greater likelihood that payments will be made to Sanctuary after the bill is passed.

We are available now and at anytime, should you need clarification or additional information.

With best regards,


Sarah M. Thomas-Nededog
Executive Director

FOSTER FAMILIES ASSOCIATION



June 18, 2009

Senator Vicente C. Pangelinan
Chairman
Committee on Appropriations, Taxation, Banking, Insurance
and Land
324 W. Soledad Avenue, Suite 100
Hagatna, Guam 96910

Re: Bill No. 146

Dear Senator Pangelinan,

Hafa Adai. My name is Kathleen Thomas, President of the Guam Foster Families Association. I am truly honored and pleased to inform you that our Association is in complete support of Bill No. 146. It is with prayers and confidence in the Legislature that this Bill will pass and increase funding for the rest of this fiscal year to the Department of Mental Health and Substance Abuse for the Youth Drug and Alcohol Program and also to the Department of Youth Affairs in order to fund Sanctuary's programs for youth in crisis, most specifically those who are runaways, who are homeless or who are victims of abuse.

The Foster Families Association works and collaborates with the Department of Public Health and Social Services, Bureau of Social Services Administration. Our foster homes are certified by the Bureau and our statistics are the same. The children that are placed in foster homes have problems that are a direct result of abuse, neglect sometimes caused by substance abuse of the parent, guardian or even the youth. Sanctuary's programs, including the shelters have

been both a blessing and a benefit to our children and families here on Guam.

Sanctuary continues to be an asset to Guam's various communities. The organization, under the Directorship of Mrs. Sarah Thomas-Nededog, provides services that can not be slowed for lack of funds. That would bring on a direct impact of families in crisis especially for those with adolescents. Even now as we are in this Hall, Sanctuary is working on another new program, collaborating with the Bureau of Social Services to solicit temporary homes for youth, ages 12-17. It must be realized that this is an age group that has been neglected and ignored for so long. With Sanctuary having a vision to address this need, youths will be able to have another opportunity to progress and climb out of what was once a "hopeless situation". Their limitations are lessening because of Sanctuary.

Again, it is with honor that I present this testimony on behalf of foster families.

Should you have any questions or wish to contact me, you may do so at 727-4091 or 475-2672. Si Yu'us Ma'ase and Maraming Salamat Po.

Respectfully,



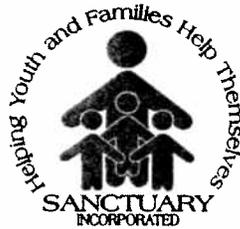
Kathleen T. Thomas

President

Foster Families Association

SANCTUARY

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INCORPORATED

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June 19, 2009

Honorable Vicente C. Pangelinan
Chair, Committee on Appropriations, Taxation, Banking, Insurance, Retirement and Land
30th Guam Legislature
Suite 101 Quan Building
324 W. Soledad Ave.
Hagatna, Guam 96910

Dear Chairman Pangelinan and Members of the Committee:

Greetings from Sanctuary, Incorporated!

We provide this testimony herein regarding the necessary funding for the balance of the fiscal year in support of vital youth development and support programs dealing with drug and alcohol abuse, runaways, homeless or victims of abuse. The funds appropriated for the fiscal year 2009 for these services have been identified as being limited and insufficient to continue the administration of existing programs. These programs have proven to be extremely successful and necessary in providing services to Guam's youths.

The appropriation of the balance for this fiscal year will allow Sanctuary, Incorporated to continue with the delivery of these vital youth programs and services. Below are data reflective of these services from FY08:

- Over 180 Crisis Calls were received via Sanctuary's crisis hotline
- 14 Public Presentations were conducted and over 100 informational brochures were dispersed
- 36 Youth had resided in our Shelters (CO-ED, TLP, SAGAN)
- 28 Youth were reunited with their families
- 5 Youth were placed in a positive alternative placement
- 3 Youth transitioned to TLP from CO-ED Shelter
- 930 Youth have attended Youth Anger Management Groups
- 627 Youth have been mentored by AmeriCorps
- 1535 families have been through supportive counseling
- 271 Parent sessions have taken place with Case Managers
- 1264 Youth sessions taken place with Case Managers

Chairman Pangelinan and members of the committee, we ask you to be mindful of the importance of having young people who are healthy, educated, and productive to Guam's growth and development. Early identification and treatment of a debilitating condition such as substance abuse is paramount to ensuring positive growth towards maturity of these teens. Without the proper intervention, we can expect lifelong health issues, problems at work, school and at home and personal maladjustment.

