



**MINA' BENTE NUEBI NA LIHESLATURAN GUÅHAN**  
TWENTY-NINTH GUAM LEGISLATURE  
155 Hessler Place, Hagåtña, Guam 96910

**FILE COPY**

January 3, 2008

The Honorable Felix P. Camacho  
*I Maga'lahaen Guåhan*  
*Ufisinan I Maga'lahi*  
*Hagåtña, Guam 96910*

RECEIPT ACKNOWLEDGED  
By Pauline G. Camacho  
Pauline G.  
CFO  
Date: 1/3/08 Time: 4:26

Dear *Maga'lahi* Camacho:

Transmitted herewith is Substitute Bill No. 180(EC) which was overridden by *I Mina'Bente Nuebi Na Liheslaturan Guåhan* on January 3, 2008, notwithstanding your veto.

Sincerely,

RAY TENORIO  
Senator and Secretary of the Legislature

Enclosure (1)

**I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN**  
**2008 (SECOND) Regular Session**

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

This is to certify that Substitute Bill No. 180 (EC), "AN ACT TO MAKE APPROPRIATIONS TO THE GUAM PUBLIC SCHOOL SYSTEM, THE GUAM MEMORIAL HOSPITAL AUTHORITY, THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES, THE GUAM POLICE DEPARTMENT, AND THE OFFICE OF THE ATTORNEY GENERAL, AND FOR OTHER PURPOSES," returned without approval of *I Maga'lahaen Guåhan*, was reconsidered by *I Liheslaturan Guåhan* and after such consideration, did agree, on the 3<sup>rd</sup> day of January, 2008, to pass said bill notwithstanding the veto of *I Maga'lahaen Guåhan* by a vote of ten (10) Members.

  
EDWARD J.B. CALVO  
Acting Speaker

Attested:

  
RAY TENORIO  
Senator and Legislative Secretary

-----  
This Act was received by *I Maga'lahaen Guåhan* this 3 day of January, 2008, at 4:26 o'clock P.M.

  
Assistant Staff Officer  
*Maga'lahaen's Office*

Public Law No. \_\_\_\_\_

***I MINA'BENTE NUEBI NA LIHESLATURAN GUÅHAN***  
**2007 (FIRST) Regular Session**

**Bill No. 180 (EC)**

As substituted by the Committee on  
Finance, Taxation, Commerce and  
Economic Development and amended  
on the Floor.

Introduced by:

Edward J. B. Calvo  
Frank F. Blas, Jr.  
J. T. Won Pat  
Tina Rose Muña Barnes  
J. A. Lujan  
J. V. Espaldon  
Mark Forbes  
Judith Paulette Guthertz  
Frank T. Ishizaki  
A. B. Palacios, Sr.  
v. c. pangelinan  
R. J. Respicio  
David L.G. Shimizu  
Ray Tenorio

**AN ACT TO MAKE APPROPRIATIONS TO THE GUAM  
PUBLIC SCHOOL SYSTEM, THE GUAM MEMORIAL  
HOSPITAL AUTHORITY, THE DEPARTMENT OF PUBLIC  
HEALTH AND SOCIAL SERVICES, THE GUAM POLICE  
DEPARTMENT, AND THE OFFICE OF THE ATTORNEY  
GENERAL, AND FOR OTHER PURPOSES.**

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

**2 Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*  
**3** finds that the refinancing of the government of Guam General Obligation Bonds,  
**4** 1993 Series A will generate the sum of Eleven Million Seven Hundred Ten  
**5** Thousand Eight Hundred Eighty-seven Dollars (\$11,710,887) and further finds that

1 there are additional funding requirements for the Guam Public School System, the  
2 Guam Memorial Hospital Authority, the Department of Public Health and Social  
3 Services, the Guam Police Department and the Office of the Attorney General.  
4 Pursuant to these findings, the following amounts are appropriated to these entities  
5 in this Act.

6 **Section 2.** *Amend* Section 3(A) of Chapter I of Public Law 29-19 to read:

7 **“A. GENERAL OBLIGATION BONDS 2007 SERIES A**  
8 (Authorized by Section 1, Chapter VIII of P.L. 29-19, net of UOG  
9 Bond Payment Obligation \$2,027,377) **\$6,515,334 1/**  
10 **1/ Territorial Education Facilities Fund”**

11 **Section 3. Appropriation to Guam Public School System (GPSS).**

12 Notwithstanding §22425(1) of Chapter 22 of Title 5 of the Guam Code Annotated,  
13 the sum of Four Million Seventy-six Thousand Six Hundred Forty Dollars  
14 **(\$4,076,640)** is appropriated from the Territorial Education Facilities Fund, as a  
15 result of the debt service savings from the refinancing of the government of Guam  
16 General Obligation Bonds, 1993 Series A, to the Guam Public School System for  
17 school operations.

