



2011 NOV 22 AM 8:59 *[Signature]*

**EDDIE BAZA CALVO**  
Governor

**RAY TENORIO**  
Lieutenant Governor

*Office of the Governor of Guam*

31-11-1127

November 21, 2011

Honorable Judith T. Won Pat, Ed.D.  
Speaker  
*I Mina'trentai Unu Na Liheslaturan Guåhan*  
155 Hesler Street  
Hagåtña, Guam 96910

Office of the Speaker  
**Judith T. Won Pat, Ed. D.**  
Date 11/21/11  
Time 4:40 PM  
Received by *[Signature]*

Dear Madame Speaker:

Transmitted herewith is Bill No. 191-31 (LS) "AN ACT TO ADD A NEW SUBSECTION (G) TO §26603(d)(1) OF ARTICLE 6, CHAPTER 26 OF TITLE 11, GUAM CODE ANNOTATED; TO AMEND §§85110 AND 85111, AND ADD NEW §§85111.1 AND 85112.1, ALL OF CHAPTER 85, TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND §77124 OF ARTICLE 1, CHAPTER 77 OF TITLE 21, GUAM CODE ANNOTATED; RELATIVE TO THE OFF-ISLAND EDUCATIONAL TRAINING AND CULTURAL ENHANCEMENT FUND, AND THE SPORTS FUND FOR OFF-ISLAND TRAVEL; AND TO ESTABLISH A MENTORING AND LEADERSHIP PROGRAM FOR THE PREVENTION AND CESSATION OF ALCOHOL, TOBACCO AND DRUGS, TO BE KNOWN AS 'THE YOUTH EDUCATIONAL TRAINING, CULTURAL ENHANCEMENT AND SPORTS OPPORTUNITIES ACT'", which I signed into law on November 17, 2011 as Public Law 31-132.

*Senseramente,*

*[Signature]*  
**EDDIE BAZA CALVO**

Attachment: copy of Bill

#1127

**I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN**  
**2011 (FIRST) Regular Session**

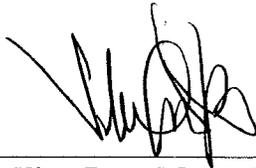
**CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN**

This is to certify that Bill No. 191-31 (LS), "AN ACT TO ADD A NEW SUBSECTION (G) TO §26603(d)(1) OF ARTICLE 6, CHAPTER 26 OF TITLE 11, GUAM CODE ANNOTATED; TO AMEND §§85110 AND 85111, AND ADD NEW §§85111.1 AND 85112.1, ALL OF CHAPTER 85, TITLE 5, GUAM CODE ANNOTATED; AND TO AMEND §77124 OF ARTICLE1, CHAPTER 77 OF TITLE 21, GUAM CODE ANNOTATED; RELATIVE TO THE OFF-ISLAND EDUCATIONAL TRAINING AND CULTURAL ENHANCEMENT FUND, AND THE SPORTS FUND FOR OFF-ISLAND TRAVEL; AND TO ESTABLISH A MENTORING AND LEADERSHIP PROGRAM FOR THE PREVENTION AND CESSATION OF ALCOHOL, TOBACCO AND DRUGS, TO BE KNOWN AS "THE YOUTH EDUCATIONAL TRAINING, CULTURAL ENHANCEMENT AND SPORTS OPPORTUNITIES ACT", was on the 8<sup>th</sup> day of November, 2011, duly and regularly passed.



Judith T. Won Pat, Ed.D.  
Speaker

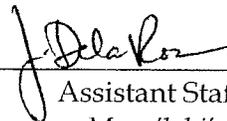
Attested:



Tina Rose Muña Barnes  
Legislative Secretary

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This Act was received by *I Maga'lahaen Guåhan* this 9<sup>th</sup> day of Nov., 2011, at  
4:25 o'clock P.M.



Assistant Staff Officer  
*Maga'lahaen's Office*

APPROVED:



EDWARD J.B. CALVO  
*I Maga'lahaen Guåhan*

Date: NOV 17 2011  
Public Law No. 31-132

***I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN***  
**2011 (FIRST) Regular Session**

**Bill No. 191-31 (LS)**

As amended by the Committee on Appropriations,  
Taxation, Public Debt, Banking, Insurance, Retirement, and Land;  
and further amended on the Floor.

Introduced by:

B. J.F. Cruz  
T. R. Muña Barnes  
M. Silva Tajeron  
R. J. Respicio  
Chris M. Dueñas  
Aline A. Yamashita, Ph.D.  
Judith P. Guthertz, DPA  
V. Anthony Ada  
Adolpho B. Palacios, Sr.  
T. C. Ada  
Sam Mabini, Ph.D.  
F. F. Blas, Jr.  
Dennis G. Rodriguez, Jr.  
Judith T. Won Pat, Ed.D.  
v. c. pangelinan

**AN ACT TO *ADD* A NEW SUBSECTION (G) TO §26603(d)(1) OF ARTICLE 6, CHAPTER 26 OF TITLE 11, GUAM CODE ANNOTATED; TO *AMEND* §§85110 AND 85111, AND *ADD* NEW §§85111.1 AND 85112.1, ALL OF CHAPTER 85, TITLE 5, GUAM CODE ANNOTATED; AND TO *AMEND* §77124 OF ARTICLE 1, CHAPTER 77 OF TITLE 21, GUAM CODE ANNOTATED; RELATIVE TO THE OFF-ISLAND EDUCATIONAL TRAINING AND CULTURAL ENHANCEMENT FUND, AND THE SPORTS FUND FOR OFF-ISLAND TRAVEL; AND TO ESTABLISH A MENTORING AND LEADERSHIP PROGRAM FOR THE PREVENTION AND CESSATION OF ALCOHOL, TOBACCO AND DRUGS, TO BE KNOWN AS “THE YOUTH EDUCATIONAL TRAINING, CULTURAL ENHANCEMENT AND SPORTS OPPORTUNITIES ACT”.**

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

2           **Section 1.** This Act is to be known as “The Youth Educational Training,  
3 Cultural Enhancement and Sports Opportunities Act”.

4           **Section 2.** A new Subsection (G) is *added* to §26603(d)(1) of Article 6,  
5 Chapter 26 of Title 11, Guam Code Annotated, to read as follows:

6                   “(G) to support educational training, cultural enhancement and sports  
7 opportunities, and identify drug-free adult and youth leaders who will  
8 mentor other adolescents to live alcohol, tobacco, and drug-free lifestyles.”

9           **Section 3.** § 85110 of Chapter 85 of Title 5, Guam Code Annotated, is  
10 hereby *amended* as follows:

11                   “§ 85110. **Off-Island Educational Training and Cultural**  
12 **Enhancement Fund – Program Goals.** (a) **Fund Purpose.** Educational  
13 and performing arts enhancement opportunities for island residents  
14 progressively increase each year as more organizations, schools and  
15 individuals with interests in the performing arts venture beyond Guam’s  
16 shores to stage performances for invitational events or engage in  
17 competitions not offered locally. *I Liheslatura* (the Legislature) finds that  
18 such participation is beneficial in the development of performing arts skills;  
19 for broadening the education of resident participants; and for encouraging  
20 youth involvement and leadership activities that promote healthy, drug-free  
21 lifestyles. Such off-island events, however attractive or beneficial they may  
22 be, are often *not* within the financial reach of eligible participants, given the  
23 costs of airfare and accommodations. *I Liheslatura* recognizes the benefits  
24 of such events, including arts and humanities competitions, international  
25 cultural festivals and exchanges, the Junior Statesman Foundation, the  
26 National Science Fair, the Mock Trial, the Forensic League, and Close Up,  
27 among others, and is compelled to protect the opportunities they present by

1 extending financial support. Any off-island event in which performances of  
2 organizations or individuals from Guam are featured generates favorable  
3 attention to the island, and promotes efforts to boost the island's visitor  
4 rates. Youth *shall* be given preference in the awarding of grants.

5 (b) **Integration of Alcohol, Tobacco and Drug Prevention and**  
6 **Early Intervention Programs.** The Director of the Guam Council on the  
7 Arts and Humanities Agency and the Director of the Department of Parks  
8 and Recreation *shall* work in collaboration with the members of the  
9 Governor's Prevention and Early Intervention Advisory Community  
10 Empowerment (P.E.A.C.E) Advisory Council, such as the Department of  
11 Mental Health and Substance Abuse and the Department of Public Health  
12 and Social Services, to identify effective prevention and early intervention  
13 programs and strategies that will directly benefit youth and adult recipients  
14 of the Off-Island Educational Training and Cultural Enhancement Fund, and  
15 the Sports Fund. Such programs *shall* include a requirement that fund  
16 recipients participate in tobacco cessation programs (where warranted),  
17 youth leadership in alcohol, tobacco and drug prevention-related activities,  
18 and to include Applied Suicide Intervention Skills Training (ASIST) and  
19 safe TALK focused on suicide prevention, and *shall* focus on the following:

20 (1) to prevent/reduce alcohol, tobacco and drug use,  
21 including underage drinking;

22 (2) to promote alcohol-free, tobacco-free and drug-free  
23 lifestyles; and

24 (3) to reduce the harmful outcomes associated with alcohol,  
25 tobacco and drug use.

26 (4) At the very minimum, the program *shall* include a  
27 mentoring and leadership program.”

1           **Section 4.** § 85111 of Chapter 85 of Title 5, Guam Code Annotated, is  
2 hereby *amended* to read as follows:

3           “§ **85111. Off-Island Educational Training and Cultural**  
4 **Enhancement Fund.** Beginning on October 1, 2012, and for each year  
5 thereafter, Two Hundred Thousand Dollars (\$200,000) is hereby  
6 appropriated from the Healthy Futures Fund to the Guam Council on the  
7 Arts and Humanities Agency (CAHA) to be set aside in the Treasury of  
8 Guam in a fund hereby established as the Off-Island Educational Training  
9 and Cultural Enhancement Fund (the Fund). Youth and adult chaperones  
10 who demonstrate a commitment to lifestyles without the use of alcohol,  
11 tobacco and drugs *shall* be eligible and given preference in the awarding of  
12 grants. The Fund *shall* be administered pursuant to Public Law 22-124, the  
13 Off Island Educational Training and Cultural Enhancement Fund Rules and  
14 Regulations. Such appropriation *shall* be set up in a separate account and  
15 *shall not* be considered part of CAHA’s annual budget. *I Maga’lahen*  
16 *Guåhan* may transfer funds as may be appropriate to supplement the Off-  
17 Island Educational Training and Cultural Enhancement Fund. No portion of  
18 the Fund, including principal and interest, shall be transferred to any other  
19 fund, or used, or appropriated, *except* as provided for under this Article.”

20           **Section 5.** A new § 85111.1 is hereby *added* to Chapter 85 of Title 5,  
21 Guam Code Annotated, to read as follows:

22           “§ **85111.1. Gifts and Donations Authorized.** The CAHA Board is  
23 authorized to accept on behalf of, and in the name of the government of  
24 Guam, from any government or agency thereof, or any person, natural or  
25 legal, advisory services, donations and gifts for the Off-Island Educational  
26 Training and Cultural Enhancement Fund; provided, however, that any  
27 grant-in-aid or other form of assistance involving an obligation on the part of

1 CAHA or the government of Guam *shall* require the prior approval of *I*  
2 *Maga'lahi* (the Governor) and a determination by CAHA's certifying officer  
3 of the availability of funds, and *shall* be consistent with the PEACE  
4 Council's position on *not* receiving funds, promotional items or donations  
5 from alcohol and tobacco industries, and *no* beneficiaries will be sponsored  
6 by such industries."

7 **Section 6.** A new § 85112.1 is hereby *added* to Chapter 85 of Title 5,  
8 Guam Code Annotated, to read:

9 "§ 85112.1. **Grant Award Notices.** The Director *shall* give adequate  
10 public notice as to the availability of funds for travel awards including  
11 application submission periods."

12 **Section 7.** § 77124 of Article 1, Chapter 77 of Title 21, Guam Code  
13 Annotated, is hereby *amended* to read as follows:

14 "§ 77124. **Sports Fund for Off-Island Travel: Establishment:**  
15 **Management.**

16 (a) There is established in the Treasury of Guam the Sports  
17 Fund for Off-Island Travel (the Fund). Beginning on October 1,  
18 2012, and for each year thereafter, Two Hundred Thousand Dollars  
19 (\$200,000) *shall* be annually appropriated from the Healthy Futures  
20 Fund to the Sports Fund for Off-Island Travel. The Fund *shall* be  
21 managed by the Director. The Department's certifying officer *shall* be  
22 the certifying officer for the Fund. *I Maga'lahaen Guåhan* may  
23 transfer funds as may be appropriate to supplement the Sports Fund  
24 for Off-Island Travel. No portion of the Fund, including principal and  
25 interest, shall be transferred to any other fund, or used, or  
26 appropriated, *except* as provided for under this Article.

1           (b) The Fund is to be expended to provide grants for  
2 transportation expenses for off-island travel by civilian sports  
3 organizations and individuals who engage in athletic competition.  
4 The Commission is authorized to accept on behalf of, and in the name  
5 of the government of Guam, from any government or agency thereof,  
6 or any person, natural or legal, advisory services, donations and gifts  
7 for the Sports Fund for Off-Island Travel; provided, however, that any  
8 grant-in-aid or other form of assistance involving an obligation on the  
9 part of the Department or the government of Guam *shall* require the  
10 prior approval of *I Maga'lahi* (the Governor) and a determination by  
11 the Department's certifying officer of the availability of funds. Gifts  
12 and donations authorized *shall* be consistent with the PEACE  
13 Council's position on not receiving funds, promotional items or  
14 donations from alcohol and tobacco industries, and no beneficiaries  
15 will be sponsored by such industries.

16           (c) The grants *shall* be used for a maximum of fifty percent  
17 (50%) of transportation expenses of team members and coaches for  
18 competitions in sports events, such as regional, national and  
19 international tournaments.

20           (d) Youth organizations *shall* be given preference in the  
21 awarding of grants.

22           (e) The Commission *shall* administer the Fund pursuant to  
23 Chapter 5, Division 1 of Title 21 of the Guam Administrative Rules  
24 and Regulations for Sports Fund for Off-Island Travel. The Director  
25 *shall* give adequate public notice as to the availability of funds for  
26 travel awards including application submission periods.

