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MINA BENTE OCHO NA LIHESLATURAN GUÅHAN  
2006 (SECOND) REGULAR SESSION

BILL NO. 297(EC)  
INTRODUCED BY:

F. B. AGUON, JR. 

**AN ACT RELATIVE TO THE CLOSURE OF DORMANT AND INACTIVE GOVERNMENT OF GUAM SPECIAL FUND ACCOUNTS AND THE REPEAL OF SAID ENABLING LEGISLATION; AND REQUIRING THAT ANY FUND BALANCES IN THESE ACCOUNTS BE DEPOSITED DIRECTLY INTO THE GENERAL FUND, WHICH SHALL FURTHER BE SUBJECT TO LEGISLATIVE APPROPRIATION.**

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

2 **Section 1. Legislative Intent.**

3 I Liheslaturan Guahan finds that the Office of the Public  
4 Auditor has reviewed existing Government of Guam special fund accounts  
5 which have resulted in identifying specific funds which have not had any  
6 transaction or activity in excess of a year, thus recognizing that many of  
7 these funds may no longer be necessary to address the specific requirement  
8 as originally established. Therefore, it is the intent of I Liheslaturan  
9 Guahan to consider the OPAs recommendation and insure the eventual  
10 closure of any and all special fund accounts which have not experienced  
11 any activity for an extended period of time, thus minimizing any  
12 unnecessary maintenance or administration of such funds, and requiring  
13 that any remaining balances be deposited into the General Fund for further  
14 legislative consideration.

1           **Section 2.** The following Government of Guam special fund  
 2 accounts shall hereby be closed, and their respective enabling statutes  
 3 hereby repealed. Any fund balances remaining in said fund accounts shall  
 4 immediately be deposited into the General Fund, and all revenue  
 5 previously earmarked into these funds shall continue to be collected and  
 6 credited to the General Fund. The Department of Administration shall be  
 7 responsible for insuring the timely administration and compliance of the  
 8 provisions contained herein, and shall also work collectively with any  
 9 pertinent government entity whose funds are affected herein.

10           Any fund balances that are transferred to the General Fund in  
 11 compliance with the provisions contained herein shall remain in the  
 12 General Fund, and shall be subject to legislative appropriation prior to any  
 13 expenditure of said funds.

<b>AS400 Fund Number</b>	<b>Fund Name</b>	<b>GCA Citation or Public Law</b>
XX	Land Claims Fund	12 GCA § 72104
107	Post Fund	17 GCA §32306
203	Wildlife Conservation	5 GCA § 63130
204	Summer School Fund	17 GCA § 6119
210	Land for the Landless	P.L. 22-63:1(b)
211	Plant Nursery Revolving	5 GCA § 62202.1
216	Individuals w/ Disabilities Disaster	17 GCA § 41601

	Recovery	
217	Safe Streets	16 GCA § 18125
218	JROTC Fund	17 GCA § 6118
223	Litter Control Revolving	10 GCA § 51204
229	General Services Agency	E.O. 86-24
230	Vocational Rehabilitation Revolving Fund	E.O. 87-11
231	GFD Capital Outlay Revolving Fund	10 GCA § 72106
234	Guam Housing Corporation Revolving	P.L. 20-210
236	Accessible Parking	5 GCA § 50111 (c)
238	Program Development	P.L. 18-20: (h)
240	Aquaculture Development and Training Fund	5 GCA § 70110
243	Farmers' and Fishermen's Loan Revolving	5 GCA § 60301
244	Guam Museum	5 GCA § 87136 (h)
246	Drivers' Education	5 GCA § 21120
248	Guam Beautification	21 GCA § 77114.3
249	Municipal Litter and Defacement Fund	5 GCA § 40131
250	Consumer Protection	5GCA § 32131

