

MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN
TWENTY-NINTH GUAM LEGISLATURE
2007 (FIRST) Regular Session

Bill No. 124 (cc)

Introduced by:

A. B. PALACIOS, SR.

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AN ACT RELATIVE TO REQUIRING THAT ALL ADDITIONAL FEES AND FUNDS GENERATED AS A RESULT OF THE ADJUSTMENT OR ESTABLISHMENT OF FEES AND PENALTIES THROUGH THE PASSAGE OF PUBLIC LAW NO. 29-02 BE DIRECTLY DEPOSITED INTO THEIR RESPECTIVE SPECIAL FUNDS AND APPROPRIATELY EXPENDED FOR THE PURPOSES SET FORTH THEREIN, TO COMMENCE OCTOBER 01, FISCAL YEAR 2008.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent.

1 *I Liheslaturan Guåhan* finds that in the deliberation of the revised fiscal
2 year 2007 budget contained in Public Law No. 29-02 it was necessary to
3 ensure that any additional revenues generated as a result of the adjusted or
4 newly established fees and penalties for numerous government services be
5 directly deposited into the General Fund of the Government of Guam to
6 continue the general operations of the entire government for the balance of
7 fiscal year 2007, in particular the agencies that provide direct service and
8 assistance in the areas of public safety, education and healthcare. I
9 Liheslaturan Guahan further finds that these additional revenues generated
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1 through these specialized service fees and penalties should ultimately be
2 retained and deposited into the appropriate Special Fund to finance the
3 provision of services and activities as originally established for each of the
4 respective special fund or government service.

5 Therefore, this provision would ensure that any funds generated as a
6 result of assessments, fees or penalties associated with a particular
7 government service be directly deposited to the applicable pre-existing
8 government special fund beginning with Fiscal Year 2008; thus said funds can
9 be utilized to further enhance the services being provided to the people of
10 Guam by the appropriate government agency. This allowance would be
11 applicable unless otherwise provided in law.

12 **Section 2. Commencing Fiscal Year 2008, Revenues Generated**
13 **through the Application of Specific Government Service Fees and Penalties**
14 **shall be Retained and Deposited into their Respective Special Funds.**

15 Except as otherwise specifically established by law, all revenues
16 resulting from adjusted *or* new fees adopted through the passage of Public
17 Law No. 29-02 shall be deposited into the respective government agency's
18 Special Fund, commencing with Fiscal Year 2008, and shall be expressly
19 utilized for the purposes as outlined within the requirements of the Special
20 Fund. The expenditure of any and all funds as highlighted herein shall be
21 subject to appropriation and authorization by I Liheslaturan Guahan prior

- 1 to such funds being expended, unless otherwise specifically provided in the
- 2 Special Fund's mandate.