



FILE COPY

MINA' TRENTA NA LIHESLATURAN GUÅHAN
THIRTIETH GUAM LEGISLATURE
155 Hessler Place, Hagåtña, Guam 96910

August 21, 2010

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

Dear *Maga'lahi* Camacho:

Transmitted herewith are Substitute Bill Nos. 439-30(COR) and 441-30(COR) which were passed by *I Mina' Trenta Na Liheslaturan Guåhan* on August 20, 2010.

Sincerely,

A handwritten signature in black ink, appearing to read "Tina Rose Muña Barnes".

TINA ROSE MUÑA BARNES
Legislative Secretary

Enclosures (2)

CF 8-21-10
1:20 p.m.

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

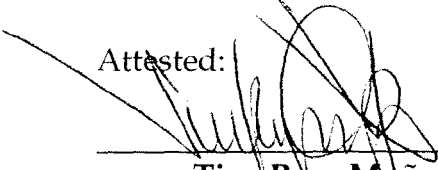
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that **Substitute Bill No. 439-30 (COR), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS"**, was on the 20th 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'lahaen Guåhan* this 21 day of Aug, 2010, at 1:20 o'clock p.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:

FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: _____

Public Law No. _____

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

Bill No. 439-30 (COR)

As substituted by the Committee on Appropriations,
Taxation, Banking, Insurance, Retirement, and Land,
and amended in the Committee of the Whole.

Introduced by:

Committee on Appropriations, Taxation,
Banking, Insurance, Retirement, and Land
by request of *I Maga'lahaen Guåhan*,
the Governor of Guam, in accordance
with the Organic Act of Guam.

**AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS
OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL
BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL
YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER
APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS
AND ADMINISTRATIVE PROVISIONS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

CHAPTER I

GENERAL PROVISIONS

Section 1. Short Title. This Act *shall* be known as the “**General Appropriations Act of 2011.**” Except as otherwise provided by this Act, the appropriations made by this Act *shall* be available to pay for obligations incurred on or after October 1, 2010 but *no later than* September 30, 2011. *If* any appropriation in this Act is found contrary to federal law, all other portions of this Act *shall* remain valid.

Section 2. Estimated Revenues for Fiscal Year 2011. *I Liheslaturan Guåhan* adopts the following revenue estimates for Fiscal Year 2011 as the basis for the appropriations contained in this Act.

1	I. GENERAL FUND REVENUES	AMOUNT
2	TOTAL GENERAL FUND REVENUE	\$651,298,818
3	PROVISION FOR TAX REFUND PAYMENTS	(\$100,062,184)
4	TOTAL GENERAL FUND REVENUE AVAILABLE	
5	FOR OPERATIONS	\$551,236,634
6	A. TAXES	
7	Income Tax	
8	Corporate	\$95,238,868
9	Individual	\$107,455,121
10	Withholding Taxes, Interest and Penalties	\$188,714,052
11	Provision for Tax Refund Payments	(\$100,062,184)
12	TOTAL INCOME TAXES	\$291,345,857
13	Business Privilege Tax	\$202,375,945
14	Business Privilege Tax (GMHA Pharmaceuticals Fund)	(\$8,095,038)
15	Business Privilege Tax (Tax Credit: JKF Rent)	(\$3,000,000)
16	Other Taxes	\$3,362,792
17	TOTAL TAXES	\$485,989,556
18	B. FEDERAL SOURCES	
19	Federal Income Tax Collection - Section 30	\$52,139,349
20	Overpayment reconciliation of Section 30 (1 of 4)	(\$5,808,295)
21	Immigration Fees and Indirect Cost	\$1,647,349
22	TOTAL FEDERAL SOURCES	\$47,978,403
23	C. USE OF MONEY AND PROPERTY	\$3,529,513
24	D. LICENSES, FEES AND PERMITS	
25	Licenses, Fees and Permits	\$6,987,481
26	Licenses, Fees and Permits (Better Public Service Fund)	(\$590,591)
27	TOTAL LICENSES, FEES AND PERMITS	\$6,396,890
28	E. DEPARTMENT CHARGES	\$2,259,952
29	TOTAL GENERAL FUND NET REVENUE COLLECTIONS	\$546,154,314
30	2% GENERAL FUND RESERVE	(\$10,923,086)

1 (Appropriations Cap of 98% of General Fund Revenue; §22436, Chapter 22 of Title 5
2 GCA)

3 **TOTAL GENERAL FUND REVENUE**

4 **AVAILABLE FOR APPROPRIATION** **\$535,231,228**

1	II. SPECIAL FUND REVENUES	AMOUNT
2	A. Air Pollution Control Special Fund	\$280,795
3	B. Better Public Service Fund	\$1,585,109
4	C. <i>Chamorro</i> Land Trust Operations Fund	\$714,094
5	D. Corrections Revolving Fund	\$1,366,062
6	E. Customs, Agriculture and Quarantine Inspection Services Fund	\$8,770,722
7	F. DPW Building and Design Fund	\$562,012
8	G. Enhanced 911 Emergency Reporting System Fund	\$1,795,979
9	H. Environmental Health Fund	\$758,871
10	I. Fire, Life and Medical Emergency Fund	\$653,024
11	J. GMHA Pharmaceuticals Fund	\$8,095,038
12	K. Guam Board of Accountancy Fund	\$408,100
13	L. Guam Contractors License Board Fund	\$834,097
14	M. Guam Environmental Trust Fund	\$336,796
15	N. Guam Highway Fund	
16	Guam Highway Fund	\$20,966,074
17	Guam Highway Fund (Better Public Service Fund)	(\$1,012,540)
18	Guam Highway Fund (Public Transit Fund)	(\$416,427)
19	Total Guam Highway Fund	\$19,537,107
20	O. Guam Plant Inspection and Permit Fund	\$116,119
21	P. Healthy Futures Fund	\$20,297,556
22	Q. Indirect Cost Fund	\$1,556,608
23	R. Land Survey Revolving Fund	\$3,435,561

1	S. Manpower Development Fund	\$4,370,379
2	T. Police Services Fund	\$570,110
3	U. Professional Engineers, Architects and Land Surveyors Board Fund	\$244,309
4	V. Public Recreation Services Fund	\$212,694
5	W. Public School Library Resources Fund	\$805,876
6	X. Public Transit Fund	\$416,427
7	Y. Safe Streets Fund	\$241,000
8	Z. School Lunch/ Child Nutritional Meal Reimbursement Fund	
9	Federal Sources (100% Federal Grant)	\$7,300,000
10	Cash Collection (Department of Education)	\$875,000
11	Total School Lunch/ Child Nutritional Meal Reimbursement Fund	\$8,175,000
12	AA. Solid Waste Operations Fund	\$13,835,019
13	AB. Street Light Fund	\$3,563,145
14	AC. Tax Collection Enhancement Fund	\$818,249
15	AD. Territorial Education Facilities Fund	\$22,401,128
16	AE. Tourist Attraction Fund	\$22,400,181
17	AF. Water Protection Fund	\$85,851
18	AG. Water Research and Development Fund	\$91,729
19	TOTAL SPECIAL FUND REVENUE	\$149,334,747
20	III. FEDERAL MATCHING GRANTS-IN-AID	
21	Federal Grants-in-Aid Requiring Local Match:	
22	A. Agriculture	\$327,000
23	B. Guam Council on the Arts and Humanities Agency	\$288,700

1	C. Department of Integrated Services for Individuals with Disabilities	\$2,992,651
2	D. Department of Labor	\$41,400
3	E. Office of the Attorney General	\$4,645,844
4	F. Department of Military Affairs	\$1,547,700
5	G. Department of Public Health and Social Services	\$ 25,914,601
6	H. University of Guam	\$1,508,000
7	TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	\$37,265,896
8	IV. REVENUE AVAILABLE FOR OPERATIONS SUMMARY:	
9	V. TOTAL GENERAL FUND REVENUE	\$646,216,499
10	PROVISION FOR TAX REFUND PAYMENTS	(\$100,062,184)
11	VI. 2% GENERAL FUND RESERVE	(\$10,923,086)
12	VII. TOTAL GENERAL FUND REVENUE	\$535,231,229
13	TOTAL SPECIAL FUND REVENUE	\$149,334,747
14	VIII. TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES	\$37,265,896
15	GRAND TOTAL	\$721,831,871

16 **Section 3. Authorization to Pay and Prioritize the Payment of Tax Refunds.**

17 (a) Prioritization of Additional Child Tax Credit (ACTC) Reimbursements.
18 The Provisional Set Aside for tax refunds includes the Additional Child Tax Credit
19 (ACTC), which is a refundable tax credit that is reimbursed to Guam by the Federal
20 Government after refund payments are made to Guam taxpayers that claim the ACTC.
21 Lack of prioritization of ACTC refund payments creates lost opportunity for Guam to
22 receive reimbursed ACTC funds that can then be used to pay more refunds or support the
23 operations of the government.