We look forward to your support to ensure the allotted funding for the balance of this fiscal year is added on for the DMHSA Youth Drug and Alcohol Program, and the Youth Program Appropriation.

Sanctuary staff and board members are available to you for further information.

With best regards,

A handwritten signature in black ink, appearing to read "Daniel A. Duenas". The signature is fluid and cursive, with a prominent initial "D".

Daniel A. Duenas, M.S.W.

Project Administrator

Testimony
Hearing on Bill 146
June 19, 2009

Thank you for opportunity to testify at this Public Hearing on Bill 146 before the Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land.

My name is John W. Leon Guerrero. I am the Chairperson of Sanctuary's Board of Directors of which I have been a member for almost six (6) years. My testimony before this committee is in support of what I believe is the purpose and intent of Bill 146, which it clearly stated:

“An Act . . . to providing necessary funding for the balance of the fiscal year to critical youth support programs”

When I was approached by its Executive Director, Mrs. Sarah Nededog, to vie for a position in Sanctuary's Board of Directors, I was reluctant to say yes and told her that I needed to think about it. I had just starting to enjoy my retirement and could not see myself doing much of anything beyond that. I did think about it and decided that I would decline her request. A few days later she called and I declined. For those of you who know Sarah, “No” is not a word she understands. Before our telephone conversation ended, I was interested.

I am sharing this to make the point that six years ago, she somehow convinced me that was interested. But after seeing first hand the hard working dedicated staff and the kids, the youth they serve, I have found myself being committed. Now I am doing what I can to help and contribute to their service, and feel privileged to be part of an organization that has done so much for the youth and families in our island community.

Bill 146 recognizes Sanctuary's role in our community and the need for of its services to be supported.

The additional appropriations in Sections 2 and 3 will be a welcome relief, should it become law, to Sanctuary's financial condition. Board meetings, as it should be, have been focused on reducing

expenditures, finding additional funding sources, and improving cash-flow. Lately, the Board has found itself faced with the very real possibility of having to implement more severe cost-cutting measures that will impact staffing levels, working hours, and services. Already, target dates have been set and notices to staff are being prepared.

Passage of Section 2 of Bill 146 will greatly reduce the need to implement such plans.

On Section 3, I would like to see a funding source identified to appropriate the \$130,000 for Sanctuary's services. An appropriation rather than a transfer of funds would ensure that the funds will be available and reduce any delays associated with the latter.

The support of this committee and of this Legislature to pass Bill 146 with the changes suggested for Section 3 is urgently needed.

Thank you again for the opportunity to testify.

I am available to respond to any questions.

A handwritten signature in black ink, appearing to be "John A. ...", written in a cursive style.



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

2009 JUN 11 PM 5:09

**SENATOR
RORY J.
RESPICIO
CHAIRPERSON**

**SENATOR
Judith P. Guthertz
VICE
CHAIRPERSON**

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SPEAKER**

**Benjamin J. F. Cruz
VICE SPEAKER**

**Tina Rose Muña Barnes
LEGISLATIVE SECRETARY**

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SENATOR**

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SENATOR**

**Matthew Rector
SENATOR**

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SENATOR**

**James V. Espaldon
SENATOR**

June 11, 2009

MEMORANDUM

To: Clerk of the Legislature
I Mina' Trenta Na Liheslaturan Guåhan

Attorney Therese M. Terlaje, Legislative Legal Counsel
I Mina' Trenta Na Liheslaturan Guåhan

From: Senator Judith Paulette Guthertz, DPA 
Acting Chairperson, Committee on Rules

Subject: Referral of Bill No. 146

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill No. 146.

Please ensure that the subject bill is referred, in my name, to the respective Chairperson, 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 Elaine V. Tajalle at 472-7679.

Si Yu'os Ma'åse'!