18 **Section 4. Appropriations.** Notwithstanding any other provision of  
19 law, the sum of Seven Million Six Hundred Thirty-four Thousand Two Hundred  
20 Forty-seven Dollars **(\$7,634,247)** is appropriated from the savings as a result of the  
21 refinancing of the government of Guam General Obligation Bonds, 1993 Series A,  
22 as follows:

23 (a) The sum of Seventy-three Thousand Three Hundred Sixty Dollars  
24 **(\$73,360)** to the Guam Public School System for school operations.

25 (b) The sum of One Million One Hundred Thousand Dollars **(\$1,100,000)**  
26 to the Guam Memorial Hospital Authority to supplement its operations.

1 (c) The sum of One Million Eighty-two Thousand Four Hundred Fifty-  
2 eight Dollars (\$1,082,458) to the Medically Indigent Program Payment Revolving  
3 Fund (MIPPR) to supplement the funding for the Medically Indigent Program  
4 (MIP). The Department of Public Health and Social Services is authorized to  
5 use these funds for payment of prior years' MIP obligations.

6 (d) The sum of Five Hundred Thousand Dollars (\$500,000) to the Office  
7 of the Attorney General for the payment of the court settlement in the case of  
8 Haeuser vs. Law vs. CSC (SP0003-92/CIV94-00007).

9 (e) The sum of Three Million One Hundred Seventy-eight Thousand Four  
10 Hundred Twenty-nine Dollars (\$3,178,429) to the Guam Memorial Hospital  
11 Authority to fund renovations, repairs and essential collateral equipment for the  
12 Hospital's Emergency Room.

13 (f) The sum of One Hundred Thousand Dollars (\$100,000) to *I*  
14 *Liheslaturan Guåhan* for operations.

15 (g) The sum of One Million Five Hundred Thousand Dollars  
16 (\$1,500,000) to the Guam Police Department for the purchase of furniture and  
17 equipment for the Forensic Science Lab currently under construction on the  
18 campus of the Guam Community College.

19 (h) The sum of One Hundred Thousand Dollars (\$100,000) to the Office  
20 of the Mayor of Barrigada for the repair and resurfacing of the community  
21 basketball and volleyball/tennis courts and replacement of rotting power poles and  
22 installation of adequate lighting facilities.

23 1. The Mayor of Barrigada, together with the Director of Public  
24 Works *shall* submit a status and expenditure report to the Speaker of *I Liheslaturan*  
25 *Guåhan no later than* thirty (30) days after the end of each quarter.

26 **Section 5.** The sum of Two Thousand Eight Hundred Fifty-five Dollars  
27 (\$2,855) *shall* be transferred from the appropriation made to *I Liheslaturan*

1 *Guåhan* in Section 16 of Part II of Chapter V of Public Law 29-19, to the  
2 Department of Parks and Recreation to fund the following sports and electrical  
3 equipment:

- 4 (a) Eight (8) regulation size tennis nets totaling \$1,870
- 5 (b) Five (5) 1000 watt light ballasts totaling \$579
- 6 (c) Ten (10) 1000 watt light bulbs totaling \$406

7 The Executive Director of *I Liheslaturan Guåhan* shall reduce the allocation  
8 made to the Office of Senator Frank T. Ishizaki, equal to the amount specified in  
9 this Section.

10 **Section 6.** *I Maga'lahi's* transfer authority with respect to this Act shall  
11 be subject to the same provisions of Section 13, Chapter VII of Public Law 29-19.

12 **Section 7. Technical Amendment.** Section 91 of Part II of Chapter VI  
13 of Public Law 29-19 is *amended* to read:

14 **“Section 91. Department of Public Health and Social**  
15 **Services.** Of the sum appropriated in Section 28 of Part II of Chapter V  
16 of this Act to the Government of Guam Retirement Fund, Three Million  
17 One Hundred Three Thousand Four Hundred Sixty Dollars (\$3,103,460)  
18 shall be transferred to the Department of Public Health and Social  
19 Services for its operations for Fiscal Year 2008.”

20 **Section 8.** Section 1(c) and (d) of Part I of Chapter III of Public Law 29-  
21 19 are *amended* to read:

22 **“(c) Medically Indigent Program.** The sum of Fifteen Million  
23 Eight Hundred One Thousand Four Hundred Thirty-three Dollars  
24 **(\$15,801,433)** is appropriated from the General Fund to the Medically  
25 Indigent Program Payment Revolving Fund (MIPPR) for the Medically  
26 Indigent Program (MIP). The Department of Public Health and Social

1 Services is authorized to use these funds for payment of prior years' MIP  
2 obligations.

3 **(d) Medicaid Program.** The sum of Twelve Million Nine Hundred  
4 Eleven Thousand Dollars (**\$12,911,000**) is appropriated from the General Fund to  
5 the Department of Public Health and Social Services for the local match  
6 requirement of the Medicaid Program. The Department of Public Health and  
7 Social Services is authorized to use these funds for payment of prior years'  
8 Medicaid obligations.”

9 **Section 9.** The Department of Youth Affairs (DYA) is authorized to pay  
10 prior years' obligations, including obligations to Sanctuary, Inc., from the  
11 appropriations made to DYA in Public Law 29-19.