24 (b) Prioritization of Earned Income Tax Credit Data. The Earned Income Tax
25 Credit (EITC) is another Federal initiative where taxpayers can claim a credit equal to a

1 percentage of their income, depending on employment and socioeconomic status. The
2 Internal Revenue Service describes the EITC as “a refundable federal income tax credit
3 for low to moderate income working individuals and families. Congress originally
4 approved the tax credit legislation in 1975, in part to offset the burden of increase in
5 social security taxes and to provide an incentive to work. When EITC exceeds the
6 amount of taxes, owed, it results in a tax refund to those who claim and qualify for the
7 credit.” The intent of the EITC is to encourage the move of welfare recipients from
8 welfare to workfare by incentivizing them to work by supplementing their wages with a
9 year-end tax refund “bonus”.

10 According to the Director of the Department of Revenue and Taxation, the current
11 annual liability for the EITC is approximately Forty Million Dollars (\$40,000,000) a
12 year. Understanding the trend of EITC is critical to long term and annual budget
13 planning for the government of Guam that necessitates timely and accurate reports about
14 the frequency and amount of individuals that claim this credit each tax year. The EITC
15 liability for 2010 and 2011 will likely remain at *or* exceed current levels. Most recipients
16 of the EITC pay little to no income tax into the Guam Treasury, which requires Guam to
17 use taxes and revenues from other sources to pay for the EITC program. A Guam
18 Supreme Court decision ruled that Guam taxpayers must be paid the EITC as a
19 requirement of the “mirror image jurisdiction” of the IRS code. The result is an
20 inadequate collection of taxes to support the programs and services required for all the
21 residents of Guam, including timely tax refund payments.

22 The Committee on Appropriations *does not* support raising taxes and fees in order
23 to pay EITC because then it becomes a redistribution of income between classes, which is
24 contrary to the intent of the EITC, which seeks to promote individual achievement and
25 self sufficiency. Raising taxes will only bring those eligible for EITC toward the poverty
26 line and potentially hamper economic growth by taking resources away from investment
27 activity.

28 For future planning purposes, by December 31, 2010, the Director of the
29 Department of Revenue and Taxation *shall* provide a report to *I Maga’lahen Guåhan* and
30 the Speaker of *I Liheslaturan Guåhan* certifying the total amount of EITC paid for each

1 tax year and fiscal year dating back to Fiscal Year 2003. The report *shall* include the
2 total number of EITC recipients categorized within the standard income brackets used by
3 the IRS for reporting purposes.

4 (c) Prioritization of Tax Refund Payments. In previous fiscal year budget
5 acts, deficit spending has occurred by the underpayment of tax refunds. Even in Fiscal
6 Year 2008 when a small surplus was realized, total tax refund liability for the period
7 exceeded the budgeted provisional set aside for refunds which increased the deficit.
8 Thus, in order to minimize interest accrual, *I Liheslaturan Guåhan* finds it necessary to
9 authorize and prioritize the payment of Tax Years 2007, 2008, 2009 and 2010 refunds in
10 the order of the following amounts and priority:

11 (1) The tax refund disbursement amounts authorized in this Section
12 *shall* be within the following classification of return status designations and
13 amounts:

14 **Refunds with ACTC and MWPC claims for Tax Years:**

15	2007	A Status Returns	\$5,000,000
16	2008	A Status Returns	\$10,000,000
17	2009	A Status Returns	\$65,000,000
18	2010	A Status Returns	\$15,000,000

19 **Emergency Refunds:**

20	2009	Emergency A Status Returns	\$2,000,000
21	2010	Emergency A Status Returns	\$3,062,184

22 (2) The tax refund disbursement procedure authorized in this Section
23 *shall* be the filer with the lowest taxable income, followed by the next lowest and
24 repeating this disbursement methodology until all the funds authorized are
25 exhausted in each group of return status designations at the end of each
26 processing week.

27 (3) Emergency refunds may be paid at anytime during the Fiscal Year
28 2011 and are subject to the prioritization of return status designation and amounts.

29 (4) The Director of the Department of Revenue and Taxation *shall*
30 submit a status report to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*

1 *Guåhan* by the 20th of each month that contains the number of tax refunds paid
2 and amounts by each return status designation group.

3 (5) *No less than* fifty percent (50%) of all ACTC reimbursements *shall*
4 be deposited directly into the Income Tax Refund Efficient Payment Trust Fund
5 (Fund), of Chapter 51, Title 11, Guam Code Annotated, and applied to 2008 and
6 prior A Status returns. Interest earned in the Fund may be used to hire seasonal
7 employees to assist with income tax processing.

8 (6) *No less than* ten percent (10%) of all ACTC reimbursements *shall*
9 be earmarked to fund vacancies and overtime for the Department of Revenue and
10 Taxation Income Tax Processing and Income Tax Enforcement Division, as
11 outlined in Chapter V, Section 2 (i)(3).

12 **Section 4. Make Work Pay Tax Credit Reconciliation.**

13 (a) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that
14 reconciliation of individual income tax returns be performed with utmost urgency. *I*
15 *Liheslaturan Guåhan* acknowledges that accounting standards provide the framework
16 whereby government revenues are recognized. Without timely reconciliation of
17 individual income tax returns, revenues realized by the government of Guam cannot be
18 recognized.

19 *I Liheslaturan Guåhan* recognizes that the reconciliation of individual income tax
20 returns is within the purview and authority of the Department of Revenue and Taxation,
21 and that any delays in reconciling individual income tax returns, especially as they relate
22 to Treasury warrants, have an adverse impact to the financial capacity of the government
23 of Guam.

24 It is further the intent of *I Liheslaturan Guåhan* that timely reconciliation of
25 individual income tax returns be performed pursuant to the timeline specified in Chapter
26 I, Section 4(b) of this Act as it relates to Make Work Pay Tax Credit, and recognizes the
27 inability of the Department of Revenue and Taxation to process them accordingly, which
28 hinders the ability of *I Liheslaturan Guåhan* to properly forecast revenues.

1 Therefore, *I Liheslaturan Guåhan* intends to mandate the Department of Revenue
2 and Taxation to provide a reconciliation of the Make Work Pay Tax Credit based on the
3 timelines specified in Chapter I, Section 4(b) of this Act.

4 **(b) The Department of Revenue and Taxation Reconciliation Timeline.**

5 The Department of Revenue and Taxation *shall* determine the method of the
6 reconciliation. The only criterion required by *I Liheslaturan Guåhan* is that the method
7 *shall* provide reasonable assurance to external auditors and that the portions of the Make
8 Work Pay Tax Credit be recognized as revenue.

9 The timeline whereby the reconciliation *shall* occur is as follows:

10 (1) By December 31, 2010, the Director of the Department of Revenue
11 and Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I*
12 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit
13 received in Tax Year 2009, as substantiated by the documented request to and the
14 remittance from the Department of Treasury. From this total amount received, the
15 breakdown as to the portions of the Make Work Pay Tax Credit *shall* be
16 recognized as revenue from Tax Year 2009.

17 (2) By May 31, 2011, the Director of the Department of Revenue and
18 Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I*
19 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit
20 received in Tax Year 2010, as substantiated by the documented request to and
21 remittance from the Department of Treasury. From this total amount received, the
22 breakdown as to the portions of the Make Work Pay Tax Credit *shall* be
23 recognized as revenue from Tax Year 2010.

24 (3) By July 31, 2011, the Director of the Department of Revenue and
25 Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I*
26 *Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit
27 received in Tax Year 2010 as substantiated by the documented request to and
28 remittance from the Department of Treasury. From this total amount received, the
29 breakdown as to the portions of the Make Work Pay Tax Credit *shall* be
30 recognized as revenue from Tax Year 2010.

1 **Section 5. Make Work Pay Tax Credit Extension.** It is the intent of *I Liheslaturan*
2 *Guåhan* that the government of Guam reserve seventy-five percent (75%) of all future advance
3 payments received from the Department of Treasury for the Make Work Pay Tax Credit. Should
4 the Make Work Pay Tax Credit be extended for Tax Year 2011, the Department of
5 Administration and the Department of Revenue and Taxation *shall* deposit seventy-five percent
6 (75%) of all Make Work Pay Treasury Warrants directly into the Income Tax Refund Efficient
7 Payment Trust Fund for the purpose of paying tax refunds.