261	Notary Public Revolving	5 GCA § 33106
262	Autonomous Agency Infrastructure Collections	5 GCA § 22421
264	Drug Treatment and Enforcement	9 GCA §67.414.1
267	Dededo Buffer Strip Revolving	21 GCA § 68901 (c)
268	Typhoon Paka Emergency Fund	P.L. 24-117; E.O. 2002-02
269	Public Service Recovery	P.L. 98-12
271	1999 SPG Revolving Fund	P.L. 25-01:4
272	Controlled Substance Diversion	9 GCA § 67.301
274	Komitea Para Tiyan	P.L. 24-59: IV: 1
275	SW Medical Monitoring	10 GCA § 33204
278	Off-Island Travel	
280	Overtime Fund	P.L. 25-98: 23
285	Rabies Prevention	10 GCA § 34307
286	Utility Bank Fund	P.L. 25-164: V: 26
287	Livestock	5 GCA § 61416
288	Rainy Day Fund	5 GCA § 22901
289	Safe Drinking Water Fund	10 GCA § 53308
290	Barbering and Cosmetology Fund	10 GCA § 18108
295	GFD Lease-to-Purchase Program	P.L. 26-35: III: 28
296	Healthcare Systems Privatization Fund	P.L. 26-35: 33(b)
298	Human Resources Services	E.O. 2002-01

	Revolving	
301	Income Tax Rebate	12 GCA § 58138
305	CAHA, OET and CEF Fund	5 GCA § 85111
307	Guam Based Trust	4 GCA § 4303
309	Agana Fractional Lots Program	
312	Farmers Small Loan Revolving	5 GCA § 60309
313	Inmates Work Release	P.L. 21-75
314	State Agency for Surplus Property	
316	Off-Island Sports	21 GCA § 77124
319	Community Development Fund	5 GCA § 40119
321	Income Tax Efficiency Payment	11 GCA § 51101
327	Taguag Memorial Cemetery	E.O. 85-7
328	District Improvement Fund	11 GCA § 31102
331	Puntan Dos Amantes Park Trust	P.L. 24-333: 11
350	Constr Dededo Precinct/Crimelab	5 GCA § 22425 (t)
351	Land Acquisition Fund	21 GCA § 60612
352	Guam Rehabilitation	P.L. 13-122
503	Education Facilities Fund	12 GCA § 51107; 5 GCA 22425 (l)
606	Lost and Damaged Textbooks	17 GCA § 4107
608	Guam Plant Inspection and Permit	5 GCA § 73302
609	Municipal Recycling Proceeds	10 GCA § 51602
610	Community Advancement Fund	P.L. 27-035: 3

611	Banking and Insurance Enforce	11 GCA § 103120
612	Guam Police Dept. Loan Fund	5 GCA § 22425 (t)(7)
613	GPD Special Assessments Fund	P.L. 24-285: 3-4
614	Government Ethics Fund	5 GCA § 10112

1 **Section 3. Effective Date.**

2 The closure of the aforementioned Government of Guam special fund  
3 accounts and the provisions contained herein shall be completed no later  
4 than 60 days upon the enactment of this Act.

5 **Section 4. Reporting Requirements.**

6 The Department of Administration or the pertinent government of  
7 Guam entity administering such fund accounts shall be tasked with  
8 providing a comprehensive written report (which may be electronically  
9 transmitted) of the status and closure of the fund accounts highlighted  
10 herein no later than Ninety (90) days upon the enactment of this Act, or  
11 within thirty (30) days upon the closure and transfer of such fund account  
12 balances to the General Fund. Said report shall be transmitted to the  
13 Speaker of I Liheslaturan Guahan, Chairman of the Finance Committee of I  
14 Liheslaturan Guahan, and to I Maga'lahen Guahan.

15 **Section 5. Severability Clause.**

16 If any provision of this Act or its application to any person or  
17 circumstances is held invalid, the invalidity shall not affect other  
18 provisions or applications of this Act which can be given effect without the

- 1 invalid provision or application, and to this end the provisions of this Act
- 2 are severable.