1 (f) The Director of the Guam Council on the Arts and  
2 Humanities Agency and the Director of the Department of Parks and  
3 Recreation *shall* work in collaboration with the members of the  
4 Governor's Prevention and Early Intervention Advisory Community  
5 Empowerment (P.E.A.C.E) Advisory Council, such as the Department  
6 of Mental Health and Substance Abuse and the Department of Public  
7 Health and Social Services, to identify effective prevention and early  
8 intervention programs and strategies that will directly benefit youth  
9 and adult recipients of the Off-Island Educational Training and  
10 Cultural Enhancement Fund and the Sports Fund, and *shall* focus on  
11 the following:

12 (1) to prevent/reduce alcohol, tobacco and drug use,  
13 including underage drinking;

14 (2) to promote alcohol-free, tobacco-free and drug-  
15 free lifestyles; and

16 (3) to reduce the harmful outcomes associated with  
17 alcohol, tobacco and drug use.

18 (4) At the very minimum, the program *shall* include a  
19 mentoring and leadership program.

20 (g) The Commission *shall* review all applications for  
21 awarding of the grants and may impose conditions for expenditure.  
22 The Director *shall* then disburse the grant to a representative of the  
23 organization prior to the departure of the grantees.

24 (h) The representative of the recipient organization shall  
25 provide the Director with an accurate accounting of the expenditure of  
26 all funds for air transportation within thirty (30) days of returning to  
27 Guam. If the report is *not* completed and filed within thirty (30) days

1 or if there is a misuse of funds in the opinion of the Commission, the  
2 organization *shall not* receive further grants from the Fund, and *shall*  
3 reimburse the Fund in an amount determined by the Commission.

4 (i) The Director *shall* make an annual report to *I Maga'lahi*  
5 (the Governor) and provide a courtesy copy to the Governor's PEACE  
6 Council and *I Liheslatura* (the Legislature) on June 30th of each year,  
7 which *shall* include the information, number of applications, number  
8 and amounts of grants actually made, information on number of  
9 participants referred to prevention and early intervention programs  
10 and activities, and other data concerning the management of the Fund.

11 (j) Any person who willfully misuses a grant received under  
12 this Section *shall* be guilty of a petty misdemeanor and subject to a  
13 fine *not* to exceed Five Hundred Dollars (\$500).”

**I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN**  
**2011 (FIRST) Regular Session**

Date: 11/07/11<sup>8</sup>

**VOTING SHEET**

ABill No. 191-31 (LS)

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

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

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
ADA, Thomas C.	✓				
ADA, V. Anthony	✓				
BLAS, Frank F., Jr.	✓				
CRUZ, Benjamin J. F.	✓				
DUENAS, Christopher M.	✓				
GUTHERTZ, Judith Paulette	✓				
MABINI, Sam	✓				
MUNA-BARNES, Tina Rose	✓				
PALACIOS, Adolpho Borja, Sr.	✓				
PANGELINAN, vicente (ben) cabrera	✓				
RESPICIO, Rory J.	✓				
RODRIGUEZ, Dennis G., Jr.	✓				
SILVA TAIJERON, Mana	✓				
WON PAT, Judith T.	✓				
YAMASHITA, Aline A.	✓				

TOTAL

15

CERTIFIED TRUE AND CORRECT:



\_\_\_\_\_  
 Clerk of the Legislature

\* 3 Passes = No vote  
 EA = Excused Absence



I Mina'trentai Unu Na Liheslaturan Guåhan

Senator Vicente (ben) Cabrera Pangelinan (D)

OCT 25 2011

**The Honorable Judith T. Won Pat, Ed.D.**  
Speaker  
I Mina'trentai Unu Na Liheslaturan Guåhan  
155 Hesler Place  
Hagåtña, Guam 96910

Chairman  
Committee on Appropriations,  
Taxation, Public Debt, Banking,  
Insurance, Retirement, and  
Land

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

*Rory J. Respicio*

2011 OCT 21 PM 09:23  
*WPA*

**RE: Committee Report on Bill No. 191-31 (COR), As Amended**

Vice Chairman  
Committee on Education

Dear Speaker Won Pat:

Member  
Committee on Rules,  
Federal, Foreign &  
Micronesian Affairs and  
Human & Natural  
Resources

Transmitted herewith is the Committee Report on Bill No. 191-31 (COR):  
"The Youth Educational Training, Cultural Enhancement and Sports  
Opportunities Act; an act to add a new Sub-item (G) to § 26603(d)(1) of Chapter  
26 of Title 11 of the Guam Code Annotated; to amend §§ 85110 and 85111 and  
add new §§85111.1 and 85112.1 to Chapter 85 of Title 5 of the Guam Code  
Annotated; and to amend § 77124 of Chapter 77 of Title 21 of the Guam Code  
Annotated; relative to the off-island educational training and cultural  
enhancement fund and the sports fund for off-island travel and to establish a  
mentoring and leadership program for the prevention and cessation of alcohol,  
tobacco and drugs for recipients of such funds" and which was referred to the  
Committee on Appropriations, Taxation, Public Debt, Banking, Insurance,  
Retirement, and Land.

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

Committee votes are as follows:

Member  
Committee on the Guam  
Military Buildup and  
Homeland Security

- 5 TO PASS
- 0 TO NOT PASS
- 2 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

Member  
Committee on Health and  
Human Services, Senior  
Citizens, Economic  
Development, and Election  
Reform

*Si Yu'os Ma'åse',*

*Vicente (ben) Cabrera Pangelinan*  
Chairman

Committee  
Report  
On

Bill No. 191-31 (COR), As Amended: “The Youth Educational Training, Cultural Enhancement and Sports Opportunities Act; an act to add a new Sub-item (G) to § 26603(d)(1) of Chapter 26 of Title 11 of the Guam Code Annotated; to amend §§ 85110 and 85111 and add new §§85111.1 and 85112.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend § 77124 of Chapter 77 of Title 21 of the Guam Code Annotated; relative to the off-island educational training and cultural enhancement fund and the sports fund for off-island travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds”



I Mina'trentai Unu Na Liheslaturan Guahan

OCT 25 2011

Senator Vicente (ben) Cabrera Pangelinan (D)

**MEMORANDUM**

**To: All Members**

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

**From:** Senator Vicente (ben) Cabrera Pangelinan  
Committee Chairman

**Subject:** **Committee Report on Bill No. 191-31 (COR), As Amended**

Transmitted herewith for your consideration is the Committee Report on Bill No. 191-31 (COR), As Amended: "The Youth Educational Training, Cultural Enhancement and Sports Opportunities Act; an act to add a new Sub-item (G) to § 26603(d)(1) of Chapter 26 of Title 11 of the Guam Code Annotated; to amend §§ 85110 and 85111 and add new §§85111.1 and 85112.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend § 77124 of Chapter 77 of Title 21 of the Guam Code Annotated; relative to the off-island educational training and cultural enhancement fund and the sports fund for off-island travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds" sponsored by Vice Speaker Benjamin J.F. Cruz.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Bill No.191-31 (COR), As Introduced
4. Copy of Bill No.191-31 (COR), As Amended
5. Public Hearing Sign-in Sheet
6. Copies of Submitted Testimony & Supporting Documents
7. Copy of COR Referral of Bill No.191-31 (COR), As Introduced
8. Notices of Public Hearing
9. Copy of the Public Hearing Agenda
10. Fiscal Note

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 (ben) Cabrera Pangelinan  
Chairman

Chairman  
Committee on Appropriations,  
Taxation, Public Debt, Banking,  
Insurance, Retirement, and  
Land

Vice Chairman  
Committee on Education

Member  
Committee on Rules,  
Federal, Foreign &  
Micronesian Affairs and  
Human & Natural  
Resources

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

Member  
Committee on the Guam  
Military Buildup and  
Homeland Security

Member  
Committee on Health and  
Human Services, Senior  
Citizens, Economic  
Development, and Election  
Reform

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

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

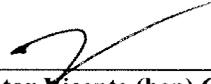
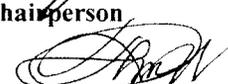
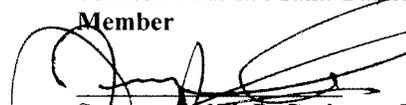
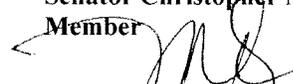
Website: <http://senbenp.com>

I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN

Committee Voting Sheet

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

Bill No. 191-31 (COR), As Amended: "The Youth Educational Training, Cultural Enhancement and Sports Opportunities Act; an act to add a new Sub-item (G) to § 26603(d)(1) of Chapter 26 of Title 11 of the Guam Code Annotated; to amend §§ 85110 and 85111 and add new §§85111.1 and 85112.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend § 77124 of Chapter 77 of Title 21 of the Guam Code Annotated; relative to the off-island educational training and cultural enhancement fund and the sports fund for off-island travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds"

Committee Members	To Pass	Not To Pass	Report Out Only	Abstain	Inactive File
 Senator Vicente (ben) Cabrera Pangelinan Chairperson	 10/26/11	_____	_____	_____	_____
 Speaker Judith T. Won Pat, Ed.D. Vice Chairperson	 10/26/11	_____	_____	_____	_____
 Vice Speaker Benjamin J.F Cruz Member	_____	_____	_____	_____	_____
Senator Tina R. Muña-Barnes Member	_____	_____	_____	_____	_____
 Senator Judith P. Guthertz, DPA Member	_____	_____	 10/24/11	_____	_____
Senator Dennis G. Rodriguez, Jr. Member	_____	_____	_____	_____	_____
Senator V. Anthony Ada Member	 10/28/11	_____	 10/28/11	_____	_____
 Senator Christopher M. Dueñas Member	_____	_____	 10/25/11	_____	_____
Senator Mana Silva Taijeron Member	_____	_____	_____	_____	_____



the People

Chairman  
Committee on Appropriations,  
Taxation, Public Debt, Banking,  
Insurance, Retirement, and  
Land

Vice Chairman  
Committee on Education

Member  
Committee on Rules,  
Federal, Foreign &  
Micronesian Affairs and  
Human & Natural  
Resources

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

Member  
Committee on the Guam  
Military Buildup and  
Homeland Security

Member  
Committee on Health and  
Human Services, Senior  
Citizens, Economic  
Development, and Election  
Reform

# I Mina'trentai Unu Na Liheslaturan Guahan

Senator Vicente (ben) Cabrera Pangelinan (D)

## Committee Report

Bill No. 191-31 (COR), As Introduced: "The Youth Educational Training, Cultural Enhancement and Sports Opportunities Act; an act to add a new Sub-item (G) to § 26603(d)(1) of Chapter 26 of Title 11 of the Guam Code Annotated; to amend §§ 85110 and 85111 and add new §§85111.1 and 85112.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend § 77124 of Chapter 77 of Title 21 of the Guam Code Annotated; relative to the off-island educational training and cultural enhancement fund and the sports fund for off-island travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds"

## I. OVERVIEW

The Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement, and Land convened a public hearing on September 30, 2011 at 8:30 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 September 23, 2011 (5-Day Notice), and again on September 28, 2010 (48 Hour Notice).

### (a) Committee Members and Senators Present

Senator Vicente (ben) Cabrera Pangelinan, Chairman  
Vice Speaker Benjamin J. F. Cruz, Member  
Senator V. Anthony Ada, Member  
Senator Christopher M. Dueñas, Member  
Senator Mana Silva Tajeron, Member  
Senator Aline Yamashita, Ph. D.

### (b) Appearing before the Committee

Zina San Nicolas Ruiz

### (c) Written Testimonies Submitted

Linda Taitano Reyes, Pa'a Taotao Tano'  
Taling M. Taitano, Interim Superintendent of Education  
Barbara Benavente, DMHSA Supervisor

## II. COMMITTEE PROCEEDINGS

Senator Vicente (ben) Cabrera Pangelinan: The next bill on the agenda in Bill 191, the Youth Educational Training, Cultural Enhancement and Sports Opportunities Act. The bill was introduced by Vice Speaker Cruz. We will give him an opportunity for a short summary of the bill.

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

Vice Speaker Benjamin Cruz: Two summers ago I had a young man work in my office for the summer. He was on the Saint Thomas mock trial team and he got to compete nationally. When his school won the local competition and was told it would cost 30,000 to go to the national competition, they were trying to figure how they were to raise that money. Fortunately, they came from a school where most of the parents could afford for their trip. There were some cases where the local winner could not afford to go to the national level. Our kids perform very well in the national level but the problem is we really don't have a place where we can assist them. I thought if we take 200,000 from the Healthy Futures Fund and put it into a fund for cultural activities and educational activities, to under write the cost of travel. Also another 200,000 to send sport teams that promote a healthy life style rather than being in drugs and alcohol. We would have CAHA write the rules and regulations on how these groups can apply and how much money they can match. I would like to thank my colleagues that co-sponsored this with me.

Senator Vicente (ben) Cabrera Pangelinan: Thank you Mr. Vice Speaker. We have signed up to testify Zina San Nicolas Ruiz. Please join us at the witness table.

### **(b) Testimony**

#### **1. Zina San Nicolas Ruiz**

Zina Ruiz: Thank you very much Senator. My name is Zina and I'm with Pa'a Taotao Tano. I am going to read a letter from our organization's executive director Linda Taitano Reyes. (*read written testimony; see attach*).

Senator Vicente (ben) Cabrera Pangelinan: Si yu'os ma'ase' Zina.

### **Panel Comments and Questions**

Senator Vicente (ben) Cabrera Pangelinan: Under the Sports Fund §77124 we might want to take out ROTC drill teams because all of that is funded by the reimbursements of the ROTC instructors salaries. They are covered in terms of their off-island trips with other funding sources already.

Vice Speaker Benjamin Cruz: I do want to make that amendment.

Senator Vicente (ben) Cabrera Pangelinan: Ok. Are there any other comments for the witness? There being no additional testimony or comments Bill 191 has been publicly heard.

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

The Committee on Appropriation, Taxation, Public Debt, Banking, Insurance, Retirement, and Land, hereby reports Bill No. 191-31 (COR), As Amended, by the committee, with the recommendation TO PASS.