Attachment

Bill Introduction/Referral 6/11/09

Bill	Sponsor	Description	Date Introduced	Date Referred	Committee Referred
146 (COR)	Frank B. Aguon, Jr.	An act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA Youth Drug and Alcohol Programs, and the programs for youths who are runaways, homeless or victims of abuse; through amending existing provisions of law.	6-11-09 4:47 p.m.	6-11-09	Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land



Mina' Trenta Na Liheslaturan Guahan

Senator vicente (ben) c. pangelinan (D)

June 12, 2009

Memorandum

To All Senators

From: Senator ben pangelinan

Re: Public Hearing Notice

Chairman
Committee on
Appropriations, Taxation,
Banking, Insurance, 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 be conducting a public hearing beginning at 1:00pm on **Friday, June 19, 2009** at the Guam Legislature's Public Hearing Room. The following resolution and bills are on the agenda:

Resolution No. 62: Relative to petitioning the United States Congress to amend the Radiation Exposure Compensation Act of 1990, Public Law 101-426, as amended by Public Law 101-510, 3139 (42 U.S.C. 2210) and Public Law 106-245, to include Guam in the jurisdiction (Downwinders).

Bill No. 1: An Act to authorize tax credits to the Lessors of the temporary location of the John F. Kennedy High School campus.

Bill No. 89: An Act to add a new Chapter 42 to Title 22 Guam Code Annotated relative to "Unarmed Combat" and establishing the Guam Unarmed Combat Commission; and citing this act as the "Guam Unarmed Combat Act of 2009".

Bill No. 117: An Act to establish program procurement guidelines and procedures relative to the American Recovery and Reinvestment Act of 2009.

Bill No. 122: An Act to impose a temporary moratorium on the issuance of commercial leases from the Chamorro Land Trust Commission.

Bill No. 146: An Act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA Youth Drug and Alcohol Programs, and the programs for youths who are runaways, homeless or victims of abuse; through amending existing provision of law.

Si Yu'os Ma'ase,



Office of the People
Senator
ben pangelinan

Notice of Public Hearing

COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING,
INSURANCE, RETIREMENT AND LAND PUBLIC HEARING

Friday, June 19, 2009
1:00pm-4:00pm
Guam Legislature Public Hearing Room

Agenda

Resolution No. 62: Relative to petitioning the United States Congress to amend the Radiation Exposure Compensation Act of 1990, Public Law 101-426, as amended by Public Law 101-510, 3139 (42 U.S.C. 2210) and Public Law 106-245, to include Guam in the jurisdiction (Downriders).

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For copies of bills, you can log onto www.guamlegislature.com
If you require any special accommodations, please contact the Office of Senator ben pangelinan at 473-4236 or email at senbenp@guam.net

324 W. Soledad Ave. Hagatna, Guam 96910
Ph. 473-4236 Fax. 473-4238
Email: senbenp@guam.net

Friday, June 12 - Marianas Variety



Mina' Trenta Na Liheslaturan Guahan
OFFICE OF THE PEOPLE
Senator vicente "ben" c. pangelinan

NOTICE OF PUBLIC HEARING

COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING,
INSURANCE, RETIREMENT AND LAND PUBLIC HEARING

Friday, June 19, 2009, 1:00pm-4:00pm, Guam Legislature Public Hearing Room

Agenda

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Bill No. 146: An Act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA Youth Drug and Alcohol Programs, and the programs for youth who are runaways, homeless or victims of abuse; through amending existing provisions of law.

For copies of the bills, you can log onto www.guamlegislature.com. If you require any special accommodations, please contact the Office of Senator ben pangelinan at 473-4236 or email at senbenp@guam.net.