8 **Section 6. Prioritization of Revenue Collections in Excess of Monthly**
9 **Collections.**

10 (a) **Legislative Intent.** *I Liheslaturan Guåhan* recognizes the strain of the
11 unfunded Federal mandates, such as the Earned Income Tax Credit (EITC), and also
12 acknowledges that upon enactment of this Act, the United States Congress and the
13 President of the United States may enact tax legislation into law that could enhance,
14 reduce *or* have no effect on the collection of income and withholding taxes. Therefore, *I*
15 *Liheslaturan Guåhan* intends to earmark specific funding sources to organize and
16 prioritize discretionary past due obligations within the structural deficit, as well as future
17 obligation proposals necessary to maintain a stable, competitive government work force
18 that will attract and retain the best employees to deliver programs and services to Guam
19 residents and visitors to Guam.

20 *I Liheslaturan Guåhan* also recognizes the burden placed on the community of
21 Guam due to past due tax refunds and prior year obligations, and wishes to address the
22 existing structural deficit prior to spending the anticipated increase in General Fund
23 revenues that may be realized as a result of the proposed military buildup on Guam. In
24 order to achieve this objective, *I Liheslaturan Guåhan* requires a long-term strategic plan
25 to systematically bring transparency and a sharp focus to improve the financial health of
26 the government of Guam. The strategic Plan *shall* recognize the debts owed by the
27 government to its citizens and *shall* receive the highest priority in accordance with the
28 funding sources earmarked for payment of these debts.

29 *I Liheslaturan Guåhan* also acknowledges the urgency to address prior year
30 obligations. Rather than confront these challenges on a yearly basis, *I Liheslaturan*

1 *Guåhan shall* require a vehicle to minimize all debts owed, both to internal and external
2 stakeholders. *I Liheslaturan Guåhan* seeks to reaffirm its position as the government’s
3 appropriating authority and to set forth the current and future operational spending plan
4 through the passage of this Act.

5 *I Liheslaturan Guåhan* recognizes that excess resources received by the
6 government of Guam are under the vested authority and guidance of *I Liheslaturan*
7 *Guåhan*, and that the separation of powers reserves the right of the Executive Branch,
8 through the Office of *I Maga’lahen Guåhan*, to allocate and release the resources as
9 appropriated by *I Liheslaturan Guåhan*.

10 (b) **Income Tax Refunds.**

11 (1) Within thirty (30) days upon enactment of this Act, the Department
12 of Revenue and Taxation *shall* provide a full accounting of the total income tax
13 liability of the government and *shall* be submitted to *I Maga’lahen Guåhan* and
14 the Speaker of *I Liheslaturan Guåhan*.

15 (2) The Director of the Bureau of Budget and Management Research
16 *shall* create a General Fund twelve (12) month revenue budget based on the
17 revenue estimates in Chapter I, Section 2, relative to a statistical weighting of
18 historical collections by month by collection category in the General Fund
19 Combined Comparative Statement of Revenues report. The report *shall* be
20 submitted to *I Maga’lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan*
21 within thirty (30) days upon enactment of this Act.

22 (3) Notwithstanding any other provision of law, monthly revenue
23 collections in excess of the monthly revenue budget in Chapter I, Section 6(b)(2)
24 of this Act from the categories defined in Chapter I, Section 6(b)(4) of this Act as
25 Income Tax revenues are hereby appropriated for the payment of tax liabilities
26 defined as: (A) Individual Income Tax Refund and Interest payment; and (B)
27 Corporate Income Tax Refund and Interest payment, and hereby prioritized
28 according to Chapter I, Section 3(c) of this Act.

29 (4) The funding source for tax liabilities *shall* be income tax revenues
30 reported by the Department of Administration on cash basis for the individual

1 income tax, the withholding tax, and the corporate income tax. Revenues for the
2 purpose of this Act represent cash *or* cash instruments with a maturity term of *less*
3 *than* ninety (90) days that are available and earned by the government of Guam
4 within the current fiscal year.

5 (5) Available excess income tax revenues are available for expenditure
6 when *no* third party claims, pledges, encumbrances, appropriations, or liens exist
7 against such excess income tax revenues. *If* any outside party asserts claims over
8 such resources, the matter *shall* be resolved at the appropriate legal jurisdiction.

9 (6) The identification and recordation of available excess revenues
10 *shall* be performed by the Department of Administration, in coordination with the
11 Bureau of Budget and Management Research and the Department of Revenue and
12 Taxation.

13 (7) It is important to coordinate the financial resources of the
14 government of Guam to ensure synchronous deployment of resources. The
15 Department Administration *shall* submit the following reports to *I Maga'lahaen*
16 *Guåhan* and the Speaker of *I Liheslaturan Guåhan* on the 25th of each month:

17 (A) quarterly statement of revenues, expenditures and changes
18 in fund balance for the major funds;

19 (B) monthly bank statements for all major funds;

20 (C) monthly bank reconciliation for all major funds; and

21 (D) an explanation of any material variances resulting between
22 revenues reported on the quarterly statement of revenues, expenditures,
23 and fund balance and the cash reported in the bank statements. The
24 explanation *shall* provide detailed disclosures in the statement of revenues,
25 expenditures, and changes in fund balance.

26 (8) Available excess revenues identified in Chapter I, Section 6(b)(6)
27 of this Act *shall* be deposited by the Department of Administration into the
28 Income Tax Refund Efficient Payment Trust Fund for payment of past due tax
29 refunds as outlined Chapter I, Section 3(c) of this Act.

1 (9) Thirty (30) days after the close of the current fiscal year, the
2 Department of Administration *shall* provide a detailed reconciliation of the
3 payment of income tax refunds through available excess revenues for the current
4 fiscal year to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

5 (10) The Department of Revenue and Taxation *shall* develop a strategic
6 plan to be submitted to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*
7 *Guåhan* within six (6) months after the enactment of this Act. The Plan *shall*
8 include computations and recommendations as to the best use of government
9 resources for payment of past due refunds to minimize the interest expense.

10 **Section 7. Prior Year Obligations and Future Obligation Proposals.**

11 (a) **Legislative Intent.** *I Liheslaturan Guåhan* recognizes the importance of
12 providing a mechanism to address prior year obligations incurred through operational
13 deficits, unbudgeted expenditures, *or* authorized legislative statutes.

14 (b) **Prior Year Obligation Report.** Within thirty (30) days upon enactment
15 of this Act, the Department of Administration *shall* provide a report of a full accounting
16 of the prior year obligations of the government, and *shall* be submitted to *I Maga'lahaen*
17 *Guåhan*, the Speaker of *I Liheslaturan Guåhan*, and the Office of Finance and Budget.

18 (c) **Excess Available Business Privilege Tax Revenue.** Notwithstanding
19 any other provision of law, monthly revenue collections in excess of the monthly revenue
20 budget in Chapter I, Section 6(b)(2) of this Act from the categories defined in Chapter I,
21 Section 7(d) of this Act as Business Privilege Tax revenues *shall* be appropriated for the
22 payment of Prior Year Obligations and Future Obligation Proposals as defined and
23 prioritized below:

24 (1) Fifty percent (50%) of all excess collections identified in Chapter
25 I, Section 7(e) of this Act *shall* be appropriated for payment of principal and
26 interest obligations pursuant to *Rios v. Camacho*, Superior Court No. SP0206-93.

27 (2) Forty percent (40%) of all excess collections identified in Chapter
28 I, Section 7(e) of this Act *shall* be appropriated for payment of principal and
29 interest obligations pursuant to *Guam Federation of Teachers v. Government of*
30 *Guam, et. al.*, Superior Court Case No. SP 0009-07.

1 (3) Five percent (5%) of all excess collections identified in Chapter I,
2 Section 7(e) of this Act *shall* be appropriated for payment of principal interest of
3 prior year obligations to any employees identified in the report outlines in Chapter
4 I, Section 7(b) of this Act.

5 (4) Five percent (5%) of all excess collections identified in Chapter I,
6 Section 7(e) of this Act *shall* be appropriated for payment of principal and interest
7 of prior year obligations to all other claimants identified in the report outlined in
8 Chapter I, Section 7(b) of this Act

9 (d) Business Privilege Tax (BPT) revenues are defined as revenues reported
10 by the Department of Administration on cash basis for the business privilege tax and use
11 tax. Available revenues for the purpose of this Act represent cash or cash instruments
12 with a maturity term of *less than* ninety (90) days that are available and earned by the
13 government of Guam within the current fiscal year.