**I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN**  
**2011 (First) Regular Session**

Bill No. 191-31(LS)

Introduced by:

2011 MAY 10  
B.J.F. Cruz  
Tina Rose Muña Barnes  
M.S. Taijeron  
R.J. Respicio  
C. Dueñas  
A.A. Yamashita, Ph.D.  
J.P. Guthertz, DPA  
V.A. Ada  
A.B. Palacios  
T.C. Ada  
Sam Mabini, Ph.D.  
F.F. Blas, Jr.  
D.G. Rodriguez, Jr.  
J.T. Won Pat, Ed.D.

**THE YOUTH EDUCATIONAL TRAINING, CULTURAL ENHANCEMENT AND SPORTS OPPORTUNITIES ACT; AN ACT TO ADD A NEW SUB-ITEM (G) TO § 26603(d)(1) OF CHAPTER 26 OF TITLE 11 OF THE GUAM CODE ANNOTATED; TO AMEND §§ 85110 AND 85111 AND ADD NEW §§ 85111.1 AND 85112.1 TO CHAPTER 85 OF TITLE 5 OF THE GUAM CODE ANNOTATED; AND TO AMEND §77124 OF CHAPTER 77 OF TITLE 21 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE OFF-ISLAND EDUCATIONAL TRAINING AND CULTURAL ENHANCEMENT FUND AND THE SPORTS FUND FOR OFF-ISLAND TRAVEL AND TO ESTABLISH A MENTORING AND LEADERSHIP PROGRAM FOR THE PREVENTION AND CESSATION OF ALCOHOL, TOBACCO AND DRUGS FOR RECIPIENTS OF SUCH FUNDS.**

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

2 **Section 1.** This Act is to be known as ‘The Youth Educational Training,  
3 Cultural Enhancement and Sports Opportunities Act’.

1           **Section 2.** A new sub-item (G) is *added* to §26603(d)(1) of Chapter 26 of  
2 Title 11 of the Guam Code Annotated to read as follows:

3                   “(G) to support educational training, cultural enhancement and sports  
4                   opportunities and identify mentors to combat adolescent alcohol,  
5                   drugs and tobacco consumption;”

6           **Section 3.** § 85110 of Chapter 85 of Title 5 of the Guam Code Annotated is  
7 hereby *amended* as follows:

8           **“§ 85110. Off-Island Educational Training and Cultural Enhancement**  
9           **Fund – Program Goals Legislative Intent. (a) Fund Purpose.** Educational  
10 and performing art enhancement opportunities for island residents each year  
11 progressively increase as more organizations, schools and individuals with  
12 interests in the performing arts, venture beyond Guam’s shores to stage  
13 performances for invitational events or engage in competitions not offered  
14 locally. The Legislature finds such participation as beneficial in the  
15 development of performing art skills and for broadening the education of  
16 resident participants. Such off-island events, however attractive or beneficial  
17 they may be, are often not within the financial reach of eligible participants,  
18 given the costs of airfare and accommodations. The Legislature recognizes  
19 the benefits of such events as arts and humanities competitions including  
20 international cultural festivals and exchanges, the Junior Statesman  
21 Foundation, National Science Fair, Mock Trial, Forensic League and Close  
22 Up, among others and is compelled to protect the opportunities they present  
23 by extending financial support. Any off-island event in which performances  
24 of organizations or individuals from Guam are featured, generates favorable  
25 attention to the island and promotes efforts to boost the island’s visitor rates.  
26 Youth shall be given preference in the awarding of grants.

27                   **(b) Integration of Drug, Tobacco and Alcohol Prevention and**

1 Cessation Programs. The Director of the Guam Council on the Arts and  
2 Humanities Agency, on behalf of the Guam Council on the Arts and  
3 Humanities, shall develop an appropriate drug, tobacco and alcohol  
4 prevention and cessation program strategy that includes individuals, groups  
5 or organizations that receive any award from the Off-Island Educational  
6 Training and Cultural Enhancement Fund. Such drug, tobacco and alcohol  
7 prevention and cessation program strategies shall be developed in  
8 collaboration with the Prevention and Early Intervention Advisory  
9 Community Empowerment (P.E.A.C.E) Advisory Council or the Department  
10 of Mental Health and Substance Abuse and shall focus on the following:

11 (1) To prevent/reduce alcohol, tobacco and other drug use, including  
12 underage drinking;

13 (2) To promote alcohol-free, tobacco-free and other drug-free,  
14 tobacco-free and other drug-free lifestyles;

15 (3) To reduce the harmful outcomes associated with alcohol, tobacco  
16 and other drug use.

17 (4) At the very minimum, the program shall include a mentoring and  
18 leadership program.”

19 **Section 4.** §85111 of Chapter 85 of Title 5, Guam Code Annotated, is hereby  
20 *amended* to read as follows:

21 **“§ 85111. Off-Island Educational Training and Cultural Enhancement**  
22 **Fund —Creation. Appropriation. Beginning on October 1, 2012 and for**  
23 **each year thereafter, Two Hundred Thousand Dollars (\$200,000) are hereby**  
24 **appropriated from the ~~General Fund~~ Healthy Futures Fund to the Guam**  
25 **Council on the Arts and Humanities Agency (CAHA) to be set aside in the**  
26 **Treasury of Guam in a fund hereby established as the Off-Island Educational**  
27 **Training and Cultural Enhancement Fund (the Fund). Youth shall be given**

1 preference in the awarding of grants. The Fund shall be administered  
2 pursuant to Public Law 22-124, the Off Island Educational Training and  
3 Cultural Enhancement Fund Rules and Regulations. Such appropriation shall  
4 be set up in a separate account and shall not be considered part of CAHA's  
5 annual budget. I Maga'lahren Guåhan may transfer funds as may be  
6 appropriate to supplement the Off-Island Educational Training and Cultural  
7 Enhancement Fund. No portion of the Fund, including principal and interest,  
8 shall be transferred to any other fund, or used, or appropriated, except as  
9 provided for under this Article."

10 **Section 5.** A new §85111.1 is hereby *added* to Chapter 85 of Title 5, Guam  
11 Code Annotated to read as follows:

12 **"§ 85111.1. Gifts & Donations Authorized.** The CAHA Board is  
13 authorized to accept on behalf of, and in the name of the government of  
14 Guam, from any government or agency thereof, or any person, natural or  
15 legal, advisory services, donations and gifts for the Off-Island Educational  
16 Training and Cultural Enhancement Fund provided, however, that any grant-  
17 in-aid or other form of assistance involving an obligation on the part of  
18 CAHA or the government of Guam shall require the prior approval of the  
19 Governor and a determination by CAHA's certifying officer of the  
20 availability of funds."

21 **Section 6.** A new §85112.1 is hereby *added* to Chapter 85 of Title 5 of the  
22 Guam Code Annotated to read:

23 **"§ 85112.1. Grant Award Notices.** The Director shall give adequate public  
24 notice as to the availability of funds for travel awards including application  
25 submission periods.

26 **Section 7.** §77124 of Chapter 77 of Title 21, Guam Code Annotated, is  
27 hereby *amended* to read as follows:

1           **“§ 77124. Sports Fund for Off-Island Travel: Establishment:**  
2           **Management.**

3           (a) There is established in the Treasury of Guam the Sports Fund for Off-  
4           Island Travel (the Fund). Beginning on October 1, 2012 and for each year  
5           thereafter, Two Hundred Thousand Dollars (\$200,000) shall be annually  
6           appropriated from the Health Futures Fund to the Sports Fund for Off-Island  
7           Travel. The fund shall be managed by the Director. The Department's  
8           Certifying Officer shall be the Certifying Officer for the fund. *I Maga'laha*  
9           *Guahan* may transfer funds as may be appropriate to supplement the Sports  
10           Fund for Off-Island Travel. No portion of the Fund, including principal and  
11           interest, shall be transferred to any other fund, or used, or appropriated,  
12           except as provided for under this Article.

13           (b) The Fund is to be expended to provide grants for transportation expenses  
14           for off-island travel by civilian sports organizations and individuals who  
15           engage in athletic competition and ROTC Drill Teams. The Commission is  
16           authorized to accept on behalf of, and in the name of the government of  
17           Guam, from any government or agency thereof, or any person, natural or  
18           legal, advisory services, donations and gifts for the Sports Fund for Off-  
19           Island Travel provided, however, that any grant-in-aid or other form of  
20           assistance involving an obligation on the part of the Department or the  
21           government of Guam shall require the prior approval of the Governor and a  
22           determination by the Department's certifying officer of the availability of  
23           funds.

24           (c) The grants shall be used for a maximum of fifty percent (50%) of  
25           transportation expenses of team members and coaches for competitions in  
26           sport events such as regional, national and international tournaments.

27           (d) Youth organizations shall be given preference in the awarding of grants.

1 (e) The Commission shall ~~promulgate regulations to establish procedures for~~  
2 ~~application for grants, priorities of funding, limitations by type of sport and~~  
3 ~~event on the number of team members or coaches supported by the grant and~~  
4 ~~other necessary procedures for making the grants.~~ administer the fund  
5 pursuant to Chapter 5, Division 1 of Title 21 of the Guam Administrative  
6 Rules and Regulations for Sports Fund for Off-Island Travel. The Director  
7 shall give adequate public notice as to the availability of funds for travel  
8 awards including application submission periods.

9 (f) The Director of the Department of Parks and Recreation shall develop an  
10 appropriate drug, tobacco and alcohol prevention and cessation program  
11 strategy that includes individuals, groups or organizations that receive any  
12 awards from the Sports Fund for Off-Island Travel. Such drug, tobacco and  
13 alcohol prevention and cessation program strategies shall be developed in  
14 collaboration with the Prevention and Early Intervention Advisory  
15 Community Empowerment (P.E.A.C.E) Advisory Council or the  
16 Department of Mental Health and Substance Abuse and shall focus on the  
17 following:

18 (1) To prevent/reduce alcohol, tobacco and other drug use, including  
19 underage drinking;

20 (2) To promote alcohol-free, tobacco-free and other drug-free,  
21 tobacco-free and other drug-free lifestyles;

22 (3) To reduce the harmful outcomes associated with alcohol, tobacco  
23 and other drug use.

24 (4) At the very minimum, the program shall include a mentoring and  
25 leadership program.

26 (fg) The Commission shall review all applications and make the grants and  
27 may impose conditions for expenditure. The Director shall then disburse the

1 grant to a representative of the organization prior to the departure of the  
2 grantees.

3 (gh) The representative of the recipient organization shall provide the  
4 Director with an accurate accounting of expenditure of all funds for air  
5 transportation within thirty (30) days of returning to Guam. If the report is  
6 not completed and filed within thirty (30) days or if there is a misuse of  
7 funds in the opinion of the Commission, the organization shall not receive  
8 further grants from the fund and shall reimburse the fund in an amount  
9 determined by the Commission.

10 (hi) The Director shall make an annual report to the Governor and the  
11 Legislature on June 30th of each year, which shall include the information,  
12 number of applications, number and amounts of grants actually made and  
13 other data concerning the management of the fund.

14 (ij) Any person who willfully misuses a grant received under this Section  
15 shall be guilty of a petty misdemeanor and subject to a fine not to exceed  
16 Five Hundred Dollars (\$500).”

17 **Section 8. Effective Date.** This Act shall be effective upon  
18 enactment into law.

**I MINA' TRENTA I UNO NA LIHESLATURAN GUÅHAN**  
2011 (First) Regular Session

**Bill No. 191-31(LS)**

As Amended by the Committee on  
Appropriation, Taxation, Public Debt, Banking,  
Insurance, Retirement, and Land

Introduced by:

B.J.F. Cruz  
Tina Rose Muña Barnes

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**THE YOUTH EDUCATIONAL TRAINING, CULTURAL  
ENHANCEMENT AND SPORTS OPPORTUNITIES ACT; AN  
ACT TO ADD A NEW SUB-ITEM (G) TO § 26603(d)(1) OF  
CHAPTER 26 OF TITLE 11 OF THE GUAM CODE  
ANNOTATED; TO AMEND §§ 85110 AND 85111 AND ADD  
NEW §§ 85111.1 AND 85112.1 TO CHAPTER 85 OF TITLE 5;  
TO AMEND §77124 OF CHAPTER 77 OF TITLE 21 OF THE  
GUAM CODE ANNOTATED; RELATIVE TO THE OFF-  
ISLAND EDUCATIONAL TRAINING AND CULTURAL  
ENHANCEMENT FUND AND THE SPORTS FUND FOR OFF-  
ISLAND TRAVEL; TO ESTABLISH A MENTORING AND  
LEADERSHIP PROGRAM FOR THE PREVENTION AND  
CESSATION OF ALCOHOL, TOBACCO AND DRUGS**

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

**Section 1.** This Act is to be known as ‘The Youth Educational Training,  
Cultural Enhancement and Sports Opportunities Act’.

**Section 2.** A new sub-item (G) is *added* to §26603(d)(1) of Chapter 26 of  
Title 11 of the Guam Code Annotated to read as follows:

“(G) to support educational training, cultural enhancement and sports  
opportunities and identify drug-free adult and youth leaders who will  
mentor other adolescents to live alcohol, tobacco, and other drug-free

1 lifestyles.”

2 **Section 3.** § 85110 of Chapter 85 of Title 5 of the Guam Code Annotated is  
3 hereby *amended* as follows:

4 **“§ 85110. Off-Island Educational Training and Cultural Enhancement**  
5 **Fund – Program Goals Legislative Intent. (a) Fund Purpose.** Educational  
6 and performing art enhancement opportunities for island residents each year  
7 progressively increase as more organizations, schools and individuals with  
8 interests in the performing arts, venture beyond Guam’s shores to stage  
9 performances for invitational events or engage in competitions not offered  
10 locally. The Legislature finds such participation as beneficial in the  
11 development of performing art skills and for broadening the education of  
12 resident participants, and for encourage youth involvement and leadership  
13 activities that promote healthy, drug-free lifestyles. Such off-island events,  
14 however attractive or beneficial they may be, are often not within the  
15 financial reach of eligible participants, given the costs of airfare and  
16 accommodations. The Legislature recognizes the benefits of such events as  
17 arts and humanities competitions including international cultural festivals  
18 and exchanges, the Junior Statesman Foundation, National Science Fair,  
19 Mock Trial, Forensic League and Close Up, among others and is compelled  
20 to protect the opportunities they present by extending financial support. Any  
21 off-island event in which performances of organizations or individuals from  
22 Guam are featured, generates favorable attention to the island and promotes  
23 efforts to boost the island’s visitor rates. Youth shall be given preference in  
24 the awarding of grants.

