

*I MINA'TRENTA NA LIHESLATURAN GUÅHAN*  
2010 (SECOND) Regular Session

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

This is to certify that **Bill No. 410-30 (COR)**, "AN ACT TO REPEAL AND REENACT SUBSECTION (g) AND TO ADD A NEW SUBSECTION (h) OF §3811, ARTICLE 8, CHAPTER 3 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO RESTORING THE COMMUNITY HEALTH CENTER COUNCIL'S AUTHORIZATION TO ACCESS AND EXPEND FUNDS FROM THE COMMUNITY HEALTH CENTER REVOLVING FUND, AND TO ENSURING ACCOUNTABILITY BY REQUIRING MONTHLY FINANCIAL REPORTS AND AN ANNUAL AUDIT", was on the 16<sup>th</sup> day of August, 2010, duly and regularly passed.

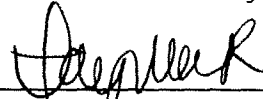


Judith T. Won Pat, Ed. D.  
Speaker

Attested

  
Tina Rose Muña Barnes  
Legislative Secretary

This Act was received by *I Maga'lahren Guåhan* this 17<sup>th</sup> day of Aug., 2010, at 4:40 o'clock P.M.



Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

FELIX P. CAMACHO  
*I Maga'lahren Guåhan*

Date: \_\_\_\_\_  
Public Law No. \_\_\_\_\_

***I MINA'TRENTA NA LIHESLATURAN GUÁHAN***  
**2010 (SECOND) Regular Session**

**Bill No. 410-30 (COR)**

As amended on the Floor.

Introduced by:

F. B. Aguon, Jr.  
v. c. pangelinan  
T. C. Ada  
V. Anthony Ada  
F. F. Blas, Jr.  
E. J.B. Calvo  
B. J.F. Cruz  
J. V. Espaldon  
Judith P. Guthertz, DPA  
T. R. Muña Barnes  
Adolpho B. Palacios, Sr.  
R. J. Respicio  
Telo Taitague  
Ray Tenorio  
Judith T. Won Pat, Ed.D.

**AN ACT TO *REPEAL AND REENACT* SUBSECTION (g),  
AND TO *ADD* A NEW SUBSECTION (h) OF §3811,  
ARTICLE 8, CHAPTER 3 OF TITLE 10, GUAM CODE  
ANNOTATED, RELATIVE TO RESTORING THE  
COMMUNITY HEALTH CENTER COUNCIL'S  
AUTHORIZATION TO ACCESS AND EXPEND FUNDS  
FROM THE COMMUNITY HEALTH CENTER  
REVOLVING FUND, AND TO ENSURING  
ACCOUNTABILITY BY REQUIRING MONTHLY  
FINANCIAL REPORTS AND AN ANNUAL AUDIT.**

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

2           **Section 1. Legislative Intent:** It was the intent of Public Law 30-106 and  
3 Public Law 30-108 to protect the Community Health Center Revolving Fund  
4 (Fund) for the exclusive purpose of funding the operations of the Community  
5 Health Centers of the Department of Public Health & Social Services, as deemed  
6 appropriate by the Community Health Center Council. *I Liheslaturan Guåhan*  
7 finds that Subsection (g) of §3811, Article 8, Chapter 3, Title 10, Guam Code  
8 Annotated, inadvertently inhibits the ability of the Community Health Center  
9 Council to directly access and expend funds necessary for the operations of the  
10 Community Health Centers. This statutory constraint is found to be impeding the  
11 timely payment of vendors and other debt service obligations, and thereby  
12 reducing the quality and quantity of services being offered and/or provided. It is  
13 the intent of *I Liheslaturan Guåhan* to restore the Council’s access to the Fund by  
14 *repealing and reenacting* Subsection (g) of §3811, Title 10, Guam Code  
15 Annotated.

16           *I Liheslaturan Guåhan* finds, however, that while a certain discretionary  
17 flexibility is appropriate in the management of the Fund, it is nonetheless necessary  
18 to ensure that all activities relative to the Fund remain transparent and subject to  
19 public scrutiny and accountability. It is, therefore, the intent of *I Liheslaturan*  
20 *Guåhan* to provide for mandatory monthly reporting, as well as the inclusion of the  
21 Fund in the annual government of Guam audit and report.

22           **Section 2.** Subsection (g) of §3811, Article 8, Chapter 3, Title 10, Guam  
23 Code Annotated, is *repealed and reenacted* to read:

24           “(g) The Community Health Center Council *shall*, by *no later than*  
25 the 20<sup>th</sup> day of each month, submit a financial report relative to the status  
26 and activities of the Community Health Center Revolving Fund. The  
27 monthly report *shall* be submitted, via the Office of *I Maga’lahi*, to the

1 Speaker of *I Liheslaturan Guåhan*, and the Chairpersons of the Committee  
2 on Finance, and the Committee on Health of *I Liheslaturan Guåhan*. The  
3 report *shall*, at a minimum, contain:

- 4 (1) all expenditures and encumbrances (monthly and year-to-  
5 date);
- 6 (2) funds received and source(s);
- 7 (3) status of accounts receivable for outstanding debts and/or  
8 delinquent payment obligations owed to the Community  
9 Health Center(s); and
- 10 (4) any and all other pertinent information relative to the  
11 Fund.”

12 **Section 3.** A new Subsection (h) is *added* to §3811, Article 8, Chapter 3,  
13 Title 10, Guam Code Annotated, to read:

14 “(h) The Community Health Center Revolving Fund *shall* be  
15 included in the government of Guam annual audit review and report.”