PDN- 6-12-09



Mina' Trenta Na Liheslaturan Guahan
OFFICE OF THE PEOPLE
Senator vicente "ben" c. pangelinan

NOTICE OF PUBLIC HEARING

COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING,
INSURANCE, RETIREMENT AND LAND PUBLIC HEARING
Friday, June 19, 2009, 1:00pm-4:00pm, Guam Legislature Public Hearing Room

Agenda

- Resolution No. 62: Relative to petitioning the United States Congress to amend the Radiation Exposure Compensation Act of 1990, Public Law 101-426, as amended by Public Law 101-510, 3139 (42 U.S.C. 2210) and Public Law 106-245, to include Guam in the jurisdiction (Downwinders).
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- Bill No. 89: An Act to add a new Chapter 42 to Title 22 Guam Code Annotated relative to "Unarmed Combat" and establishing the Guam unarmed Combat Commission; and citing this act as the "Guam Unarmed Combat Act of 2009".
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- Bill No. 122: An Act to impose a temporary moratorium on the issuance of commercial leases from the Chamorro Land Trust Commission.
- Bill No. 146: An Act relative to providing necessary funding for the balance of the fiscal year to critical youth support programs; to include the DMHSA Youth Drug and Alcohol Programs, and the programs for youth who are runaways, homeless or victims of abuse; through amending existing provisions of law.

For copies of the bills, you can log onto www.guamlegislature.com, if you require any special accommodations, please contact the Office of Senator ben pangelinan at 473-4236 or email at senbenp@guam.net

June 16, 2009 - PDX



Office of the People
Senator
ben pangelinan

Notice of Public Hearing

COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING,
INSURANCE, RETIREMENT AND LAND PUBLIC HEARING
Friday, June 19, 2009
1:00pm-4:00pm
Guam Legislature Public Hearing Room

Agenda

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324 W. Soledad Ave. Hagatna, Guam 96910
Ph. 473-4236 Fax. 473-4238
Email: senbenp@guam.net

Marianas Varities

Tuesday, June 16, 2009



Mina' Trenta Na Liheslaturan Guahan
THIRTIETH GUAM LEGISLATURE

Senator vicente "ben" c. pangelinan

**COMMITTEE ON APPROPRIATIONS, TAXATION, BANKING, INSURANCE,
RETIREMENT AND LAND**

PUBLIC HEARING

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**Bureau of Budget & Management Research
Fiscal Note of Bill No. 146 (COR)**

Bill Title (Preamble): AN ACT RELATIVE TO PROVIDING NECESSARY FUNDING FOR THE BALANCE OF THE FISCAL YEAR TO CRITICAL YOUTH SUPPORT PROGRAMS; TO INCLUDE THE DMHSA YOUTH DRUG AND ALCOHOL PROGRAMS, AND THE PROGRAMS FOR YOUTHS WHO ARE RUNAWAYS, HOMELESS OR VICTIMS OF ABUSE; THROUGH AMENDING EXISTING PROVISIONS OF LAW.

Department/Agency Appropriation Information

Dept./Agency Affected:	Dept. of Youth Affairs & Dept. of Mental Health & Substance Abuse	Dept./Agency Head:	Chris Duenas, DYA Director Dr. David Shimizu, DMHSA Director
Department's General Fund (GF) appropriation(s) to date (Operations):			\$9,128,720
Department's Other Fund (specify): <u>Health Futures Fund</u> appropriation(s) to date (Operations):			\$1,820,173
Total Department/Agency Appropriation(s) to date:			\$10,948,893

Fund Source Information of Proposed Appropriation

	General Fund:	Other (specify):	Total:
FY 2009 Adopted Revenues	\$520,721,797	\$0	\$520,721,797
FY Appro. to P.L. 30-23	(\$522,721,779)	\$0	(\$522,721,779)
Sub-total:	(\$1,999,982)	\$0	(\$1,999,982)
Less appropriation in Bill	\$0	\$0	\$0
Total:	(\$1,999,982)	\$0	(\$1,999,982)

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	\$405,000	\$0	\$0	\$0	\$0
Other Fund:	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$405,000	\$0	\$0	\$0	\$0

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

Analyst: Arthur R. Mariano Date: 6/18/09

Director: Bertha M. Duenas Date: JUN 19 2009
Bertha M. Duenas, Director, BBMR

Footnotes / Comments:

1/: In its current form, the subject legislation will impact the General Fund as it contains measures to increase programmatic funding and pay for a prior-year obligation. As indicated above, Year-To-Date GF appropriations exceed projected revenues by approximately \$2M. As such, passage of the subject Bill will exacerbate the Government of Guam's deficit. The total impact of the Bill is approximately \$405K for the following: Increase of \$75K to DMHSA to supplement existing youth drug & alcohol programs; Increase of \$200K to DYA to supplement existing programs for youths who are runaways, homeless or victims of abuse; and \$130K to DYA to pay for a prior-year obligation to Sanctuary, Inc.

MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 146(COR)

Introduced by:

FRANK B. AGUON, JR.

2009 JUN 11

AN ACT RELATIVE TO PROVIDING NECESSARY FUNDING FOR THE BALANCE OF THE FISCAL YEAR TO CRITICAL YOUTH SUPPORT PROGRAMS; TO INCLUDE THE DMHSA YOUTH DRUG AND ALCOHOL PROGRAMS, AND THE PROGRAMS FOR YOUTHS WHO ARE RUNAWAYS, HOMELESS OR VICTIMS OF ABUSE; THROUGH AMENDING EXISTING PROVISIONS OF LAW.

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Legislature Findings and Intent.** *I Liheslaturan Guåhan*
2 finds that the funds appropriated in the fiscal year 2009 budget in support
3 of vital youth development and support programs dealing with drug and
4 alcohol abuse, runaways, homeless *or* victims of abuse, have been
5 identified by the respective service providers as being limited and
6 insufficient to continue the administration of existing support programs at
7 its present level without the need for additional financial support. *I*
8 *Liheslaturan Guåhan* further finds that these programs presently being
9 provided in support of our youths have proven to be extremely successful
10 and necessary in providing Guam's youths, who are being assisted through

1 these programs, with the direct and necessary support to become positive,
2 contributing members of our community.

3 Therefore, it is the intent of *I Liheslaturan Guåhan* to provide, at a
4 minimum, the funding necessary to sustain existing operations and
5 support for these critical youth support programs for the balance of fiscal
6 year 2009. This provision would increase the initial appropriation figures,
7 and grant budgetary flexibility for the government of Guam to finance
8 these essential programs.

9 **Section 2. Sustainable Financial Support to Guam’s Critical Youth**
10 **Development and Support Programs for Balance of Fiscal Year 2009.** The
11 following provisions contained in Public Law No. 29-113, Section 31 and
12 Section 37 are hereby *amended* to read as follows:

13 **“Section 31. DMHSA Youth Drug and Alcohol Program.** Of
14 the sum appropriated to the Department of Mental Health and
15 Substance Abuse from the General Fund for operations in 1(x) Part I
16 of Chapter V of this act, the amount of ~~(\$141,582)~~ **\$216,582** shall be
17 used to fund the Youth Drug and Alcohol Program. **I Maga’lahen**
18 **Guåhan may exercise his transfer authority as provided for in the**
19 **Fiscal Year 2009 Budget to implement the appropriations provided**
20 **herein.”**

21 **“Section 37. Youth Program Appropriation.** The sum of ~~Three~~
22 ~~Hundred Seventy-one Thousand Six Hundred Seventy-seven Dollars~~
23 ~~(\$371,677)~~ **Five Hundred Seventy-one Thousand Six Hundred**

1 **Seventy-seven Dollars (\$571,677.00)** is appropriated from the
2 General Fund to the Department of Youth Affairs for Sanctuary, Inc.
3 in Fiscal Year 2009 to fund programs for youths who are runaways,
4 homeless *or* victims of abuse. **I Maga'lāhen Guāhan may exercise**
5 **his transfer authority as provided for in Fiscal Year 2009 Budget to**
6 **implement the appropriations provided herein.**"

7 **Section 3.** The following provision contained in Public Law No. 29-
8 52, Section 9 is hereby *amended* to read as follows:

9 "Section 9. The Department of Youth Affairs (DYA) is
10 authorized to pay prior years' obligations, including obligations to
11 Sanctuary, Inc. **(One Hundred Thirty Thousand Dollars**
12 **\$130,000.00)**, from the appropriations made to DYA in Public Law 29-
13 19. **I Maga'lāhen Guāhan may exercise his transfer authority as**
14 **provided for in the Fiscal Year 2009 Budget to implement the**
15 **appropriations provided herein.**"