25 **(b) Integration of Alcohol, Tobacco, and Other Drug Prevention**  
26 **and Early Intervention Program.** The Director of the Guam Council on the  
27 Arts and Humanities Agency and the Director of the Department of Parks and

1 Recreation shall work in collaboration with the members of the Governor’s  
2 Prevention and Early Intervention Advisory Community Empowerment  
3 (P.E.A.C.E) Advisory Council such as the Department of Mental Health and  
4 Substance Abuse and the Department of Public Health and Social Services to  
5 identify effective prevention and early intervention programs and strategies  
6 that will directly benefit youth and adult recipients of the Off-Island  
7 Educational Training and Cultural Enhancement and the Sports Fund. Such  
8 programs shall include a requirement that fund recipients participation in  
9 Tobacco Cessation Programs (where warranted), youth leadership in alcohol,  
10 tobacco, and other drug prevention-related activities and to include Applied  
11 Suicide Intervention Skills Training (ASIST) and safe TALK focused on  
12 suicide prevention and shall focus on the following:”

13 (1) To prevent/reduce alcohol, tobacco and other drug use, including  
14 underage drinking;

15 (2) To promote alcohol-free, tobacco-free and other drug-free,  
16 tobacco-free and other drug-free lifestyles;

17 (3) To reduce the harmful outcomes associated with alcohol, tobacco  
18 and other drug use.

19 (4) At the very minimum, the program shall include a mentoring and  
20 leadership program.”

21 **Section 4.** §85111 of Chapter 85 of Title 5, Guam Code Annotated, is hereby  
22 *amended* to read as follows:

23 **“§ 85111. Off-Island Educational Training and Cultural Enhancement**  
24 **Fund –Creation. Appropriation. Beginning on October 1, 2012 and for**  
25 **each year thereafter, Two Hundred Thousand Dollars (\$200,000) are hereby**  
26 **appropriated from the ~~General Fund~~ Healthy Futures Fund to the Guam**  
27 **Council on the Arts and Humanities Agency (CAHA) to be set aside in the**

1 Treasury of Guam in a fund hereby established as the Off-Island Educational  
2 Training and Cultural Enhancement Fund (the Fund). Youth and adult  
3 chaperones who demonstrate a commitment to lifestyles without the use of  
4 alcohol, tobacco, and other drugs shall be eligible and given preference in the  
5 awarding of grants. The Fund shall be administered pursuant to Public Law  
6 22-124, the Off Island Educational Training and Cultural Enhancement Fund  
7 Rules and Regulations. Such appropriation shall be set up in a separate  
8 account and shall not be considered part of CAHA’s annual budget. *I*  
9 *Maga’lahen Guåhan* may transfer funds as may be appropriate to supplement  
10 the Off-Island Educational Training and Cultural Enhancement Fund. No  
11 portion of the Fund, including principal and interest, shall be transferred to  
12 any other fund, or used, or appropriated, except as provided for under this  
13 Article.”

14 **Section 5.** A new §85111.1 is hereby *added* to Chapter 85 of Title 5, Guam  
15 Code Annotated to read as follows:

16 **“§ 85111.1. Gifts & Donations Authorized.** The CAHA Board is  
17 authorized to accept on behalf of, and in the name of the government of  
18 Guam, from any government or agency thereof, or any person, natural or  
19 legal, advisory services, donations and gifts for the Off-Island Educational  
20 Training and Cultural Enhancement Fund provided, however, that any grant-  
21 in-aid or other form of assistance involving an obligation on the part of  
22 CAHA or the government of Guam shall require the prior approval of the  
23 Governor and a determination by CAHA’s certifying officer of the  
24 availability of funds, and shall be consistent with the PEACE Council’s  
25 position on not receiving funds, promotional items or donations from alcohol  
26 and tobacco industries, no beneficiaries will be sponsored by such  
27 industries.”

1           **Section 6.** A new §85112.1 is hereby *added* to Chapter 85 of Title 5 of the  
2 Guam Code Annotated to read:

3           “**§ 85112.1. Grant Award Notices.** The Director shall give adequate public  
4 notice as to the availability of funds for travel awards including application  
5 submission periods.

6           **Section 7.** §77124 of Chapter 77 of Title 21, Guam Code Annotated, is  
7 hereby *amended* to read as follows:

8           “**§ 77124. Sports Fund for Off-Island Travel: Establishment:**  
9 **Management.**

10           (a) There is established in the Treasury of Guam the Sports Fund for Off-  
11 Island Travel (the Fund). Beginning on October 1, 2012 and for each year  
12 thereafter, Two Hundred Thousand Dollars (\$200,000) shall be annually  
13 appropriated from the Health Futures Fund to the Sports Fund for Off-Island  
14 Travel. The fund shall be managed by the Director. The Department's  
15 Certifying Officer shall be the Certifying Officer for the fund. *I Maga'lahen*  
16 *Guåhan* may transfer funds as may be appropriate to supplement the Sports  
17 Fund for Off-Island Travel. No portion of the Fund, including principal and  
18 interest, shall be transferred to any other fund, or used, or appropriated,  
19 except as provided for under this Article.

20           (b) The Fund is to be expended to provide grants for transportation expenses  
21 for off-island travel by civilian sports organizations and individuals who  
22 engage in athletic competition ~~and ROTC Drill Teams.~~ The Commission is  
23 authorized to accept on behalf of, and in the name of the government of  
24 Guam, from any government or agency thereof, or any person, natural or  
25 legal, advisory services, donations and gifts for the Sports Fund for Off-  
26 Island Travel provided, however, that any grant-in-aid or other form of  
27 assistance involving an obligation on the part of the Department or the

1 government of Guam shall require the prior approval of the Governor and a  
2 determination by the Department's certifying officer of the availability of  
3 funds. Gifts and donations authorized shall be consistent with the PEACE  
4 Council's position on not receiving funds, promotional items or donations  
5 from alcohol and tobacco industries, no beneficiaries will be sponsored by  
6 such industries.

7 (c) The grants shall be used for a maximum of fifty percent (50%) of  
8 transportation expenses of team members and coaches for competitions in  
9 sport events such as regional, national and international tournaments.

10 (d) Youth organizations shall be given preference in the awarding of grants.

11 (e) The Commission shall ~~promulgate regulations to establish procedures for~~  
12 ~~application for grants, priorities of funding, limitations by type of sport and~~  
13 ~~event on the number of team members or coaches supported by the grant and~~  
14 ~~other necessary procedures for making the grants.~~ administer the fund  
15 pursuant to Chapter 5, Division 1 of Title 21 of the Guam Administrative  
16 Rules and Regulations for Sports Fund for Off-Island Travel. The Director  
17 shall give adequate public notice as to the availability of funds for travel  
18 awards including application submission periods.

19 (f) The Director of the Guam Council on the Arts and Humanities Agency  
20 and the Director of the Department of Parks and Recreation shall work in  
21 collaboration with the members of the Governor's Prevention and Early  
22 Intervention Advisory Community Empowerment (P.E.A.C.E) Advisory  
23 Council such as the Department of Mental Health and Substance Abuse and  
24 the Department of Public Health and Social Services to identify effective  
25 prevention and early intervention programs and strategies that will directly  
26 benefit youth and adult recipients of the Off-Island Educational Training and  
27 Cultural Enhancement and the Sports Fund and shall focus on the following:

1           (1) To prevent/reduce alcohol, tobacco and other drug use, including  
2 underage drinking;

3           (2) To promote alcohol-free, tobacco-free and other drug-free,  
4 tobacco-free and other drug-free lifestyles;

5           (3) To reduce the harmful outcomes associated with alcohol, tobacco  
6 and other drug use.

7           (4) At the very minimum, the program shall include a mentoring and  
8 leadership program.

9       (fg) The Commission shall review all applications and make the grants and  
10 may impose conditions for expenditure. The Director shall then disburse the  
11 grant to a representative of the organization prior to the departure of the  
12 grantees.

13       (gh) The representative of the recipient organization shall provide the  
14 Director with an accurate accounting of expenditure of all funds for air  
15 transportation within thirty (30) days of returning to Guam. If the report is  
16 not completed and filed within thirty (30) days or if there is a misuse of  
17 funds in the opinion of the Commission, the organization shall not receive  
18 further grants from the fund and shall reimburse the fund in an amount  
19 determined by the Commission.

20       (hi) The Director shall make an annual report to the Governor and provide a  
21 courtesy copy to the Governor's PEACE Council and the Legislature on  
22 June 30th of each year, which shall include the information, number of  
23 applications, number and amounts of grants actually made, information on  
24 number of participants referred to prevention and early intervention  
25 programs and activities, and other data concerning the management of the  
26 fund.

27       (ij) Any person who willfully misuses a grant received under this Section

1 shall be guilty of a petty misdemeanor and subject to a fine not to exceed  
2 Five Hundred Dollars (\$500).”

3 **Section 8. Effective Date.** This Act shall be effective upon  
4 enactment into law.



**Mina'trentai Unu Na Liheslaturan Guahan**  
**THIRTY-FIRST GUAM LEGISLATURE**

**Senator Vicente "ben" Cabrera Pangelinan**

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

Friday, September 30, 2011

**Bill No. 191**

**SIGN UP SHEET**

NAME	ADDRESS	PHONE	EMAIL	WRITTEN	ORAL	SUPPORT	
						Yes	No
Zina San Nicolas Ruiz	238 Archbishops Flores St. Suite DNA Bldg #105	475-4722		✓		Yes	



## Pa'a Taotao Tano'

DNA BUILDING, SUITE 905 • 238 ARCHBISHOP FLORES STREET, HAGÁTÑA, GUAM 96910  
Phone: (671) 475-4PAA (4722) Fax: (671) 475-TANO (8266)

Sept 13, 2011

Senator Vicente (ben) Cabrera Pangelinan  
Chairman

Committee on Appropriations, Taxation, Retirement, Public Debt, Banking, Insurance, and Land  
I MINA'TRENTI UNU NA LIHESLATURAN GUAHAN  
31st Guam Legislature  
324 West Soledad Ave.  
Suite 1000  
Hagatna, Guam 96910

**Re: Testimony in Favor of Amendments to Bill 191-31**

Hafa Adai Senator Pangelinan,

This is in response to your letter of September 6, 2011 requesting testimony regarding amendments to the **Youth Educational Training Cultural Enhancement and Sports Opportunities Act**. Pa'a Taotao Tano' is pleased to offer testimony **in favor** of the proposed amendments in particular paragraphs relating to the creation of the **Off Island Educational Training and Cultural Enhancement Fund**.

By way of testimony Pa'a Taotao Tano' strongly supports the amendment creating the Educational Training and Cultural Enhancement Fund that will provide travel assistance to youth to enable them to participate in off island festivals. Pa'a Taotao Tano' believes that affording its young members the opportunity to perform nationally and internationally serves to greatly enhance the importance of the Chamorro culture to them as participants as well as provide them with the opportunity to demonstrate to others that Guam truly is unique and different. Traveling to festivals provides motivation and pride in Guam's Chamorro culture. Being introduced to other cultural groups in sum makes attending off-island festivals an extremely rich and truly great learning experience.

Pa'a Taotao Tano' representative **Zina San Nicolas Ruiz** will read and submit my written testimony on behalf of Pa'a Taotao Tano' and answer any questions posed to her at the Public Hearing on Amendments to Bill 191-31. Mrs. Ruiz has been a cultural practitioner for over 25 years with the Taotao Tano' dancers under Master of Chamorro Dance Frank Rabon and has traveled to festivals with Master Rabon extensively. Over the last 30 years we have having been participating in the majority of the

GUAM

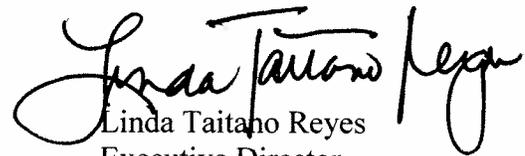
national and international festivals and we can testify to the importance and impact of these events on the attending youth and the impact they have had in furthering their identification with the Chamorro culture and exposing others to our unique cultural traditions through song, dance and chant, language and weaving.

In our experience the norm for attendance to international and national festivals and events requires the host **organization will pay for room and board and the attending cultural groups pay the all travel expenses to and from the event/festival.** Since most of Pa'a Taotao Tano's over 600 young members and group leaders that might be selected to attend festivals cannot afford the transportation required puts a very significant financial burden on the sponsoring organization such as Pa'a Taotao Tano' organize and raise the funds needed to for dance groups to participate. Pa'a Taotao Tano' is a non-profit organization largely supported through the provision of funding through competitively awarded Federal Grants and Legislative appropriations whose fund uses tend to be circumscribed and are not available for festival support with the exception of FESTPAC.

The proposed Fund will provide a great future source for supporting Pa'a Taotao Tano's ability to engage itself and its members in off-island festivals. I am certain that other Chamorro cultural practioners, the visual folk arts, also have great difficulty raising funds to attend off island cultural events and festivals and will welcome these opportunities to be part of a delegation that showcases Chamorro cultural traditions.

Pa'a Taotao Tano' would like to suggest that to effectively implement youth participation in of island festivals and events, they will **need supervision of creative directors and coordinators** and we would stress that the implementing agency for the fund, Guam CAHA, be instructed that the use of the funds include provisions for proper accompaniment and supervision.

Saina Ma'ase,



Linda Taitano Reyes  
Executive Director  
Pa'a Taotao Tano'



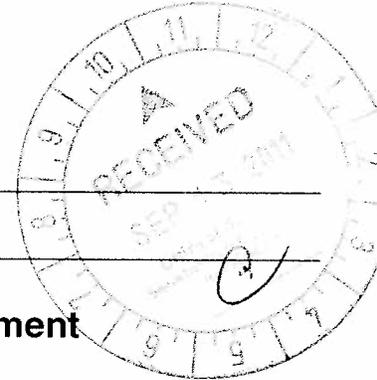


**DEPARTMENT OF EDUCATION  
OFFICE OF THE SUPERINTENDENT**



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Telephone: (671)475-0457 or 300-1547/1536•Fax: (671)472-5003  
Email: tmtaitano@gdoe.net

TALING M. TAITANO  
Interim Superintendent of Education



**Legislative Testimony**

**Proposed Bill 191-31**

**The Youth Educational Training Cultural Enhancement  
and Sports Opportunities Act.**

*Hafa Adai* Thank you for allowing me to testify in support of Bill 191-31, The Youth Educational Training Cultural Enhancement and Sports Opportunities Act.