14 (e) Excess business privilege tax revenues are available for expenditure when
15 *no* third party claims, pledges, encumbrances, appropriations, *or* liens exist against such
16 excess business privilege tax revenues. *If* any outside party asserts claims over such
17 resources, the matter *shall* be resolved at the appropriate legal jurisdiction.

18 (f) The identification and recordation of excess revenues *shall* be performed
19 by the Department of Administration and *shall* provide any additional reports requested
20 by the Office of Finance and Budget should the reporting requirements outlined in
21 Chapter I, Section 6(b)(6) of this Act *not* provide adequate information to ascertain
22 excess BPT and use tax revenue. Excess revenues identified in Chapter I, Section 7(e) of
23 this Act *shall* be disbursed the Department of Administration in accordance with the
24 priorities outlined in Chapter I, Section 7(c) of this Act for payment of the prior year
25 obligations.

26 (g) Thirty (30) days after the close of the current fiscal year, the Department
27 of Administration *shall* provide a detailed reconciliation of the payment of the prior year
28 obligations through excess BPT revenues for the current fiscal year to *I Maga'lahan*
29 *Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

1 (h) The Department of Administration and the Bureau of Budget and
2 Management Research *shall* develop a strategic Plan to be submitted to *I Maga'lahaen*
3 *Guåhan* and the Speaker of *I Liheslaturan Guåhan* within six (6) months upon enactment
4 of this Annual Appropriations Act. The Plan *shall* include computations and
5 recommendations as to the best use of government resources for payment of prior year
6 obligations to minimize the interest expense.

7 **Section 8. Income Tax Refund Compensation Plan.**

8 (a) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
9 processing and disbursement of tax refunds are made a priority of the government of
10 Guam, and recognizes that the government of Guam serves as a fiduciary agent in its
11 custody over these funds on behalf of the taxpayers of the island. It is, further, the intent
12 of *I Liheslaturan Guåhan* to promote the timely processing and payment of these refunds
13 to ensure that the funds are returned to the taxpayers, and that the interest incurred by the
14 government of Guam is minimized. As such, *I Liheslaturan Guåhan* recognizes that the
15 timely processing and disbursement of refunds *shall* occur to disburse any excess
16 revenues that become available.

17 *I Liheslaturan Guåhan* realizes that the processing and payment of refunds are
18 constrained by the availability of funds and the productivity of the Department of
19 Revenue and Taxation. Although the availability of funds is the responsibility of
20 policymakers, *I Liheslaturan Guåhan* recognizes the hard working public servants at the
21 Department of Revenue and Taxation for the work they perform for the timely processing
22 and disbursement of refunds.

23 (b) *I Liheslaturan Guåhan* wishes to emphasize the urgency of processing
24 refunds by incentivizing the employees at the Department of Revenue and Taxation. The
25 Income Tax Refund Compensation Plan (Plan) based on Merit Bonus, as delineated in
26 §6203, Chapter 6, Title 4, Guam Code Annotated, *shall* be developed by the Director of
27 the Department of Revenue and Taxation.

28 The Plan *shall* be submitted by the Director of Revenue and Taxation to *I*
29 *Maga'lahaen Guåhan* within sixty (60) days upon enactment of this Act. *I Maga'lahaen*
30 *Guåhan shall* submit the proposed Plan within thirty (30) days upon receipt of the Plan to

1 the Speaker of *I Liheslaturan Guåhan*. Pursuant to Chapter 9, Title 5, Guam Code
2 Annotated, *I Liheslaturan Guåhan* may approve, disapprove *or* amend accordingly.

3 **Section 9. Debt Service Continuing Appropriation.** The following are continuing
4 appropriations for debt service requirements:

5 **A. GENERAL OBLIGATION BONDS, SERIES 1993 A** **\$2,894,049 1/**

6 (For education capital projects; Real Property Taxes pledged; due FY 2018 as final
7 year; P.L. 29-19 and P.L. 29-21, net of UOG Bond Payment Obligation \$2,028,008)

8 **1/ Territorial Education Facilities Fund**

9 **B. LIMITED OBLIGATION HIGHWAY REFUNDING**

10 **BOND 2001 SERIES A** **\$6,030,775 2/**

11 (P.L. No. 24-70; due FY 2012 as the final year; source of payment from Liquid Fuel
12 Taxes).

13 **2/ Guam Highway Fund**

14 **C. LIMITED OBLIGATION (SECTION 30) BONDS**

15 **SERIES A, 2001 (SECTION 30 FUNDS)** **\$9,822,288 3/**

16 (Water System Revenue Bond; P.L. 26-58, amended by P.L. 26-59; Section 30
17 fund pledged; due FY 2012 as final year)

18 **3/ Section 30 Funds (General Fund)**

19 **D. 2002 SHORT TERM FINANCING (SECTION 30 FUNDS)** **\$1,281,818 4/**

20 (Line of Credit; P.L. 26-84 amended by P.L. 26-122 and P.L. 26-130; due FY 2012 as
21 the final year; source of payment Section 30 Funds)

22 **4/ Section 30 Funds (General Fund)**

23 **E. LIMITED OBLIGATION INFRASTRUCTURE**

24 **IMPROVEMENT BONDS, 1997 SERIES A (TAF)** **\$6,657,176 5/**

1	(Tumon Redevelopment; payment from the Tourist Attraction Fund, pursuant to P.L.	
2	24-111)	
3	5/ Tourist Attraction Fund	
4	F. 2008 SHORT TERM FINANCING	\$4,202,213 6/
5	(Line of Credit; P.L. 29-69 amended by P.L. 29-82 & P.L. 29-87; due FY 2012 as the	
6	final year; source of payment General Fund, secondary Section 30 Funds)	
7	6/ General Fund	
8	G. GENERAL OBLIGATION BONDS, SERIES 2007 A	\$7,874,700 7/
9	(Partial refunding of GOB, 1993 Series A, funding capital projects and certain	
10	obligations of the Government of Guam; due FY 2037 as final year; P.L. 29-19, and	
11	P.L. 29-21)	
12	7/ Territorial Education Facilities Fund	
13	H. LIMITED OBLIGATION (SECTION 30) BONDS, SERIES 2009A	\$7,135,019 8/
14	(To finance cost for the new landfill and the closure of Ordot Dump; P.L. 30-1	
15	amended by P.L. 30-7; Due FY 2035 as final year).	
16	8/ Solid Waste Operations Fund	
17	I. GENERAL OBLIGATION BONDS, 2009 SERIES A	\$23,278,492 9/
18	(To finance certain expenses affecting General Fund Deficit; P.L. 29-113 amended by	
19	P.L. 30-7; Due FY 2040 as final year)	
20	GRAND TOTAL DEBT SERVICE	\$67,298,019

1 **CHAPTER II**
2 **EDUCATION**

3 **PART I – GUAM DEPARTMENT OF EDUCATION (GDOE)**

4 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that the
5 U.S. Congress has provided nearly One Hundred Million Dollars (\$100,000,000) in additional
6 grants to the Guam Department of Education (GDOE) through the American Recovery and
7 Reinvestment Act (ARRA) stimulus grants and most recently HR 1586, The Education Jobs
8 Funds, providing over Twenty Million Dollars (\$20,000,000) specifically to pay wages and
9 benefits of education employees in FY 2011.

10 It is the intent of *I Liheslaturan Guåhan* to direct the GDOE to support, wherever
11 possible, the operations of the GDOE with federal funds to relieve the General Fund. *I*
12 *Liheslaturan Guåhan* has assigned the highest priority to raising the standard of education
13 available to the students in the elementary, secondary and higher education *or* post-secondary
14 institutions on Guam. However, there are numerous financial challenges associated with
15 appropriating to the GDOE the financial resources it would need to maintain the FY 2010
16 manpower level, respective of the teacher-student ratio and other contractual requirements in the
17 collective bargaining agreement between the Guam Education Policy Board (GEBP) and the
18 Guam Federation of Teachers (GFT). This situation is worsened by the unanticipated delay in
19 the economic surge expected from the Department of Defense. Revenues projected fell short
20 thus forcing *I Liheslaturan Guåhan* to seek further reduction in government operations spending.
21 The government of Guam is currently allocating eighty-five percent (85%) of its available
22 revenues to personnel costs, while a large share of the remaining revenues are allocated to the
23 government’s debt-service obligations and the cost of operations.

