

I MINA' BENTE NUEBI NA LIHESLATURAN GUÅHAN

TWENTY-NINTH GUAM LEGISLATURE

2008 (SECOND) REGULAR SESSION

2008 MAY 12 PM 4:46
EBC

BILL NO. 294 (EC)

Introduced by:

E.B. Calvo

AN ACT TO AMEND SECTIONS RELATIVE TO THE AIR
AMBULANCE SERVICE TRUST ACCOUNT PROVISIONS
MANDATED BY PUBLIC LAWS 28-150 AND 29-19, MAKING
FUNDS AVAILABLE FOR THE MEDICALLY INDIGENT
PROGRAM.

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

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3 **Section 1. Legislative Findings and Intent.** *I Mina' Bente NuebiNa*
4 *Liheslaturån Guåhan* finds the need to allow the use of funding available for the
5 Medically Indigent Program (MIP). *I Liheslatura* further finds that the monies
6 deposited in the Air Ambulance Service Trust Account from the fiscal year 2007
7 appropriation has not been expended or encumbered to date. Therefore, it is the
8 intent of *I Liheslatura* to allow for the funds in the Air Ambulance Service Trust
9 Account to be used for MIP payments.

10 **Section 2. Section 33, Chapter V of Public Law 28-150 is amended to**
11 **read:**

1 **“Section 33. Air Ambulance Service Trust Account.** One Million
2 Dollars (\$1,000,000) of the Fiscal Year 2007 appropriation to the Medically
3 Indigent Program Fund shall be deposited into a separate trust account and shall be
4 used exclusively for the cost of authorized air ambulance services. Allotments to
5 the Medically Indigent Program must be made simultaneously with a proportional
6 allotment to the Air Ambulance Service Trust Account, and vice versa. ~~The Air~~
7 ~~Ambulance Service Trust Account shall remain available for prompt vendor~~
8 ~~payment until expended and shall not be pledged as collateral, reprogrammed or~~
9 ~~transferred for any other use.~~ Amounts in the Air Ambulance Service Trust
10 Account shall be disbursed *only* to transport qualified MIP patients whose
11 prognosis for survival and recovery, as determined and certified by the attending
12 physician, requires immediate medical services not available on island, but which
13 may be reasonably acquired, with the assistance of air ambulance services, at the
14 nearest JCAHO or Joint Commission Accredited medical facility. At the end of the
15 fiscal year, any unexpended or unencumbered balance in the Air Ambulance
16 Service Trust Account, shall be transferred into the Medically Indigent Program
17 Payment Revolving Fund (MIPPR) for the Medically Indigent Program (MIP) and
18 the amounts transferred shall be used exclusively for the payment of MIP
19 obligations. Payments shall be prioritized by the most aged obligations initially
20 adjudicated. The amounts transferred pursuant to this section shall remain
21 available until fully expended and is restricted from any transfer authority
22 authorized by Public Laws 28-150, 29-02 and 29-19.”

23 **Section 3. Section 25, Chapter VI of Public Law 29-19 is amended to**
24 **read:**

25 **“Section 25. Air Ambulance Service Trust Account.** One Million
26 Dollars (\$1,000,000) of the Fiscal Year 2008 appropriation to the Medically
27 Indigent Program Fund *shall* be deposited and held in a separate trust account to be

1 used exclusively to pay for authorized air ambulance services. Allotments to the
2 Medically Indigent Program *shall* be made simultaneously with a proportional
3 allotment to the Air Ambulance Service Trust Account, and vice versa. ~~The Air~~
4 ~~Ambulance Service Trust Account shall not lapse and shall be available for vendor~~
5 ~~payment until it is exhausted and shall not be pledged as collateral, reprogrammed~~
6 ~~or transferred for any other use.~~ Said Trust Account funds *shall* be disbursed *only*
7 to transport qualified MIP patients whose prognosis for survival and recovery, as
8 certified by an attending physician, requires immediate medical services not
9 available on Guam, but that are readily available at the nearest JCAHO or Joint
10 Commission Accredited medical facility. At the end of the fiscal year, any
11 unexpended or unencumbered balance in the Air Ambulance Service Trust
12 Account, shall be transferred into the Medically Indigent Program Payment
13 Revolving Fund (MIPPR) for the Medically Indigent Program (MIP) and the
14 amounts transferred shall be used exclusively for the payment of MIP obligations.
15 Payments shall be prioritized by the most aged obligations initially adjudicated.
16 The amounts transferred pursuant to this section shall remain available until fully
17 expended and is restricted from any transfer authority authorized by Public Laws
18 28-150, 29-02 and 29-19.”