This bill will allow our children of Guam to travel for educational training and to enhance their cultural knowledge. This will also develop lifelong stepping stones of friendship, camaraderie, and mentorship amongst our students whether it is with our neighboring islands or beyond the Pacific. This is also a great learning tool for leadership!

As for the sports opportunities portion of the bill; this will also provide our young athletes with insurmountable educational tools in training and competition in their sport discipline. It will also encourage the athletes to lead a drug & alcohol-free life.

My main concern is that the Government of Guam receives approximately \$9,443,296.00 for the Healthy Futures Fund. The Department of Education receives approximately 9% of this fund, \$899,754.00. In DOE, it is broken down into 2 programs; one being for Health and Physical Education Activities, which receives \$279,754.00. The other program is the Interscholastic Sports Fund which receives \$520,000.00 for Athletic Directors, Coaches, and Officiating services and \$92,000.00 for bussing, provided by the Department of Public Works.

Respectfully, I would like to be explicit in our hope that the appropriated amount of \$400,000.00 identified in this bill will not result in the reduction of the Department of Education’s allotment for our two programs funded under the Healthy Futures Fund. Our department’s funding for the above aforementioned programs has been exhausted for this fiscal year and we anticipate the need for either the same or even increased funding.

Thank you for this opportunity to provide this testimony.

Respectfully submitted by:

Taling M. Taitano, Interim  
Superintendent of Education



department of  
**MENTAL HEALTH &  
SUBSTANCE ABUSE**  
Dipartimento Sañu Hinasso  
Yan Abusan Amot

October 29, 2011

The Honorable Vincente (ben) Pangelinan  
Senator, I Mina'trentai Unu na Liheslaturan Guahan  
324 W. Soledad Avenue, Suite 100  
Hagatna, Guam 96910

790 Gov. Carlos G. Camacho Rd.  
Tamuning, Guam 96913

Phone: 671.647.5330  
Fax: 671.649.6948

EDWARD BAZA CALVO  
Governor

RAYMOND TENORIO  
Lieutenant Governor

WILFRED AFLAGUE  
Director

Dear Senator Pangelinan:

Thank you for the invitation to submit testimony on Bill No. 191-31 (LS)  
*Relative to the Off-Island Educational Training and Cultural Enhancement  
Fund and the Sports Fund for Off-Island Travel and to Establish a  
Mentoring and Leadership Program for the Prevention and Cessation of  
Alcohol, Tobacco and Drugs for Recipients of Such Funds*

Prevention funding to support positive alternatives to alcohol, tobacco and other drug use and other risk-taking and self-harming behavior will directly benefit Guam's children, youth and families. Bill No. 191-31 presents real opportunities for interested artists and athletes to engage in healthy, competitive events that serve to be educational, personally rewarding and constructive for the island community.

On behalf of the Prevention and Training Branch staff of the Department of Mental Health and Substance Abuse, we submit this letter **in support of the intent** of Bill No. 191-31. However, we request that this Bill, as currently written, be modified to describe more clearly the select prevention and early intervention strategies and activities that will demonstrate effectively that the children, youth and adults supported by this Bill to participate in off-island educational training, cultural enhancement and sports events are in fact not using alcohol, tobacco and other drugs, and where warranted, they would be required to undergo intervention and treatment services as a condition of receiving funding.

More specifically, we request the following:

**Section 2** to read/include "(G) to support educational training, cultural enhancement and sports opportunities and identify drug-free adult and youth leaders who will mentor other adolescents to live alcohol, tobacco and other drug-free lifestyles."

**Section 3** to read/include **(a) Fund Purpose.** ". . . The Legislature finds such participation as beneficial in the development of performing art skills, for broadening the education of resident participants, and for encouraging youth involvement and leadership activities that promote healthy, drug-free lifestyles . . ."

To read **(b) Integration of Alcohol, Tobacco and Other Drug Prevention and Early Intervention Program.** "The Director of the Guam Council on the Arts and Humanities Agency . . . and the Director of the Department of Parks and Recreation shall work in

collaboration with the members of the Governor's PEACE (Prevention Education and Community Empowerment) Council such as the Department of Mental Health and Substance Abuse and the Department of Public Health and Social Services to identify effective prevention and early intervention programs and strategies that will directly benefit youth and adult recipients of the Off-Island Educational Training and Cultural Enhancement and the Sports Fund. Such programs shall include a requirement that Fund recipients participate in Tobacco Cessation Programs (where warranted), youth leadership in alcohol, tobacco and other drug prevention-related activities and to include Applied Suicide Intervention Skills Training (ASIST) and safeTALK focused on suicide prevention."

**Section 85111. Off-Island Educational Training and Cultural Enhancement Fund**  
To read ". . . Youth and adult chaperones who demonstrate a commitment to lifestyles without the use of alcohol, tobacco and other drugs shall be eligible and given preference in the awarding of grants.

**Section 85111.1. Gifts & Donations Authorized.** To read "The CAHA Board is authorized to accept on behalf of, and in the name of the government of Guam . . . and a determination by CAHA's certifying officer of the availability of funds, and shall be consistent with the PEACE Council's position on not receiving funds, promotional items or donations from alcohol and tobacco industries, no will beneficiaries be sponsored by such industries . . ."

**Section 77124. Sports Fund for Off-Island Travel: Establishment: Management** To read/include (b) "The Commission is authorized to accept on behalf of, . . . by the Department's certifying officer of the availability of funds. Gifts and donations authorized shall be consistent with the PEACE Council's position on not receiving funds, promotional items or donations from alcohol and tobacco industries, no will beneficiaries be sponsored by such industries.

(d) Youth organizations with established alcohol, tobacco and other drug-free policies and whose organizational members and adult mentors who personally commit to healthy, drug-free lifestyles shall be eligible and given preference in the awarding of grants.

(f) The Director of the Guam Council on the Arts and Humanities Agency and the Director of the Department of Parks and Recreation shall work in collaboration with the members of the Governor's PEACE (Prevention Education and Community Empowerment) Council such as the Department of Mental Health and Substance Abuse and the Department of Public Health and Social Services to identify effective prevention and early intervention programs and strategies that will directly benefit youth and adult recipients of the Off-Island Educational Training and Cultural Enhancement and the Sports Fund and shall focus on the following:...

(i) The Director shall make an annual report to the Governor . . . and provide a courtesy copy to the Governor's PEACE Council . . . number and amounts of grants actually made, information on number of participants referred to prevention and early intervention programs and activities, and other data concerning the management of the fund."

In order to develop comprehensive, strategic and effective prevention and early intervention programs, policies and practices, we request that all beneficiaries of General Fund appropriations as identified in Bill No. 191-31 (LS) be required to work collaboratively with the Governor's PEACE Council whose members represent the three

branches of government, youth-serving organizations, faith-based entities and other non-government organizations.

Sincerely,

A handwritten signature in black ink, appearing to read "Barbara S.N. Benavente". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

BARBARA S.N. BENAVENTE, MPA  
Supervisor, Prevention and Training Branch  
Department of Mental Health & Substance Abuse



**COMMITTEE ON RULES**

*I Mina'trentai Unu na Libeslaturan Guahan* • The 31<sup>st</sup> Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

July 06, 2011

Memorandum

Senator  
Judith P. Guthertz  
VICE CHAIRPERSON  
ASST. MAJORITY LEADER

To: Pat C. Santos  
Clerk of the Legislature

MAJORITY  
MEMBERS:

From: Senator Rory J. Respicio  
Chairperson, Committee on Rules

Speaker  
Judith T. Won Pat

Subject: Revised Fiscal Note

Vice Speaker  
Benjamin J. F. Cruz

*Hafa Adai!*

Senator  
Tina Rose Muña Barnes  
LEGISLATIVE SECRETARY  
MAJORITY WHIP

Attached please find the revised fiscal note for the bill number listed below. Disregard original fiscal note received on June 26, 2011. Please note that the fiscal notes, or waivers, are issued on the bills as introduced.

Senator  
Dennis G. Rodriguez, Jr.  
ASST. MAJORITY WHIP

Senator  
Thomas C. Ada

Bill No.: 191-31 (COR)

Senator  
Adolpho B. Palacios, Sr.

Senator  
vicente c. pangelinan

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

MINORITY  
MEMBERS:

*Si Yu'os ma'åse'!*

Senator  
Aline A. Yamashita  
ASST. MINORITY LEADER

Senator  
Christopher M. Duenas

2011 JUN -6 PM 1:19  
P



# BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR  
Post Office Box 2950, Hagåtña Guam 96932

**EDDIE BAZA CALVO**  
GOVERNOR

**BENITA A. MANGLONA**  
DIRECTOR

**RAY TENORIO**  
LIEUTENANT GOVERNOR

**STEPHEN J. GUERRERO**  
DEPUTY DIRECTOR

## FACSIMILE INFORMATION PAGE

PLEASE DELIVER TO: Polita

FACSIMILE NUMBER: 472-3547

FROM: Alicia Salas

Total Pages including this page: 6

If you do not receive legible copies of all the pages, please call back as soon as possible. Phone numbers (671) 475-9412/9414. Fax number (671) 472-2825

RE: Final Note for Bill No. 191-31 (LS) Replacement

COMMENTS: Per our telephone conversation, please replace initial fax sent on this with this correct version. Your assistance is greatly appreciated. Thank you.

**Bureau of Budget & Management Research  
Fiscal Note of Bill No. 191-31 (LS)**

**THE YOUTH EDUCATIONAL TRAINING, CULTURAL ENHANCEMENT AND SPORTS OPPORTUNITIES ACT; AN ACT TO ADD A NEW SUB-ITEM (G) TO § 26603(d)(1) OF CHAPTER 26 OF TITLE 11 OF THE GUAM CODE ANNOTATED; TO AMEND §§ 85110 AND 85111 AND ADD NEW §§ 85111.1 AND 85112.1 TO CHAPTER 85 OF TITLE 5 OF THE GUAM CODE ANNOTATED; AND TO AMEND § 77124 OF CHAPTER 77 OF TITLE 21 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE OFF-ISLAND EDUCATIONAL TRAINING AND CULTURAL ENHANCEMENT FUND AND THE SPORTS FUND FOR OFF-ISLAND TRAVEL AND TO ESTABLISH A MENTORING AND LEADERSHIP PROGRAM FOR THE PREVENTION AND CESSATION OF ALCOHOL, TOBACCO AND DRUGS FOR RECIPIENTS OF SUCH FUNDS.**

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Council on the Arts and Humanities Agency	Dept./Agency Head: Joseph Artero-Cameron
Department's General Fund (GF) appropriation(s) to date:	288,700
Department's Other Fund (Specify) appropriation(s) to date: Tourist Attraction Fund \$50,000	50,000
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$338,700</b>

Department/Agency Appropriation Information	
Dept./Agency Affected: Park and Recreation	Dept./Agency Head: Peter S. Calvo, Acting
Department's General Fund (GF) appropriation(s) to date:	3,744,749
Department's Other Fund (Specify) appropriation(s) to date: Public Recreation Services Fund \$212,694; Tourist Attraction Fund \$869,377	1,082,071
<b>Total Department/Agency Appropriation(s) to date:</b>	<b>\$4,826,820</b>

Fund Source Information of Proposed Appropriation			
	General Fund:	(Specify Special Fund): Healthy Futures Fund 1/	Total:
FY 2010 Unreserved Fund Balance <sup>1</sup>		\$20,226	\$20,226
FY 2011 Adopted Revenues	\$0	\$20,297,556	\$20,297,556
FY 2011 Appro. (P.L. 30-196)	\$0	(\$17,797,550)	(\$17,797,550)
Sub-total:	\$0	\$2,520,232	\$2,520,232
Less appropriation in Bill	\$0	(\$400,000)	(\$400,000)
<b>Total:</b>	<b>\$0</b>	<b>\$2,120,232</b>	<b>\$2,120,232</b>

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2011 (if applicable)	FY 2012	FY 2013	FY 2014	FY 2015
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
(Specify Special Fund): Healthy Futures Fund 1/	\$0	\$0	\$0	\$400,000	\$400,000	\$400,000
<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$400,000</b>	<b>\$400,000</b>	<b>\$400,000</b>

- Does the bill contain "revenue generating" provisions?  
If Yes, see attachment // Yes  No
- Is amount appropriated adequate to fund the intent of the appropriation? // N/A  Yes  No   
If no, what is the additional amount required? // N/A
- Does the Bill establish a new program/agency?  
If yes, will the program duplicate existing programs/agencies? // N/A  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: Angela Flores Date: 6/22/11 Director: JOHN A. RIOS, ACTING Date: 6/23/11

**Footnotes:**  
1/ The Bill entails an impact on the Healthy Futures Fund by a total of \$400,000 beginning in FY 2013 and every year thereafter. This is based on Section 4 which identifies \$200,000 to the Guam Council on the Arts and Humanities Agency (GCAHA) through the *Off-Island Educational Training and Cultural Enhancement Fund* and Section 7 which identifies \$200,000 to the Department of Parks and Recreation (DPR) through the *Sports Fund for Off-Island Travel*. The Healthy Futures Fund Unreserved Fund Balance is based on FY 2009 Financial Statements (Audited). The Bill has a potential for additional funding impact based on amendments under sub-items (b) of § 85110 for GCAHA and (f) of § 77124 for DPR, each in their development of a mentoring and leadership program for the prevention and cessation of drug, tobacco and alcohol abuse, as may be addressed through available resources of the Department of Mental Health and Substance Abuse. (See Attachments)

**GOVERNMENT OF GUAM**  
**Nonmajor Government Funds - Special Revenue Funds**  
**Combining Balance Sheet**  
**September 30, 2009**