24 This is the current state of affairs in Guam, as well as in many other communities
25 throughout the United States, and educational institutions are *not* spared *or* insulated from the
26 financial hardship impacting practically every State and local government throughout the Nation.
27 The current recession has placed tremendous financial (budgetary) pressure on State
28 governments, thus compelling the U.S. Congress to enact certain provisions in H.R. 1586 in an
29 effort to provide financial relief to governments in need. Guam was awarded slightly over
30 Twenty Million Dollars (\$20,000,000) for FY 2010-2011 through this Congressional

1 appropriation, and funds are to be allocated for the maintenance of effort to keep teaching
2 personnel in the classrooms by avoiding layoffs and furloughs, and to recall *or* rehire former
3 employees. Funds may also be used to hire new teachers to provide early childhood, elementary,
4 *or* secondary educational and related services. The primary outlay of such funds however, *shall*
5 be for the salaries and benefits expenses of the GDOE.

6 The government of Guam lacks the financial capacity to maintain its current *or* prior
7 operating level, which is critical to keeping all GDOE teachers employed. The GDOE is
8 encountering insurmountable challenges in meeting the policy requirements and standards of the
9 GEPB, *I Liheslaturan Guåhan*, and the people of Guam due to the current state of financial
10 hardship plaguing Guam, the region and most municipalities in the mainland.

11 The United States Congress has appropriated financial relief for the States, territories, and
12 other municipalities of the United States through H.R. 1586, whereby an extension of the ARRA
13 will allow teaching jobs to be maintained, and additional hiring of teachers for elementary,
14 secondary, early childhood, and post-secondary positions is authorized.

15 *I Liheslaturan Guåhan* wishes to fully participate in the application of H.R. 1586 in order
16 to avoid any disruption in the delivery of educational services to the people of Guam, and to
17 preserve and retain the invaluable human resources of the GDOE.

18 With the local appropriations contained in this Act, when added to federal formula
19 consolidated grants, ARRA stimulus grants and the Education Jobs Funds allocations, the GDOE
20 will receive close to Three Hundred Million Dollars (\$300,000,000) for its operations in FY
21 2011; which is more than adequate to meet the needs of the students for the upcoming school
22 year.

23 It is the intent of *I Liheslaturan Guahan* that external funds available to agencies and
24 departments *shall* be taken into consideration to determine the current appropriation level
25 needed. As to maximize the use of these funds, *I Liheslaturan Guahan* intends that material
26 external funds received *shall* be used to maximize services and programs of the agencies through
27 pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding
28 where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial
29 reporting of these funds to the citizens of Guam. For FY 2011 the Guam Department of
30 Education will be the recipient of the following federal funds below:

1 **SUMMARY OF FEDERAL FUNDS-GUAM DEPARTMENT OF EDUCATION**

2

FUNDING SOURCE	AMOUNT
AVAILABLE BALANCE FROM FY 2010 AND PRIOR	46,138,167
STATE FISCAL STABILIZATION FUND	83,197,665
FY 2011 GRANTS AWARDED	41,900,206
EDUCATION JOBS FUND PROGRAM	20,000,000
GR. TOTAL	191,236,038

6

7 **Source: Guam Department of Education FY 2011 Grant Listing**

8 **Section 2. Appropriation.** Pursuant to §§52101 and 52102 of Chapter 52, Division
9 2 of Title 11, Guam Code Annotated, the amounts specified in the Summary of Base Operational
10 Appropriation in this Section, are appropriated out of the General Fund, Special Funds, and
11 Federal Matching Grants-in-Aid as specified in the Summary of Base Operational Appropriation
12 Funding Source to the GDOE Operations Fund for Fiscal Year 2011. This appropriation *shall* be
13 expended in accordance with the cash disbursement schedules required by §52101(b), and in
14 accordance with the program, department *or* divisional object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$103,192,413	\$697,712	\$103,890,125
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$34,986,135	\$331,449	\$35,317,584
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$1,771,803	\$14,228,213	\$16,000,016
OFF. RENTAL	233	\$0	\$0	\$0
SUP. & MAT.	240	\$1,434,000	\$1,634,250	\$3,068,250
EQUIPMENT	250	\$0	\$1,025,419	\$1,025,419
WRK. COMP.	270	\$150,000	\$0	\$150,000
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$2,440,118	\$0	\$2,440,118
POWER	361	\$10,012,545	\$0	\$10,012,545
WATER/SEWER	362	\$2,009,669	\$0	\$2,009,669
PHONE/TOLL	363	\$449,632	\$0	\$449,632
CAP. OTLY.	450	\$0	\$295,000	\$295,000
GR. TOTAL		\$156,446,314	\$18,212,043	\$174,658,357

School Lunch Program-Federal Sources \$7,300,000 (230)

School Lunch Program Cash Collection \$875,000(240)

Public Library Resources Fund \$805,876 (250)

Territorial Educational Facilities Fund \$9,231,167 (111-\$697,712; 113-\$331,449; 230-\$6,928,213; 240-\$759,250; 250-\$219,543; 450-\$295,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2 GENERAL FUND		\$156,446,314
3 FEDERAL MATCHING GRANTS-IN-AID		\$0
4 SPECIAL FUNDS		\$18,212,043
5 TOTAL		\$174,658,357

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the GDOE and *shall* be used to
8 fund all increments and reclassifications in Fiscal Year 2011 for eligible classified employees
9 funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
10 4, Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS	111 Total	\$979,895
12 RECLASSIFICATIONS	111 Total	\$1,000,000

13 **Section 4. GDOE Miscellaneous Funding.** The following amounts reflect non-base
14 operational funding appropriated to the GDOE:

15 (a) **Interscholastic Sports Fund.** (1) The sum of Six Hundred Twelve
16 Thousand Dollars (**\$612,000**) is appropriated from the Healthy Futures Fund to the
17 Interscholastic Sports Fund administered by the GDOE to be expended pursuant to
18 §7108, Title 17, Guam Code Annotated. Appropriations made herein *shall* be available
19 to fund the outrigger canoe, rugby, and other sports programs, to include the payment of
20 head coaches, assistant coaches, league fees, and other expenses normally associated with
21 interscholastic sports programs.

22 (2) The sum of Ninety-two Thousand Dollars (**\$92,000**) *shall* be allocated
23 from the appropriation in Chapter II Part I Section 4 (a)(i) specifically for busing services
24 for interscholastic sports programs.

25 (b) **Health and Physical Education Activities.** The sum of Two Hundred
26 Seventy-nine Thousand Seven Hundred Fifty-four Dollars (**\$279,754**) is appropriated
27 from the Healthy Futures Fund to the GDOE for Health and Physical Education
28 programs, intramural sports, and similar activities.

1 **Section 5. JROTC Funds.** The GDOE is hereby authorized to expend funds from
2 the JROTC Fund for the *sole* purpose of expenditures related to the operations for the JROTC
3 program.

4 **Section 6. Support to Eliminate “High-Risk” Status.** The sum of Two Hundred
5 Fifty Thousand Dollars (**\$250,000**) is appropriated from the Indirect Cost Fund (ICF) to the
6 GDOE for the *sole* purpose of removing the GDOE from “high risk” grant status. The funds
7 *shall* be expended in accordance to a statement of *pro forma* expenditures submitted, in writing,
8 by the Deputy Superintendent of Administration and Finance of GDOE to the Speaker of *I*
9 *Liheslaturan Guåhan*. The statement of *pro forma* expenditures *shall* only include expenditures
10 related to this Section.

11 **Section 7. Guam Department of Education Promissory Note Appropriation.** The
12 sum of Two Million Four Hundred Thousand Dollars (\$2,400,000) is appropriated from the
13 Territorial Educational Facilities Fund to the Utility Cost Account, to pay to the Guam Power
14 Authority for the Guam Department of Education Promissory Note (the agreement between the
15 GDOE and the Guam Power Authority signed on July 20, 2004, and referred to as the
16 “installment payment agreement for past due electrical service”) in Fiscal Year 2011.

17 **Section 8. Summer School.** From the Summer School Fund established pursuant to
18 §6119 of Article 1 of Chapter 6 of Division 2 of Title 17, Guam Code Annotated, such sums as
19 are necessary to fund the operations of the 2011 Summer School Program are appropriated to the
20 GDOE. The Superintendent of GDOE *shall* submit a detailed report to *I Maga’lahen Guåhan*
21 and the Speaker of *I Liheslaturan Guåhan* regarding the receipt and expenditure of said funds *no*
22 *later than* thirty (30) days after the close of summer school and post the same on the GDOE
23 website. Such report *shall* include the following:

- 24 (a) total revenues received, including identification of each revenue source;
- 25 (b) total expenditures and encumbrance by object classification and by school; and
- 26 (c) the fund balance.

