

MINA' BENTE NUEBI NA LIHESLATURAN GUÅHAN  
2008 (SECOND) Special Session

Bill No. 1 (2-5)

Introduced by:

Committee on Calendar *AA*  
By request of I Maga'lahaen Guåhan, the  
Governor of Guam, in accordance with the  
Organic Act of Guam *GAH*

2008-03-01 10:16

**AN ACT TO AUTHORIZE THE EXPENDITURE FOR PRIOR  
YEARS' OBLIGATIONS FROM THE APPROPRIATIONS MADE  
IN THE GENERAL APPROPRIATIONS ACT OF 2008.**

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

**Section 1. Statement of Legislative Findings and Intent.** I Mina Bente Nuebi Na Liheslaturan Guåhan finds that most prior year obligations are now more than 60 days past due and their non-payment will force vendors to discontinue their services to the government. The General Appropriations Act of 2008 prohibits the payment of prior years obligations as it states, in part, that "the appropriations made by this Act *shall* be available to pay for obligations incurred on or after October 1, 2007 *but no later* than September 30, 2008." The Government requires legislative authorization to expend funds from appropriations made in the General Appropriations Act of 2008 for

1 payment of prior years' obligations in order to ensure the delivery of critical  
2 services.

3 **Section 2. Authorization for Payment of Prior Years' Obligations.**

4 Appropriations made in the General Appropriations Act of 2008 may be  
5 expended for the payment of prior years' obligations. *I Maga'lahaen Guåhan*  
6 shall deliver notice to the Speaker of *I Liheslaturan Guåhan* of each such  
7 proposed expenditure no less than twenty (20) days before the expenditure.  
8 The expenditure will be effective if no action is taken by *I Liheslaturan Guåhan*.  
9 For this purpose only, 2 G.C.A. § 2103, requiring a public hearing for bills, and  
10 5 G.C.A. § 8107, requiring notice of regular meetings, including legislative  
11 sessions, shall not apply. At the end of each quarter, each department shall  
12 report to *I Liheslatura*, and post on its website, all prior years' obligation  
13 payments from appropriations made in the General Appropriations Act of  
14 2008 of the previous quarter by payee, date of payment, amount of payment,  
15 purpose of the payment and the reason for non-payment in the prior year.

16 **Section 3. Waiver.** The notice provision provided herein shall be  
17 waived for 60 days from enactment of this Act in order to expedite the  
18 payment of prior years' obligations that are more than 60 days past due.