Account Fund Number	617 Guam Memorial Hospital Authority Pharmaceuticals	608 Guam Plant Inspection and Permit	326 Guam Preservation Trust	616 Guam Telephone Authority Privatization Proceeds	270 Health and Human Services	602 Health Futures	241 Health Professional Education	311 Health and Security Trust	201 Housing Revenue
<b>ASSETS</b>									
Cash and cash equivalents	\$ 1,397	\$ -	\$ 669,884	\$ 105,898	\$ 8,595,102	\$ 24,967	\$ -	\$ 343,735	\$ -
Investments	-	-	-	-	999,000	-	-	5,228,000	-
Receivables, net	-	-	-	-	-	1,121,895	-	-	-
Taxes	-	-	-	-	-	-	-	-	-
Federal agencies	-	-	-	-	-	-	-	-	-
Other	-	-	-	-	-	-	-	-	-
Due from other funds	-	175,373	-	901,802	-	-	-	-	-
Due from private purpose trust funds	-	-	497,608	649,871	295,541	1,711,112	281,927	-	304,988
Due from component units	-	-	-	-	-	-	-	-	-
Inventory	-	-	-	-	-	-	-	-	-
Deposits and other assets	-	-	-	-	-	-	-	-	-
<b>Total assets</b>	<b>\$ 1,397</b>	<b>\$ 175,373</b>	<b>\$ 1,167,492</b>	<b>\$ 1,657,571</b>	<b>\$ 9,889,643</b>	<b>\$ 2,857,974</b>	<b>\$ 281,927</b>	<b>\$ 5,571,735</b>	<b>\$ 304,988</b>
<b>LIABILITIES AND FUND BALANCES (DEFICIT)</b>									
<b>Liabilities</b>									
Accounts payable	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Accrued payroll and other	-	-	-	-	-	64,097	317	-	-
Due to other funds	1,397	-	-	-	-	-	-	100,000	1,140
Due to component units	-	-	-	-	-	-	-	-	-
Deferred revenue	-	-	-	-	-	-	-	-	-
Provision for tax refunds	-	-	-	-	-	-	-	-	-
Deposits and other liabilities	-	-	-	-	-	-	-	-	-
<b>Total liabilities</b>	<b>\$ 1,397</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 489,170</b>	<b>\$ 64,097</b>	<b>\$ 317</b>	<b>\$ 100,000</b>	<b>\$ 8,894</b>
<b>Fund balances (deficit)</b>									
Reserved for									
Related assets	-	-	-	-	-	-	-	-	-
Contingent appropriations	-	3,847	604,500	-	-	-	-	-	304,988
Liabilities	-	171,526	562,992	1,657,571	5,547,415	1,057,223	28,607	-	-
Unreserved (deficit)	-	175,373	1,167,492	1,657,571	3,728,843	1,508,184	(12,164)	5,471,735	(10,634)
<b>Total fund balances (deficit)</b>	<b>\$ 1,397</b>	<b>\$ 175,373</b>	<b>\$ 1,167,492</b>	<b>\$ 1,657,571</b>	<b>\$ 9,400,473</b>	<b>\$ 2,793,877</b>	<b>\$ 281,610</b>	<b>\$ 5,471,735</b>	<b>\$ 294,354</b>
<b>Total liabilities and fund balances (deficit)</b>	<b>\$ 1,397</b>	<b>\$ 175,373</b>	<b>\$ 1,167,492</b>	<b>\$ 1,657,571</b>	<b>\$ 9,889,643</b>	<b>\$ 2,857,974</b>	<b>\$ 281,927</b>	<b>\$ 5,571,735</b>	<b>\$ 304,988</b>

See Accompanying Independent Auditors' Report.

(continued)

**GOVERNMENT OF GUAM**  
**Nonmajor Governmental Funds - Special Revenue Funds**  
**Combining Statement of Revenues, Expenditures by Function, and Changes in Fund Balances (Deficits)**  
**Year Ended September 30, 2009**

ASJ Fund Number	617 Guam Memorial Hospital Authority Pharmaceuticals	608 Guam Plant Inspection and Permit	326 Guam Preservation Trust	616 Guam Telephone Authority Privatization Proceeds	270 Health and Human Services	602 Healthy Futures	241 Health Professional License	311 Health and Security Trust	201 Housing Revolving
Revenues:									
Lanes:									
Property	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Hotel	-	-	-	-	-	-	-	-	-
Liquid fuel	-	-	-	-	-	5,354,854	-	-	-
Tobacco	-	-	-	-	-	3,397,711	-	-	-
Alcoholic beverages	-	-	-	-	5,911	-	173,898	-	-
Sales, licenses, fees and permits	-	80,020	1,163,227	-	-	-	-	-	-
Passport fees	-	-	7,767	7,186	31,052	1,283	-	53,892	-
Use of money and property	211	-	-	-	-	-	-	-	-
Federal contributions	-	-	-	-	-	-	-	-	-
Other	-	-	-	-	-	-	-	-	-
Total revenues	211	80,020	1,170,994	7,186	36,963	8,753,848	173,898	53,892	-
Expenditures by Function									
Current	-	-	-	-	-	-	-	-	-
General government	-	-	-	-	-	-	-	119,000	-
Protection of life and property	-	-	-	-	1,027,013	248,212	75,416	-	-
Public health	-	-	-	-	-	6,976,826	-	-	-
Community services	-	-	-	-	-	510,499	-	-	-
Recreation	-	-	-	-	-	-	-	20,763	-
Individual and collective rights	-	-	-	-	-	-	-	-	-
Transportation	-	-	-	-	-	-	-	-	-
Environmental protection	-	40,484	-	-	-	-	-	-	-
Economic development	-	-	-	-	-	-	-	-	-
Payments to Guam Community College	-	-	-	-	-	-	-	-	-
Payments to Guam Memorial Hospital	11,991,607	-	1,125,000	-	-	-	-	-	340,094
Payments to Guam Preservation Trust	-	-	-	-	-	-	-	-	-
Payments to Chanorro Land Trust (Commission)	-	-	-	-	-	-	-	-	-
Payments to Guam Visitors Bureau	-	-	-	-	-	-	-	-	-
Payments to University of Guam	-	-	-	-	-	-	-	-	-
Miscellaneous appropriations	-	-	-	-	-	-	-	-	-
Total expenditures	11,991,607	40,484	1,125,000	-	1,027,013	7,756,300	75,416	459,094	-
Excess (deficiency) of revenues over	(11,991,396)	39,536	45,994	7,186	(990,050)	997,548	98,482	(405,202)	-
(under) expenditures									
Other financing sources (uses)	11,989,207	-	-	-	8,601,943	-	-	-	-
Transfers in from other funds	-	(10,884)	-	-	(591)	-	(180,382)	-	-
Transfers out to other funds	11,989,207	(10,884)	-	-	8,601,352	(995,643)	(180,382)	(405,202)	-
Total other financing sources (uses), net	(2,189)	28,652	45,994	7,186	7,611,302	1,905	(81,900)	5,876,977	294,954
Net change in fund balances (deficits)	2,189	146,721	1,121,498	1,650,385	1,789,171	2,791,972	363,510	5,471,735	294,954
Fund balances (deficits) at beginning of year	-	175,375	1,167,492	1,657,571	9,400,473	2,791,877	281,610	-	-
Fund balances (deficits) at end of year	\$ -	\$ 322,096	\$ 2,288,990	\$ 3,307,956	\$ 11,189,644	\$ 5,583,849	\$ 645,120	\$ 5,471,735	\$ 294,954

See Accompanying Independent Auditors' Report.

(continued)

**GOVERNMENT OF GUAM**  
**Nonmajor Governmental Funds - Special Revenue Funds**  
**Combining Statement of Revenues, Expenditures by Object, and Changes in Fund Balances (Deficits)**  
**Year Ended September 30, 2009**

AS 400 Fund Number	617 Guam Memorial Hospital Authority Pharmaceuticals	608 Guam Plant Inspection and Permit	326 Guam Preservation Trust	616 Guam Telephone Authority Privatization Proceeds	270 Health and Human Services	602 Health Futures	241 Health Professional Licensure	311 Health and Security Trust	201 Housing Revolving
Revenues:									
Laxes:									
Property	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Hotel	-	-	-	-	-	-	-	-	-
Liquid fuel	-	-	-	-	-	-	-	-	-
Tobacco	-	-	-	-	-	-	-	-	-
Alcoholic beverages	-	-	-	-	-	-	-	-	-
Sales, licenses, fees and permits	-	80,020	1,163,227	-	5,911	3,397,711	-	173,898	-
Passport fees	-	-	-	-	-	-	-	-	-
Fee of money and property	211	-	7,767	7,186	31,052	1,283	-	53,892	-
Federal contributions	-	-	-	-	-	-	-	-	-
Other	-	-	-	-	-	-	-	-	-
Total revenues	211	80,020	1,170,994	7,186	36,963	8,753,848	173,898	53,892	-
Expenditures by Object:									
Salaries and wages - regular	-	-	-	-	-	4,568,550	19,309	-	-
Salaries and wages - overtime	-	-	-	-	-	739	-	-	-
Travel	-	-	-	-	-	1,331,903	7,212	-	-
Contractual services	-	6,755	-	-	55,790	3,225	21,764	-	-
Building rent	-	-	-	-	-	1,248,584	21,554	-	-
Supplies	-	-	-	-	-	10,793	-	-	-
Equipment	-	4,159	-	-	-	303,586	2,411	-	-
Utilities - power and water	-	-	-	-	-	9,943	3,166	-	-
Communications	-	26,199	-	-	-	211,755	-	-	-
Capital outlays	-	2,743	-	-	-	20,763	-	-	-
Payments to component units	-	-	-	-	-	-	-	-	-
Supplemental annuity benefits	11,991,607	-	1,125,000	-	-	-	-	340,094	-
Miscellaneous	-	-	-	-	-	-	-	-	-
Total expenditures	11,991,607	40,484	1,125,000	-	971,223	46,469	75,416	119,000	-
Excess (deficiency) of revenues over (under) expenditures	(11,991,396)	39,536	45,994	7,186	(990,050)	997,548	98,482	(405,202)	-
Other financing sources (uses):									
Transfers in from other funds	11,989,207	-	-	-	8,601,943	-	-	-	-
Local other financing sources (uses), net	-	(10,884)	-	-	(591)	(995,641)	(180,382)	-	-
Net change in fund balances (deficits)	(2,189)	28,652	45,994	7,186	7,611,302	1,905	(81,900)	(405,202)	-
Fund balances (deficits) at beginning of year	2,189	146,721	1,121,498	1,650,385	1,789,171	2,791,972	363,510	5,876,937	294,954
Fund balances (deficits) at end of year	\$ -	\$ 175,373	\$ 1,167,492	\$ 1,657,571	\$ 9,400,473	\$ 2,793,877	\$ 281,610	\$ 5,471,735	\$ 294,954

See Accompanying Independent Auditors' Report

(continued)

**GOVERNMENT OF GUAM****Nonmajor Governmental Funds - Special Revenue Funds, Continued  
September 30, 2009**

Guam Telephone Authority Privatization Proceeds Fund - This fund was created by Public Law 26-70 to account for the proceeds realized from the sale of the Guam Telephone Authority.

Health and Human Services Fund - This fund was created by Public Law 24-174 to account for 10% of proceeds from the sale and securitization of the allocation under the Master Settlement Agreement for settlements received from the tobacco industry.

Healthy Futures Fund - This fund was created by Public Law 27-05 to account for 50% of proceeds received on alcoholic beverages excise taxes and all tobacco-related taxes to be expended for health and education programs relating to tobacco and alcohol prevention, cessation, treatment and control, and to improving overall health and well-being.

Health Professional Licensure Fund - This fund was created by Public Law 21-33 to defray the cost of obtaining standardized examination materials and services for the healing arts and cosmetology licensure and the cost of proctoring examination at the testing site.

Health and Security Trust Fund - This fund was created by Public Law 24-174 to account for 50% of proceeds from the sale and securitization of the allocation under the Master Settlement Agreement to be expended for the operations and capital expenditures of the Guam Memorial Hospital Authority.

Housing Revolving Fund - This fund is maintained to account for the leasing of Government of Guam housing units to both private individuals and public organizations. Funding of this program is provided by both rental fees and Government contributions.

Human Resource Services Revolving Fund - This fund was created by Executive Order No. 2002-01 for administrative costs and supplies and equipment costs associated within the areas of classification and pay, recruitment, records, employee benefits, test development, employee management relations, training and development, as well as the Drug-Free Workplace Program of the Human Resources Division.

Income Tax Refund Reserve Fund - This fund was created by Public Law 22-140 for the purpose of receiving General Fund revenues reserved for income tax refund payments. This fund is not subject to any transfer authority of the Governor of Guam.

Income Tax Efficiency Payment Fund - This fund was created by Public Law 26-74 for the purpose of improving the efficiency of tax refund payments by hiring temporary income tax return processors, training of Department of Revenue and Taxation employees, and the purchase of computer and other equipment to quickly process income tax returns.

Indirect Cost Fund - This fund was created by Public Law 29-113 to account for appropriations for the following purposes: (a) training such as Continuing Professional Education Credits, CPE; (b) negotiating and administering GovGuam's indirect cost rate; (c) purchasing of supplies and equipment associated with negotiating and administering GovGuam's indirect cost rate; and (d) automated budget development and maintenance.

See Accompanying Independent Auditors' Report.



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May 11, 2011

**MEMORANDUM**

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

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

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

**Subject:** Referral of Bill Nos. 190-31 (LS) through 191-31 (LS)

As Chairperson of the Committee on Rules, I am forwarding my referral of Bill Nos. 190-31(LS) through 191-31 (LS).