12 **Section 10.** For the payments of prior years' obligations authorized in this  
13 Act, *I Maga'lahaen Guåhan shall* deliver notice to the Speaker of *I Liheslaturan*  
14 *Guåhan* of each such proposed expenditure *no less than* thirty (30) days before the  
15 expenditure. The expenditure will be effective *if* no action is taken by *I*  
16 *Liheslaturan Guåhan*. For this purpose *only*, Title 2 GCA §2103, requiring a  
17 public hearing for bills, and Title 5 GCA §8107, requiring notice of regular  
18 meetings, including legislative sessions, *shall not* apply. At the end of quarter, the  
19 departments authorized to pay prior years' obligations pursuant to this Act, *shall*  
20 report to the Speaker of *I Liheslatura*, and post on its website, all payments of the  
21 previous quarter's prior year obligations by payee, date of payment, amount of  
22 payment, purpose of the expenditure and the reason for non-payment in the prior  
23 year.

24 **Section 11.** Of the Four Million One Hundred Fifty Thousand Dollars  
25 (\$4,150,000) appropriated to the Guam Public School System in Section 3 and 4(a)  
26 of this Act, this *shall* be utilized exclusively for the following:

- 1 (1) 2003 CSC and Superior Court Ruling on Employee Furlough.
- 2 (2) Retirement Contributions.
- 3 (3) Interest for Vendors (late payments).

4 Prior to any expenditure of funds appropriated herein, GPSS *shall* provide  
5 the Speaker and the Chairman of the Committee on Finance, Taxation, Commerce  
6 and Economic Development, a complete list of proposed retirees and vendors to be  
7 addressed by the appropriation. Authorization to expend the funds *shall* be  
8 effective twenty-one (21) days after submittal of the list to *I Liheslatura*.

9 **Section 12.** Section 2 of Public Law 29-04 is hereby *amended* as follows:

10 **“Section 2. Fund Authorized for COLA Settlement Payment.** The  
11 promissory note for Ten Million Dollars (\$10,000,000) plus interest and any  
12 proceeds therefrom executed pursuant to the GTA purchase agreement between the  
13 government of Guam and TeleGuam Holdings, LLC, as part of the payment for the  
14 purchase of the Guam Telephone Authority by TeleGuam Holdings, LLC, are  
15 hereby irrevocably assigned and appropriated to payment of the judgment entered  
16 in *Rios et al. v. Camacho*, et al., Superior Court of Guam Case No. SP0206-93.  
17 The assignment of the note and appropriation of its proceeds *shall* permit the  
18 COLA class to sell, pledge, assign, transfer or otherwise liquidate the note to  
19 another party for the purpose of distributing cash payments to eligible COLA class  
20 recipients. The Director of Administration *shall* guarantee this amount on behalf  
21 of the government of Guam in writing pursuant to §31202 of Title 18 GCA. *If* the  
22 guarantee is called by the purchaser of the note, and the government performs on  
23 the guarantee, the note *shall* become the property of the government of Guam. The  
24 Attorney General *shall* use all efforts to collect on the note.”

25 **Section 13.** The sum of Five Hundred Thousand Dollars (\$500,000) is  
26 authorized from lapsed personnel fund from all departments and agencies and  
27 autonomous instrumentalities within the government of Guam to contract with a



1 consulting expert on classification and compensation in public employment to  
2 conduct a study of all government of Guam positions, including those in  
3 autonomous, semi-autonomous, and non-autonomous agencies, public corporations  
4 and all instrumentalities, and the Judiciary, to update the Unified Pay Schedule.  
5 The contract *shall* include the conduct of compensation training to the Human  
6 Resources staff throughout the government.

7 **Section 14.** The sum of Fifty Thousand Dollars (\$50,000) *shall* be  
8 transferred from the appropriation made to *I Liheslaturan Guåhan* in Section 16  
9 Part II Chapter V of P.L. 29-19, to the Guam Police Department Crime Lab  
10 Section to fund for the following equipment:

- 11 (a) Digital Cameras and associated equipment for Crime  
12 Scene processing.
- 13 (b) Digital Video Cameras and associated equipment for  
14 Crime Scene Recording.
- 15 (c) Digital Photography Management System.

16 The Executive Director of *I Liheslaturan Guåhan* *shall* reduce the allocation  
17 made to the Office of Senator Frank T. Ishizaki, equal to the amount specified in  
18 this Section.

## MEMORANDUM

**FROM:** Eddie B. Calvo, Acting Speaker  
Mina' Bente Nuebi Na Liheslaturan Guahan

**SUBJECT:** Waiver of notice pursuant to Section 8108 of Title 5 G.C.A.

**DATE:** January 3, 2008

Pursuant to Section 8108 of Title 5 G.C.A, the 5 day and 48 hour notice is hereby waived due to the emergent nature of the calling of session by the Acting Speaker to resolve a serious issue with payment of Medicare and MIP for prior year obligations.

Further, the Standing Rules requiring a 2 hour notice for a Call by the Speaker was also waived by a vote of 10 to suspend the Standing Rules to address the issue as stated above.



Eddie B. Calvo  
Acting Speaker, Mina' Bente Nuebi Na Liheslaturan Guahan