27 **Section 9. Textbooks and Collateral Materials.** The following are appropriations
28 to the GDOE for the purchase of textbooks, e-book readers and collateral materials, to include,
29 software, sheet music and music books, in accordance with the following terms and conditions:

1 (a) The sum of Two Million Dollars (**\$2,000,000**) is appropriated from the
2 General Fund from Fiscal Year 2011 revenues to the GDOE for the purchase of
3 textbooks, e-book readers and related classroom instructional materials, to include
4 software, sheet music and music books. The Superintendent of GDOE may, *if necessary*,
5 through agreements with textbook vendors, defer payment for said materials until after
6 October 1, 2011, but *no later than* December 31, 2011, with the full faith and credit of
7 the government of Guam.

8 (b) The Superintendent of GDOE *shall* order materials funded by this Section
9 for Fiscal Year 2012 *no later than* March 1, 2011. The Bureau of Budget and
10 Management Research *shall* release such allotments as are necessary to ensure that said
11 materials are ordered by March 1, 2011. The Superintendent of GDOE *shall* receive said
12 materials and distribute them to schools *no later than* thirty (30) days before the start of
13 the school calendar established pursuant to Title 17, Guam Code Annotated, §4111. All
14 funds appropriated for said materials *shall not* be used for any other purpose.

15 (c) On the first (1st) day of each fiscal quarter of FY 2011, the Superintendent
16 of GDOE *shall* provide to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*
17 *Guåhan*, and post on the GDOE website, a detailed report regarding all receipts and
18 expenditures for textbooks, e-book readers and collateral classroom instructional
19 materials, to include software, sheet music and music books. Said report *shall* be
20 accompanied by the certified list of textbooks approved by the GEPB and all purchase
21 orders issued. The report *shall* summarize:

22 (1) purchases by allotment account number, unit cost and the total cost
23 of books charged against an appropriation account, the vendor, quantity, title,
24 copyright date and ISBN number of books ordered, the allocation of such books
25 by school and grade, whether books are for teachers or students, and whether
26 books are textbooks or e-books; and

27 (2) other information that may be useful *or* that is requested by *I*
28 *Liheslaturan Guåhan* regarding the funds appropriated and authorized herein.

29 Non-compliance with these reporting requirements by the Superintendent of GDOE *shall*
30 result in the sanctions and penalties imposed by this Act.

1 **Section 10. Website Posting.** The Superintendent of GDOE *shall* post and maintain
2 on the GDOE website:

3 (a) All payments for prior year obligations to be paid by current
4 appropriations when authorized, including the funding source to be used.

5 (b) Salary adjustments by position, effective date of adjustment and the
6 funding source for each, by month.

7 (c) Mandated Cash Disbursement Schedules.

8 (d) Number of filled FTEs, costs and funding sources by school and division
9 by month.

10 (e) Number of funded vacant FTEs, costs, lapses generated and the funding
11 source for each vacancy by school and division by month.

12 **Section 11. Reports.** The Superintendent of GDOE *shall* electronically report the
13 following to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan*:

14 (a) Within fifteen (15) days after the start of Fiscal Year 2011, the
15 Superintendent of GDOE *shall* provide a copy of the GG-1 *or* Contract of employees
16 hired for School Year 2010-2011.

17 (b) Thirty (30) days after the start of Fiscal Year 2011 and monthly thereafter,
18 the Superintendent of GDOE *shall* provide a copy of the GG-1 *or* Contract of each
19 employee hired to fill any vacancy or new position.

20 **Section 12. Utilities Reduction Incentive.** Each School Principal of the GDOE is
21 encouraged to practice energy conservation within their respective schools. Any school whose
22 Principal and staff is able to reduce their annual utility consumption by *at least* fifteen percent
23 (15%) of their prior annual billing, measured each quarter for each utility type, *shall* have that
24 dollar value of savings transferred from the utility pool to their respective school to supplement
25 the needs of that school, and *shall* be available to be spent to support school activities for
26 students and staff. The savings *shall* be available to the school within thirty (30) days of the
27 close of each quarter.

28 **Section 13. Budgetary Transfer Authority for Guam Department of Education**
29 **(GDOE).** The Superintendent of the GDOE may transfer funds from the appropriations made to
30 GDOE within object classes, *except* that *no* funds *shall* be transferred into the Personnel Services

1 category. The Superintendent of the GDOE *shall not* transfer any appropriation for Increments
2 and Promotions and Reclassifications as provided within Section 3 of Part I of Chapter II of this
3 Act to supplement or support salaries. *If* a surplus in funding exists within the appropriation for
4 Increments and Promotions and Reclassifications, such amount *may* be used to support payment
5 for prior year obligations

6 **Section 14. Cost Saving Incentive.** The Superintendent of the GDOE is encouraged
7 to implement a Cost Savings Plan to include, but *not limited to*, consolidation of programs and
8 entities, maximizing on student-teacher ratios, and practicing energy conservation. *If* the
9 Superintendent is able to implement any cost savings within the GDOE less than its authorized
10 appropriated level, the Superintendent *shall* have that dollar value of savings available to be
11 spent to support payment for prior year obligations and the purchase of supplies and materials. *If*
12 the Superintendent is able to reduce the annual utility consumption by at least fifteen percent
13 (15%) of their prior annual billing, measured each quarter, for each utility type, the
14 Superintendent is authorized to have that dollar value of savings transferred from the utility pool
15 to supplement and support payment for prior year obligations and the purchase of supplies and
16 materials

17 **Section 15. Re-appropriation of Unexpended and Unencumbered Appropriations**
18 **to the Guam Department of Education.** The sum of One Million Two Hundred Ten Thousand
19 Four Hundred Eleven Dollars (\$1,210,411) of the unexpended and unencumbered appropriation
20 remaining as of August 1, 2010, from the appropriations contained in Section 4 of Public Law
21 30-37 is hereby re-appropriated to the Guam Department of Education to object category 230.

22 **Section 16.** The sum of Three Hundred Ninety-nine Thousand Seven Hundred Eighty-
23 five Dollars (**\$399,785**) is appropriated from the General Fund to the *Chamoru* Studies Division
24 administered by the GDOE to be expended for personnel salaries and benefits, contractual
25 services, supplies and materials, and equipment the support and the implementation of the
26 Content Standards and Performance Indicators of the course syllabi for the emphasis of fluency
27 and for the promotion of the proficiency skills in the areas of listening, speaking, reading, and
28 writing in the *Chamoru* language.

1 **CHAPTER II**

2 **PART II – OFFICE OF THE EDUCATION *SURUHĀNU***

3 **Section 1. Appropriation.** The amounts below are appropriated from the General
4 Fund to the Office of the Education *Suruhānu* for its operations in Fiscal Year 2011. This
5 appropriation *shall* be expended in accordance with object class allocations outlined below.

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

7

8	9	10	11	12	13
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$107,248	\$0	\$107,248	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$35,437	\$0	\$35,437	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$4,500	\$0	\$4,500	
OFF. RENTAL	233	\$24,000	\$0	\$24,000	
SUP. & MAT.	240	\$6,329	\$0	\$6,329	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$2,000	\$0	\$2,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$179,514	\$0	\$179,514	

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$179,514
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$179,514

6 **Section 2. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Office of the Education
8 *Suruhånu*, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance pursuant
10 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$598
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12 **Section 3. Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are appropriated
14 from the General Fund to the Cost Account identified in this Subsection, and *shall* be used to
15 fund power, water/sewer, medical and dental insurance and vacancies in Fiscal Year 2011 for the
16 Office of the Education *Suruhånu* .

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$0
WATER/SEWER	Utility Cost Account	\$0
MED/DENTAL INSURANCE	Health Benefit Account	\$3,953
VACANCIES	Vacancy Pool Account	\$0
TOTAL		\$3,953

1 **CHAPTER II**

2 **PART III –GUAM CERTIFICATION OFFICE**

3 **Section 1. Guam Certification Office.** The amount below in this Subsection is
4 appropriated from the General Fund to the Guam Certification Office for its operations in Fiscal
5 Year 2011 in providing administrative support to the Guam Certification Office in accordance
6 with Chapter 27 of 17GCA, the Guam Academy Charter School Council in accordance with
7 §1211(e) of 17GCA, and the Council on Post-Secondary Institutions Certification in accordance
8 with §44104(e) of 17GCA. This appropriation *shall* be expended in accordance with object class
9 allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$140,248	\$0	\$140,248
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$46,965	\$0	\$46,965
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$13,816	\$0	\$13,816
8	OFF. RENTAL	233	\$7,200	\$0	\$7,200
9	SUP. & MAT.	240	\$1,865	\$0	\$1,865
10	EQUIPMENT	250	\$0	\$0	\$0
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$6,300	\$0	\$6,300
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
	PHONE/TOLL	363	\$4,800	\$0	\$4,800
	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$221,194	\$0	\$221,194

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$221,194
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$221,194

6 (a) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Guam Certification
8 Office, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance
10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$2,419
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12 (b) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund power, water/sewer, medical and dental insurance and
16 vacancies in Fiscal Year 2011 for the Guam Certification Office.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$0
WATER/SEWER	Utility Cost Account	\$0
MED/DENTAL INSURANCE	Health Benefit Account	\$4,984
VACANCIES	Vacancy Pool Account	\$0
TOTAL		\$4,984

1 **CHAPTER II**

2 **PART IV – UNIVERSITY OF GUAM**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
4 lump sum appropriation to the University of Guam. The funds *shall* be expended in accordance
5 to the budget request submitted and the priorities stipulated by the University of Guam’s Board
6 of Regents.