Please ensure that the subject bills are 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'trentai Unu na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

*Si Yu'os ma'åse!*

(4) Attachments

*I Mina'Trentai Unu Na Liheshlaturan Guåhan*

**Bill Log Sheet**

**May 11, 2011**

Page 1 of 1

Bill No.	Sponsor(s)	Title	Date Introduced	Date Referred	120 Day Deadline	Committee Referred	Public Hearing Date	Date Committee Report Filed	Status U Passee V Ove Pub
191-31 (LS)	B.J.F. Cruz Tina Rose Muña Barnes M.S. Tajeron	THE YOUTH EDUCATIONAL TRAINING, CULTURAL ENHANCEMENT AND SPORTS OPPORTUNITIES ACT; AN ACT TO ADD A NEW SUB-ITEM (G) TO § 26603(d)(1) OF CHAPTER 26 OF TITLE 11 OF THE GUAM CODE ANNOTATED; TO AMEND §§ 85110 AND 85111 AND ADD NEW §§ 85111.1 AND 85112.1 TO CHAPTER 85 OF TITLE 5 OF THE GUAM CODE ANNOTATED; AND TO AMEND §77124 OF CHAPTER 77 OF TITLE 21 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE OFF-ISLAND EDUCATIONAL TRAINING AND CULTURAL ENHANCEMENT FUND AND THE SPORTS FUND FOR OFF-ISLAND TRAVEL AND TO ESTABLISH A MENTORING AND LEADERSHIP PROGRAM FOR THE PREVENTION AND CESSATION OF ALCOHOL, TOBACCO AND DRUGS FOR RECIPIENTS OF SUCH FUNDS.	5/10/11 12:22 p.m.	05/11/11		Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land			



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### Public Hearing - FIRST Notice



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Hafa Adai,  
 Senator Vicente (ben) Cabrera Pangelinan and the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land will hold a public hearing beginning at 8:30am and 2:00pm on Friday, September 30, 2011. The agenda is as follows:

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

*gi Betnes, gi diha 30 gi Septembre, 2011 (Friday, September 30, 2011)*

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

#### **TAREHA (AGENDA)**

*alas ocho i media gi egga'an (8:30 AM)*

#### **Priniponi Siha (Bills)**

Bill No. 279-31 (COR): An Act to Amend 11 GCA §§26403, 26404, 26203(K)(21) and 26504; To Add §26403.1 and §26403.2 to 11 GCA Chapter 26; To Amend 10 GCA Chapter 45; To Add §40105.1 to 5 GCA Chapter 40; To Amend 10 GCA §67105.1; To Add §77135 to 10 GCA Chapter 77; To Add §72109 to 10 GCA Chapter 72, Relative to Eliminating the Tax Exemption on Liquid Fuel Transshipped through Guam, and to Appropriate Revenues to the Guam Environmental Protection Agency, Mayors Council of Guam, Office of Veterans Affairs, Guam Police Department and Guam Fire Department.

Bill No. 226-31 (LS): An Act to Amend 50207(C) of Article 2, Division 2, of Title 12 Guam Code Annotated requiring a country of origin label relative to the Guam Product Seal Permit Program.

Bill No. 227-31 (LS): An Act to *Repeal* Article 2 of Chapter 50, Title 12, Guam Code Annotated, and to *Enact* a new Article 2 to Chapter 2, Title 5, Guam Code Annotated, Relative to establishing a Task Force on the Guam Product Seal under the auspices of the Office of the Lieutenant Governor of Guam.

Bill No. 191- 31 (LS): The Youth Educational Training Cultural Enhancement and Sports Opportunities Act; An Act to add a new Sub-Item (G) to §26603(d)(1) of Chapter 26 of Title 11 Guam Code Annotated; to Amend §§85110 and 85111 and add a new §§85111.1 and 85112.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend §77124 of Chapter 77 of Title 21 of the Guam Code Annotated; relative to the Off-Island Educational Training and Cultural Enhancement Fund and the Sports Fund for Off-Island Travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds.

Bill No. 203-31 (COR): An Act to amend §61542 of Chapter 61, Title 21 Guam Code Annotated, Relative to Campaign Signs.

#### **Komfitmasion Siha: (Confirmation Hearing)**

- Mr. Oscar A. Calvo, Member, Chamorro Land Trust Commission
- Mr. David J. Matanane, Member, Chamorro Land Trust Commission
- Mr. John Ray Taitano, II, Member, Alcoholic Beverage Control Board
- Mr. John A. Rios, Director, Bureau of Budget and Management Research

#### **TAREHA (AGENDA)**

*alas dos gi despues di talo'ani (2:00 PM)*

#### **Priniponi Siha (Bill)**

Bill No. 297-31 (LS): An Act to rezone Lot No. 3257-4-R2, in the Municipality of Sinajana, from Agriculture (A) to Commercial (C) zone.

*alas dos i media gi despues di talo'ani*  
(2:30 PM)

Bill No. 206-31 (COR): An Act to add a new Subsection (e) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

*alas kuatro gi despues di talo'ani*  
(4:00 PM)

**Resolusion**  
(Resolution)

Resolution No. 171-31 (COR): Relative to petitioning the United States Congress to pass H.R. 1490 and S. 791 which will amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

Yanggen un nisisita spesiãt na setbision, put fabot ágang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, hãlom gi i uepsait i Liheslaturan Guãhan gi [www.guamlegislature.com](http://www.guamlegislature.com). Yanggen para un na'hãlom testigu-mu, chule' para i ifisinan-mãmi gi 324 West Soledad Avenue gi iya Hagãtña, pat guatto gi i Kuatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi [senbenp@guam.net](mailto:senbenp@guam.net). Este na nutisiu inapãsi nu i fendon gubetnamento.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at [www.guamlegislature.com](http://www.guamlegislature.com). Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagãtña or at the Mail Room of the Guam Legislature, via fax at 473-4238, or via email at [senbenp@guam.net](mailto:senbenp@guam.net)

---  
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Chief of Staff  
Office of Senator ben c. pangelinan  
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Hafa Adai,  
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### **INEKUNGOK PUPBLEKO (PUBLIC HEARING)**

*gi Betnes, gi diha 30 gi Septembre, 2011 (Friday, September 30, 2011)*

**Kuátton Inekungok Pupleko gi I Liheslaturan Guáhan (Guam Legislature Public Hearing Room)**

#### **TAREHA (AGENDA)**

**alas ocho i media gi egga'an (8:30 AM)**

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(Confirmation Hearing)**

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Mr. David J. Matanane, Member, Chamorro Land Trust Commission  
Mr. John Ray Taitano, II, Member, Alcoholic Beverage Control Board  
Mr. John A. Rios, Director, Bureau of Budget and Management Research

**TAREHA  
(AGENDA)**

*alas dos gi despues di talo'ani*  
(2:00 PM)

**Priniponi Siha  
(Bill)**

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*alas dos l media gi despues di talo'ani*  
(2:30 PM)

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*alas kuattro gi despues di talo'ani*  
(4:00 PM)

**Resolusion  
(Resolution)**

Resolution No. 171-31 (COR): Relative to petitioning the United States Congress to pass H.R. 1490 and S. 791 which will amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

Yanggen un nisisita espesiat na setbision, put fabot agang i Ifisinan Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nisisita kopian i priniponi siha ginen este na tareha, halom gi i uepsait i Liheslaturan Guahan gi [www.guamlegislature.com](http://www.guamlegislature.com). Yanggen para un na halom testigu-mu, chule' para i ifisinan-mami gi 324 West Soledad Avenue gi iya Hagatña, pat guatto gi i Kwatton Katta gi i Liheslatura, pat faks gi 473-4238, patsino imel gi [senbenp@guam.net](mailto:senbenp@guam.net). Este na nutisio inapasi nu i fendon gubemamento.

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

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(4:00 PM)

**Resolution**  
(Resolution)

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Office of Senator ben c. pangelinan  
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**edpocaique@judiwonpat.com** Sep 28 (4 days ago)  
**Lisa Cipollone to edpocaique** [show details](#) Sep 28 (4 days ago) [Reply](#)

Yes. We have a resolution from CNMI. We also sent to Palau Consulate, FSM Consulate and also Presidents of the other islands.

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**edpocaique@judiwonpat.com** Sep 28 (4 days ago)  
**edpocaique@judiwonpat.com** Sep 28 (4 days ago)  
**tanya m. champaco mendiola** Sep 28 (4 days ago)  
**Lisa Cipollone to tanya** [show details](#) Sep 29 (4 days ago) [Reply](#)

Hi Tanya,  
I talked with the Deputy Director at DPW, Carl Dominguez and Joann is currently off-island, but is pretty sure she will send submit testimony on Friday or when she returns. I sent him the invitation to provide testimony and a copy of the bill.

I also talked with Maria Pangelinan and also sent her an invitation and copy of the bill. She said GEC pretty much stays neutral on any legislative issues unless it directly affects them.

FYI, I also sent the invitation and copies of the bill to the Republican and Democrat Party Chairs. We always send invitations to Gov, AG, Chamber and OPA.

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**Adam Bearce** Sep 29 (4 days ago)  
**tanya m. champaco mendiola** Sep 29 (4 days ago)  
**ed pocaique** Sep 29 (4 days ago)  
**Lisa Cipollone to ed** [show details](#) Sep 29 (4 days ago) [Reply](#)

Yes, we sent invitations to the House and Senate.

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**edpocaique@judiwonpat.com** via yahoo.com to me [show details](#) Sep 29 (4 days ago) [Reply](#)

Okay. Thanks

Sent from my BlackBerry® smartphone

**From:** Lisa Cipollone <[cipo@guamlegislature.org](mailto:cipo@guamlegislature.org)>  
**Date:** Thu, 29 Sep 2011 09:39:22 +1000  
**To:** ed pocaique <[edpocaique@judiwonpat.com](mailto:edpocaique@judiwonpat.com)>

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**Public Hearing - SECOND Notice**

People

from **Lisa Cipollone** cipo@guamlegislature.org  
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 "Melyan, Catriona" <cmelyan@guam.gannett.com>

hide details Sep 28 (4 days ago) Reply

date Wed, Sep 28, 2011 at 8:53 PM  
 subject Public Hearing - SECOND Notice  
 mailed-by guamlegislature.org

Hafa Adai,  
 Senator Vicente (ben) Cabrera Pangelinan and the Committee on Appropriations, Taxation, Public Debt, Banking, Insurance, Retirement and Land will hold a public hearing beginning at 8:30am and 2:00pm on Friday, September 30, 2011. The agenda is as follows:

**INEKUNGOK PUPBLEKO (PUBLIC HEARING)**

*gi Betnes, gi diha 30 gi Septembre, 2011 (Friday, September 30, 2011)*

*Kuåtton Inekungok Pupbleko gi l Liheslaturan Guáhan (Guam Legislature Public Hearing Room)*

**TAREHA (AGENDA)**

*alas ocho i media gi egga'an (8:30 AM)*

**Priniponi Siha (Bills)**

Bill No. 279-31 (COR): An Act to Amend 11 GCA §§26403, 26404, 26203(K)(21) and 26504; To Add §26403.1 and §26403.2 to 11 GCA Chapter 26; To Amend 10 GCA Chapter 45; To Add §40105.1 to 5 GCA Chapter 40; To Amend 10 GCA §67105.1; To Add §77135 to 10 GCA Chapter 77; To Add §72109 to 10 GCA Chapter 72, Relative to Eliminating the Tax Exemption on Liquid Fuel Transshipped through Guam, and to Appropriate Revenues to the Guam Environmental Protection Agency, Mayors Council of Guam, Office of Veterans Affairs, Guam Police Department and Guam Fire Department.

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Bill No. 191- 31 (LS): The Youth Educational Training Cultural Enhancement and Sports Opportunities Act; An Act to add a new

ALICIA PEREZ  
aliciaperez69@hotmail.

Alicia Perez

Alladi, Amritha

Betsy Brown

Erin Thompson

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Sub-Item (G) to §26603(d)(1) of Chapter 26 of Title 11 Guam Code Annotated; to Amend §§85110 and 85111 and add a new §§85111.1 and 85112.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend §77124 of Chapter 77 of Title 21 of the Guam Code Annotated; relative to the Off-Island Educational Training and Cultural Enhancement Fund and the Sports Fund for Off-Island Travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds.

Bill No. 203-31 (COR): An Act to amend §61542 of Chapter 61, Title 21 Guam Code Annotated, Relative to Campaign Signs.

**Komfitmasion Siha:**  
**(Confirmation Hearing)**

Mr. Oscar A. Calvo, Member, Chamorro Land Trust Commission  
Mr. David J. Matanane, Member, Chamorro Land Trust Commission  
Mr. John Ray Taitano, II, Member, Alcoholic Beverage Control Board  
Mr. John A. Rios, Director, Bureau of Budget and Management Research

**TAREHA**  
**(AGENDA)**

*alas dos gi despues di talo'áni*  
**(2:00 PM)**

**Priniponi Siha**  
**(Bill)**

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*alas dos l media gi despues di talo'áni*  
**(2:30 PM)**

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*alas kuátro gi despues di talo'áni*  
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**Senator Vicente "ben" Cabrera Pangelinan  
Office of the People  
Website: [www.senbenp.com](http://www.senbenp.com)**

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**INEKUNGOK PUPBLEKO  
(PUBLIC HEARING)**

***gi Betnes, gi diha 30 gi Septiembre, 2011  
(Friday, September 30, 2011)***

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

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***alas ocho i media gi egga'an  
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***alas dos gi despues di talo'ani***  
**(2:00 PM)**

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## THIRTY-FIRST GUAM LEGISLATURE

Senator Vicente "ben" Cabrera Pangelinan

Office of the People

Website: www.senben.com

WEDNESDAY, SEPTEMBER 28, 2011 - MARIANAS VARIETY GUAM EDITION

### INEKUNGOK PUPBLEKO (PUBLIC HEARING)

gi Batnes, gi diha 30 gi Septiembre, 2011  
(Friday, September 30, 2011)

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

### TAREHA (AGENDA)

alas ocho i media gi egga'an  
(8:30 AM)

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alas dos gi despues di talo'ani  
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 Senator Vicente "ben" Cabrera Pangelinan  
 Office of the People  
 Website: www.senbenj.com

**INGKINGOK PUPBLEKO**  
**(PUBLIC HEARING)**

*gi Betnes, gi ofisa 30 gi Septiembre, 2011*  
 (Friday, September 30, 2011)

*Kuñton Inkingok Pupbleko gi Liheslaturan Guahan*  
 (Guam Legislature Public Hearing Room)

**TARENA**  
**(AGENDA)**

*alos ocho i media gi agorin*  
 (8:30 AM)

**Prinsipal Saha**  
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**Bill No. 226-31 (LS):** An Act to Amend §2017(C) of Article 2, Division 2, of Title 12 Guam Code Annotated relating a country of origin label relative to the Guam Product Seal Permit Program.

**Bill No. 227-31 (LS):** An Act to *Repeal* Article 2 of Chapter 50, Title 12, Guam Code Annotated, and to Enact a new Article 2 to Chapter 2, Title 5, Guam Code Annotated, Relative to establishing a Task Force on the Guam Product Seal under the auspices of the Office of the Lieutenant Governor of Guam.

**Bill No. 191-31 (LS):** The Youth Educational Training Cultural Enhancement and Sports Opportunities Act; An Act to add a new Sub-Item (6) to §26603(d)(1) of Chapter 26 of Title 11 Guam Code Annotated; to Amend §§8510 and 8211 and add a new §8511.1 and §8512.1 to Chapter 85 of Title 5 of the Guam Code Annotated; and to amend §77124 of Chapter 77 of Title 21 of the Guam Code Annotated, relative to the Off-Island Educational Training and Cultural Enhancement Fund and the Sports Fund for Off-Island Travel and to establish a mentoring and leadership program for the prevention and cessation of alcohol, tobacco and drugs for recipients of such funds.

**Bill No. 203-31 (COR):** An Act to amend §61542 of Chapter 61, Title 21 Guam Code Annotated, Relative to Campaign Signs.

**Konfirmasion Saha**  
**(Confirmation Hearing)**

Mr. Oscar A. Cobo, Member, Chamorro Land Trust Commission  
 Mr. David J. Mahoney, Member, Chamorro Land Trust Commission  
 Mr. John Roy Taitano, II, Member, Alcoholic Beverage Control Board  
 Mr. John A. Rio, Director, Bureau of Budget and Management Research

**TARENA**  
**(AGENDA)**

*alos dos gi despues di talo'ni*  
 (2:00 PM)

**Prinsipal Saha**  
**(Bill)**

**Bill No. 297-31 (LS):** An Act to rezone Lot No. 3257-4-102, in the Municipality of Sinajana, from Agricultural (A) to Commercial (C) zone.

*alos dos i media gi despues di talo'ni*  
 (2:30 PM)

**Bill No. 206-31 (COR):** An Act to add a new Subsection (n) to §80105 of Chapter 80, Title 21 Guam Code Annotated relative to transfer properties under the jurisdiction of Guam Community College to the jurisdiction of the Guam Ancestral Lands Commission.

*alos kuattro gi despues di talo'ni*  
 (4:00 PM)

**Resolusyon**  
**(Resolution)**

**Resolution No. 171-31 (COR):** Relative to petitioning the United States Congress to pass H.R. 1490 and S. 791 which will amend the Radiation Exposure Compensation Act of 1990 to include Guam and to improve and increase compensation for those affected by ionizing radiation.

Yinggen un nista espede na sesion, put labot ayang i Reson Sinadot Vicente (ben) Cabrera Pangelinan gi 473-4236/7. Yanggen un nista kopon i prinsipal saha ginan esta na taraha, hahom gi i uespal i Liheslaturan Guahan gi <http://www.guamlegislature.com>, yanggen para un nahilom testigu-ma, chala' para i Reson-mami gi 324 West Soledad Avenue gi lya Hagåtña, put kualto gi i Kuñton Katin gi Liheslaturan, put faks gi 473-4236, pasalno imel gi [senben@guam.net](mailto:senben@guam.net). Este na nista inapda nu i hondon gubernamto.

If you require any special accommodations, please call the Office of Senator Vicente (ben) Cabrera Pangelinan at 473-4236/7. For copies of any of the Bills or Resolutions listed on this agenda, you may log on to the Guam Legislature's website at <http://www.guamlegislature.com>. Testimonies may be submitted directly to our office at 324 West Soledad Avenue in Hagåtña or at the Mail Room of the Guam Legislature, via fax at 473-4236, or via email at [senben@guam.net](mailto:senben@guam.net).

**I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN**  
**2011 (First) Regular Session**

Bill No. 19131 (LS)

Introduced by:

2011 MAY 10  
*[Handwritten signature]*  
B.J.F. Cruz  
Tina Rose Muña Barnes  
M.S. Taijeron  
R.J. Respicio  
C. Dueñas  
A.A. Yamashita, Ph.D.  
J.P. Guthertz, DPA  
V.A. Ada  
A.B. Palacios  
T.C. Ada  
Sam Mabini, Ph.D.  
F.F. Blas, Jr.  
D.G. Rodriguez, Jr.  
J.T. Won Pat, Ed.D.

**THE YOUTH EDUCATIONAL TRAINING, CULTURAL ENHANCEMENT AND SPORTS OPPORTUNITIES ACT; AN ACT TO ADD A NEW SUB-ITEM (G) TO § 26603(d)(1) OF CHAPTER 26 OF TITLE 11 OF THE GUAM CODE ANNOTATED; TO AMEND §§ 85110 AND 85111 AND ADD NEW §§ 85111.1 AND 85112.1 TO CHAPTER 85 OF TITLE 5 OF THE GUAM CODE ANNOTATED; AND TO AMEND §77124 OF CHAPTER 77 OF TITLE 21 OF THE GUAM CODE ANNOTATED; RELATIVE TO THE OFF-ISLAND EDUCATIONAL TRAINING AND CULTURAL ENHANCEMENT FUND AND THE SPORTS FUND FOR OFF-ISLAND TRAVEL AND TO ESTABLISH A MENTORING AND LEADERSHIP PROGRAM FOR THE PREVENTION AND CESSATION OF ALCOHOL, TOBACCO AND DRUGS FOR RECIPIENTS OF SUCH FUNDS.**

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

2 **Section 1.** This Act is to be known as ‘The Youth Educational Training,  
3 Cultural Enhancement and Sports Opportunities Act’.

1           **Section 2.** A new sub-item (G) is *added* to §26603(d)(1) of Chapter 26 of  
2 Title 11 of the Guam Code Annotated to read as follows:

3                   “(G) to support educational training, cultural enhancement and sports  
4                   opportunities and identify mentors to combat adolescent alcohol,  
5                   drugs and tobacco consumption;”

6           **Section 3.** § 85110 of Chapter 85 of Title 5 of the Guam Code Annotated is  
7 hereby *amended* as follows:

8           **“§ 85110. Off-Island Educational Training and Cultural Enhancement**

9           **Fund – Program Goals Legislative Intent. (a) Fund Purpose.** Educational

10 and performing art enhancement opportunities for island residents each year  
11 progressively increase as more organizations, schools and individuals with  
12 interests in the performing arts, venture beyond Guam’s shores to stage  
13 performances for invitational events or engage in competitions not offered  
14 locally. The Legislature finds such participation as beneficial in the  
15 development of performing art skills and for broadening the education of  
16 resident participants. Such off-island events, however attractive or beneficial  
17 they may be, are often not within the financial reach of eligible participants,  
18 given the costs of airfare and accommodations. The Legislature recognizes  
19 the benefits of such events as arts and humanities competitions including  
20 international cultural festivals and exchanges, the Junior Statesman  
21 Foundation, National Science Fair, Mock Trial, Forensic League and Close  
22 Up, among others and is compelled to protect the opportunities they present  
23 by extending financial support. Any off-island event in which performances  
24 of organizations or individuals from Guam are featured, generates favorable  
25 attention to the island and promotes efforts to boost the island’s visitor rates.  
26 Youth shall be given preference in the awarding of grants.

27           **(b) Integration of Drug, Tobacco and Alcohol Prevention and**

1 Cessation Programs. The Director of the Guam Council on the Arts and  
2 Humanities Agency, on behalf of the Guam Council on the Arts and  
3 Humanities, shall develop an appropriate drug, tobacco and alcohol  
4 prevention and cessation program strategy that includes individuals, groups  
5 or organizations that receive any award from the Off-Island Educational  
6 Training and Cultural Enhancement Fund. Such drug, tobacco and alcohol  
7 prevention and cessation program strategies shall be developed in  
8 collaboration with the Prevention and Early Intervention Advisory  
9 Community Empowerment (P.E.A.C.E) Advisory Council or the Department  
10 of Mental Health and Substance Abuse and shall focus on the following:

11 (1) To prevent/reduce alcohol, tobacco and other drug use, including  
12 underage drinking;

13 (2) To promote alcohol-free, tobacco-free and other drug-free,  
14 tobacco-free and other drug-free lifestyles;

15 (3) To reduce the harmful outcomes associated with alcohol, tobacco  
16 and other drug use.

17 (4) At the very minimum, the program shall include a mentoring and  
18 leadership program.”

19 **Section 4.** §85111 of Chapter 85 of Title 5, Guam Code Annotated, is hereby  
20 *amended* to read as follows:

21 **“§ 85111. Off-Island Educational Training and Cultural Enhancement**  
22 **Fund –~~Creation. Appropriation.~~ Beginning on October 1, 2012 and for**  
23 **each year thereafter,** Two Hundred Thousand Dollars (\$200,000) are hereby  
24 appropriated from the ~~General Fund~~ Healthy Futures Fund to the Guam  
25 Council on the Arts and Humanities Agency (CAHA) to be set aside in the  
26 Treasury of Guam in a fund hereby established as the Off-Island Educational  
27 Training and Cultural Enhancement Fund (the Fund). Youth shall be given

1 preference in the awarding of grants. The Fund shall be administered  
2 pursuant to Public Law 22-124, the Off Island Educational Training and  
3 Cultural Enhancement Fund Rules and Regulations. Such appropriation shall  
4 be set up in a separate account and shall not be considered part of CAHA’s  
5 annual budget. I Maga’lahen Guåhan may transfer funds as may be  
6 appropriate to supplement the Off-Island Educational Training and Cultural  
7 Enhancement Fund. No portion of the Fund, including principal and interest,  
8 shall be transferred to any other fund, or used, or appropriated, except as  
9 provided for under this Article.”

10 **Section 5.** A new §85111.1 is hereby *added* to Chapter 85 of Title 5, Guam  
11 Code Annotated to read as follows:

12 **“§ 85111.1. Gifts & Donations Authorized.** The CAHA Board is  
13 authorized to accept on behalf of, and in the name of the government of  
14 Guam, from any government or agency thereof, or any person, natural or  
15 legal, advisory services, donations and gifts for the Off-Island Educational  
16 Training and Cultural Enhancement Fund provided, however, that any grant-  
17 in-aid or other form of assistance involving an obligation on the part of  
18 CAHA or the government of Guam shall require the prior approval of the  
19 Governor and a determination by CAHA’s certifying officer of the  
20 availability of funds.”

21 **Section 6.** A new §85112.1 is hereby *added* to Chapter 85 of Title 5 of the  
22 Guam Code Annotated to read:

23 **“§ 85112.1. Grant Award Notices.** The Director shall give adequate public  
24 notice as to the availability of funds for travel awards including application  
25 submission periods.

26 **Section 7.** §77124 of Chapter 77 of Title 21, Guam Code Annotated, is  
27 hereby *amended* to read as follows:

1           **“§ 77124. Sports Fund for Off-Island Travel: Establishment:**  
2           **Management.**

3           (a) There is established in the Treasury of Guam the Sports Fund for Off-  
4           Island Travel (the Fund). Beginning on October 1, 2012 and for each year  
5           thereafter, Two Hundred Thousand Dollars (\$200,000) shall be annually  
6           appropriated from the Health Futures Fund to the Sports Fund for Off-Island  
7           Travel. The fund shall be managed by the Director. The Department's  
8           Certifying Officer shall be the Certifying Officer for the fund. *I Maga'lahen*  
9           *Guåhan* may transfer funds as may be appropriate to supplement the Sports  
10           Fund for Off-Island Travel. No portion of the Fund, including principal and  
11           interest, shall be transferred to any other fund, or used, or appropriated,  
12           except as provided for under this Article.

13           (b) The Fund is to be expended to provide grants for transportation expenses  
14           for off-island travel by civilian sports organizations and individuals who  
15           engage in athletic competition and ROTC Drill Teams. The Commission is  
16           authorized to accept on behalf of, and in the name of the government of  
17           Guam, from any government or agency thereof, or any person, natural or  
18           legal, advisory services, donations and gifts for the Sports Fund for Off-  
19           Island Travel provided, however, that any grant-in-aid or other form of  
20           assistance involving an obligation on the part of the Department or the  
21           government of Guam shall require the prior approval of the Governor and a  
22           determination by the Department's certifying officer of the availability of  
23           funds.

24           (c) The grants shall be used for a maximum of fifty percent (50%) of  
25           transportation expenses of team members and coaches for competitions in  
26           sport events such as regional, national and international tournaments.

27           (d) Youth organizations shall be given preference in the awarding of grants.

1 (e) The Commission shall ~~promulgate regulations to establish procedures for~~  
2 ~~application for grants, priorities of funding, limitations by type of sport and~~  
3 ~~event on the number of team members or coaches supported by the grant and~~  
4 ~~other necessary procedures for making the grants.~~ administer the fund  
5 pursuant to Chapter 5, Division 1 of Title 21 of the Guam Administrative  
6 Rules and Regulations for Sports Fund for Off-Island Travel. The Director  
7 shall give adequate public notice as to the availability of funds for travel  
8 awards including application submission periods.

9 (f) The Director of the Department of Parks and Recreation shall develop an  
10 appropriate drug, tobacco and alcohol prevention and cessation program  
11 strategy that includes individuals, groups or organizations that receive any  
12 awards from the Sports Fund for Off-Island Travel. Such drug, tobacco and  
13 alcohol prevention and cessation program strategies shall be developed in  
14 collaboration with the Prevention and Early Intervention Advisory  
15 Community Empowerment (P.E.A.C.E) Advisory Council or the  
16 Department of Mental Health and Substance Abuse and shall focus on the  
17 following:

18 (1) To prevent/reduce alcohol, tobacco and other drug use, including  
19 underage drinking;

20 (2) To promote alcohol-free, tobacco-free and other drug-free,  
21 tobacco-free and other drug-free lifestyles;

22 (3) To reduce the harmful outcomes associated with alcohol, tobacco  
23 and other drug use.

24 (4) At the very minimum, the program shall include a mentoring and  
25 leadership program.

26 (fg) The Commission shall review all applications and make the grants and  
27 may impose conditions for expenditure. The Director shall then disburse the

1 grant to a representative of the organization prior to the departure of the  
2 grantees.

3 (gh) The representative of the recipient organization shall provide the  
4 Director with an accurate accounting of expenditure of all funds for air  
5 transportation within thirty (30) days of returning to Guam. If the report is  
6 not completed and filed within thirty (30) days or if there is a misuse of  
7 funds in the opinion of the Commission, the organization shall not receive  
8 further grants from the fund and shall reimburse the fund in an amount  
9 determined by the Commission.

10 (hi) The Director shall make an annual report to the Governor and the  
11 Legislature on June 30th of each year, which shall include the information,  
12 number of applications, number and amounts of grants actually made and  
13 other data concerning the management of the fund.

14 (ij) Any person who willfully misuses a grant received under this Section  
15 shall be guilty of a petty misdemeanor and subject to a fine not to exceed  
16 Five Hundred Dollars (\$500).”

17 **Section 8. Effective Date.** This Act shall be effective upon  
18 enactment into law.