7 It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and
8 departments *shall* be taken into consideration to determine the current appropriation level
9 needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material
10 external funds received *shall* be used to maximize services and programs of the agencies through
11 pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding
12 where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial
13 reporting of these funds to the citizens of Guam. For FY 2011 the University of Guam will be the
14 recipient of the following federal funds below:

15 **SUMMARY OF FEDERAL FUNDS-UNIVERSITY OF GUAM**

FUNDING SOURCE	AMOUNT
STATE FISCAL STABILIZATION FUND-CAPITAL IMPROVEMENTS	17,000,000
STATE ENERGY PROGRAM (GRANT NO: EE00219)	1,500,000
GR. TOTAL	18,500,000

19
20 **Source: State Fiscal Stabilization Fund Application-University of Guam**

21 **Section 2. Appropriations to the University of Guam.** The amounts in the
22 Subsections below are appropriated from the respective Funds, and for the following purposes, to
23 the University of Guam for Fiscal Year 2011:

24 (a) **General Fund Appropriation for Operations.** The sum of Twenty
25 Seven Million Two Hundred Eight Thousand Six Hundred Twenty Dollars (**\$27,208,620**)
26 is appropriated from the General Fund to the University of Guam for its operations in
27 Fiscal Year 2011.

1 (b) **Federal Matching Grants-in-Aid.** The sum of One Million Five
2 Hundred Eight Thousand Dollars (**\$1,508,000**) is authorized from Federal Matching
3 Grants-in-Aid to the University of Guam for its operations in Fiscal Year 2011.

4 **Section 3. University of Guam for Scholarships and Training Programs.** The
5 following appropriations are made to the University of Guam:

6 (a) **Student Scholarships, Financial Assistance Programs and Program**
7 **Administration.** The sum of Two Million Five Hundred Fifty Thousand Six Hundred
8 Seventy Dollars (**\$2,550,670**) is appropriated from the General Fund to the University of
9 Guam for Fiscal Year 2011 for: Merit Awards, Student Loans, Nursing Training
10 Program, Professional and Technical Awards, Reserve Officer Training Corps (ROTC),
11 Regent Scholarships, Marine Lab Graduate Assistance Programs, Early High School
12 Admission Program, Pedro ‘Doc’ Sanchez Scholarship Program, John F. Quan Memorial
13 Scholarship Program and the administration of all student financial assistance programs.
14 The President of the University of Guam *shall* allocate this appropriation in order to fund
15 said student scholarships, financial assistance programs and program administration
16 subject to §15113 of Chapter 15, Title 17, Guam Code Annotated. *Not more than* ten
17 percent (10%) of the total appropriation herein *shall* be used for the administration of all
18 student financial assistance programs. The Nursing Training Program *shall* receive *no*
19 *less than* Five Hundred Thousand Dollars (**\$500,000**) and the Pedro ‘Doc’ Sanchez
20 Scholarship Program *shall* receive *no less than* Three Hundred Thousand Dollars
21 (**\$300,000**) of the appropriation contained herein, except that *if* a surplus exists, such
22 remaining funds *shall* be distributed to fund other scholarship programs contained in this
23 Subsection.

24 For new recipients of the student financial assistance programs contained in this
25 Subsection awarded beginning Academic Year 2010-2011, the stipends awarded in the
26 respective programs *shall* be awarded as follows:

27 (1) **Merit Awards.** Award recipients are entitled to a monthly stipend
28 to be disbursed in nine (9) monthly installments during the academic year, as
29 follows: First- and Second-year Students: Two Hundred Dollars (**\$200.00**) per

1 month; Third- and Fourth-year Students: Four Hundred Dollars (**\$400.00**) per
2 month; and graduate students: Five Hundred Dollars (**\$500.00**) per month.”

3 (2) **Nursing Training Program.** Award recipients are entitled to a
4 monthly stipend to be disbursed in nine (9) monthly installments during the
5 academic year, as follows: First- and Second-year Students: Two Hundred Dollars
6 (**\$200.00**) per month; Third- and Fourth-year Students: Four Hundred Dollars
7 (**\$400.00**) per month.

8 (b) **Dr. Antonio C. Yamashita Educator Corps.** The sum of One Million
9 Two Hundred Thirty-eight Thousand One Hundred Twenty-seven Dollars (**\$1,238,127**) is
10 appropriated from the General Fund to the University of Guam for Fiscal Year 2011. The
11 President of the University of Guam *shall* disburse, pursuant to the directives and policies
12 of the Educator Corps Council, stipends for the Dr. Antonio C. Yamashita Educator
13 Corps, and funds for the administration of said program pursuant to Chapter 18, Title 17,
14 Guam Code Annotated, and §15107 of Title 17 of the Guam Code Annotated, as
15 amended. *Not more than* ten percent (10%) of the total appropriation herein *shall* be used
16 for the administration of this program.

17 For new recipients of the Dr. Antonio C. Yamashita Educator Corps awarded
18 beginning Academic Year 2010-2011, stipends *shall* be awarded as follows:

19 (1) **Teacher Corps.** Award recipients are entitled to a monthly
20 stipend to be disbursed in nine (9) monthly installments during the academic year,
21 as follows: First- and Second-year Students: Two Hundred Dollars (**\$200.00**) per
22 month; Third- and Fourth-year Students: Four Hundred Dollars (**\$400.00**) per
23 month.

24 The President of the University of Guam *shall* post on the University of Guam’s website
25 all reports mandated by this Act regarding the Dr. Antonio C. Yamashita Educator Corps.

26 **Section 4. Appropriation for Aquaculture Development and Training Center.**
27 The sum of One Hundred Thirty-one Thousand Eight Hundred Forty-six Dollars (**\$131,846**) is
28 appropriated from the General Fund to the University of Guam for Fiscal Year 2011 for the *sole*
29 purpose of funding the continued operations of the Aquaculture Development and Training
30 Center. Said funds *shall not* be transferred *or* used for any other purpose.

1 **Section 5. Appropriation for WERI's Guam Hydrologic Survey.** The sum of One
2 Hundred Ninety-two Thousand Three Hundred Nine Dollars (**\$192,309**) is appropriated from the
3 General Fund to the University of Guam for Fiscal Year 2011 for the *sole* purpose of funding the
4 Guam Hydrologic Survey (GHS) administered by the Water and Environmental Research
5 Institute of the Western Pacific (WERI). WERI *shall* continue to administer the GHS for those
6 purposes previously established by Guam law. Such funds *shall not* be transferred *or* used for
7 any other purpose.

8 **Section 6. Appropriation for WERI's Comprehensive Water Resource**
9 **Monitoring Program.** The sum of One Hundred Sixty-three Thousand Eight Hundred
10 Seventeen Dollars (**\$163,817**) is appropriated from the General Fund to the University of Guam
11 for Fiscal Year 2011 to fund the Water and Environmental Research Institute of the Western
12 Pacific (WERI). Such funds *shall* be used for the sole purpose of matching the Federal funding
13 for the Comprehensive Water Resource Monitoring Program. WERI *shall* continue to
14 administer the Comprehensive Water Resource Monitoring Program for those purposes
15 previously established by Guam law. Such funds *shall not* be transferred *or* used for any other
16 purpose.

17 **Section 7. University of Guam for the Northern and Southern Soil and Water**
18 **Conservation District (SWCD) Program.** The sum of One Hundred Fifty-seven Thousand
19 Seven Hundred Twenty Dollars (**\$157,720**) is appropriated from the General Fund to the
20 University of Guam for the operations and activities of the Northern and Southern Soil and
21 Water Conservation Districts (SWCD) Program for FY 2011, and *shall* be equally divided
22 between the Northern and Southern Soil Conservation Districts. Expenditures from this
23 appropriation *shall* be made upon the approval of the District Directors, with the consent of the
24 SWCD Board and *shall not* require further approval by the University of Guam *or* any other
25 government entity. This Appropriation is *not* subject to transfer *or* use for any other purpose.

26 **Section 8. University of Guam for KPRG (Public Radio).** The sum of Ninety-four
27 Thousand One Hundred Seventy-six Dollars (**\$94,176**) is appropriated from the General Fund to
28 the University of Guam for the KPRG (Public Radio) Fiscal Year 2011 operations. The
29 President of the University of Guam *shall* disburse the funds to KPRG. *No later than* thirty (30)
30 days after the close of each fiscal quarter of FY 2011, the General Manager of KPRG *shall*

1 submit to the President of the University of Guam, and post on KPRG’s website, all reports
2 mandated by this Act.

3 **Section 9. Appropriation to the University of Guam.** The sum of Three Hundred
4 Sixty-five Thousand Three Hundred Sixty-five Dollars (**\$365,365**) is hereby appropriated from
5 the Tourist Attraction Fund to the University of Guam for the FY 2011 operations of the
6 Rhinoceros Beetle Program. Notwithstanding the general provisions of Title 11 GCA §30107.1
7 and this Act, this Appropriation *shall* continue to be available until expended and is *not* subject
8 to transfer *or* use for any other purpose.

9 **Section 10. Appropriation to the Guampedia Foundation.** The sum of One
10 Hundred Forty Thousand Dollars (**\$140,000**) is appropriated from the Tourist Attraction Fund to
11 the University of Guam for the operations of the Guampedia Foundation. Notwithstanding the
12 general provisions of §30107.1 of Title 11, Guam Code Annotated, and this Act, this
13 appropriation *shall* continue to be available until expended.

14 **Section 11. University of Guam Capital Improvements Fund Continuing**
15 **Appropriation.** The sum of Five Hundred Thousand Dollars (**\$500,000**) is appropriated from
16 the Guam Highway Fund to the University of Guam Capital Improvements Fund for the purpose
17 of paying for the debt service pursuant to §16132, Chapter 16 of Title 17, Guam Code
18 Annotated.

19 **Section 12. Program Revenue and Expenditure Reports.** *No later than thirty (30)*
20 *days after the end of each fiscal quarter, the President of the University of Guam shall post on*
21 *the University of Guam’s website and submit to I Maga’lahen Guåhan and the Speaker of I*
22 *Liheslaturan Guåhan quarterly program revenue and expenditure reports for the Aquaculture*
23 *Development and Training Center, WERI Guam Hydrologic Survey, WERI Comprehensive*
24 *Water Resource Monitoring Program, Northern and Southern Soil and Water Conservation*
25 *District Programs, and KPRG. Said reports shall be in the format of basic financial statements*
26 *or such format as may be prescribed by I Liheslaturan Guåhan.*

27 **Section 13. Program Annual Reports.** The President of the University of Guam
28 *shall post on the University of Guam’s website and shall submit to I Maga’lahen Guåhan and*
29 *the Speaker of I Liheslaturan Guåhan annual reports for: the Aquaculture Development and*
30 *Training Center, the WERI Guam Hydrologic Survey, the WERI Comprehensive Water*

1 Resource Monitoring Program, the Northern and Southern Soil and Water Conservation District
2 Programs and KPRG. At a minimum, said reports *shall* include: program mission statements,
3 objectives, sources of revenue, expenditures by budget classification, number of employees,
4 contracts, and *shall* describe program accomplishments in the fiscal year reported.

5 **Section 14. Scholarships, Financial Assistance and Other Reports.** Beginning in
6 Fiscal Year 2011, sixty (60) days after the end of Fiscal Year 2010, the President of the
7 University of Guam *shall* submit to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan*
8 *Guåhan*, and post on the University of Guam's website, a report of expenditures from
9 appropriations made in this Act for student scholarships, student financial assistance, the Dr.
10 Antonio C. Yamashita Educator Corps, and the Educator Corps Council. Said report *shall*
11 include each program's name, the number of scholarships *or* loans issued by each program, the
12 date the scholarship *or* loan was awarded, the anticipated date of cohort graduation, the total
13 amount of awards *or* loans, the total amount of loans repaid to date, the balance of the
14 outstanding awards *or* loans, the amount of collections to date for outstanding loans and
15 repayments due, the number of awards for each field of study, and the number of recipients
16 working to complete their academic and financial obligations.

17 **Section 15. Appropriation to the Guam Cancer Trust Fund.** The sum of Five
18 Hundred Forty-four Thousand Six Hundred Thirty-three Dollars (**\$544,633**) is appropriated from
19 the Healthy Futures Fund to the University of Guam for the administration of the Guam Cancer
20 Trust Fund, pursuant to §26603 (d)(2) of Article 6, Chapter 26, Title 11, GCA. This
21 appropriation *shall* be used to fund cancer screening, treatment and support services for Fiscal
22 Year 2011.

23 **Section 16. Transfer Authority for the University Of Guam.** Appropriations for
24 the operations of the University of Guam, contained in Section 2 of Part IV of Chapter II of this
25 Act *or* for the prior years, may be transferred by the President of UOG out of operations and into
26 the appropriation for statutorily mandated scholarship programs contained in Section 3, Part IV,
27 Chapter II of this Act.

28 **Section 17. Continuing Appropriation.** The appropriations made to the Student
29 Financial Assistance Program, the Dr. Antonio C. Yamashita Educator Corps and the University

- 1 of Guam for Fiscal Year 2010 *shall not* lapse and *shall* continue until fully expended, to include
- 2 payment of prior year obligations.

1 **CHAPTER II**

2 **PART V – GUAM COMMUNITY COLLEGE**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
4 lump sum appropriation to the Guam Community College. The funds *shall* be expended in
5 accordance to the budget request submitted and the priorities stipulated by the Guam Community
6 College’s Board of Trustees.

7 It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and
8 departments *shall* be taken into consideration to determine the current appropriation level
9 needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material
10 external funds received *shall* be used to maximize services and programs of the agencies through
11 pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding
12 where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial
13 reporting of these funds to the citizens of Guam. For FY 2011 the Guam Community College
14 will be the recipient of the following federal funds below:

15 **SUMMARY OF FEDERAL FUNDS-GUAM COMMUNITY COLLEGE**

FUNDING SOURCE	AMOUNT
STATE FISCAL STABILIZATION FUND	8,167,463
STATE ENERGY PROGRAM (GRANT NO: EE00219)	1,286,000
GR. TOTAL	9,453,463

20 **Source: State Fiscal Stabilization Fund Application-Guam Community College**

21 **Section 2. Appropriations to the Guam Community College.** The amounts in the
22 Subsections below are appropriated from the following Funds, and for the following purposes, to
23 the Guam Community College for Fiscal Year 2011:

24 (a) **General Fund Appropriation for Operations.** The sum of Twelve
25 Million Eight Hundred Forty-one Thousand Two Hundred Fifty-seven Dollars
26 (\$12,841,257) is appropriated from the General Fund to the Guam Community College
27 for its operations in Fiscal Year 2011.

28 (b) **Guam Community College LPN and Vocational Guidance Programs.**
29 The sum of Seven Hundred Forty-two Thousand One Hundred Sixty-six Dollars
30 (\$742,166) is appropriated from the General Fund to the Guam Community College for

1 Fiscal Year 2011 to support the operations of the Licensed Practical Nursing Program
2 and the Vocational Guidance Program.

3 (c) **Appropriation to the Guam Community College Lodging**
4 **Management Program/ProStart Program.** The sum of Twenty-four Thousand One
5 Hundred Fifty-four Dollars (**\$24,154**) is appropriated from the Tourist Attraction Fund to
6 the Guam Community College for Fiscal Year 2011 for the Lodging Management
7 Program/ProStart Program. Unexpended funds appropriated for the Guam Community
8 College Lodging Management Program/ProStart Program *shall not* lapse and *shall*
9 remain available for use in succeeding fiscal years until all said sums are expended.

10 (d) **Appropriation to the Guam Community College Apprenticeship**
11 **Program.** The sum of Three Million Fifty-nine Thousand Two Hundred Sixty-five
12 Dollars (**\$3,059,265**) is appropriated from the Manpower Development Fund to the Guam
13 Community College for the Guam Community College Apprenticeship Program for
14 Fiscal Year 2011. In addition to the authorization continued in §71720 of Chapter 7,
15 Title 22, Guam Code Annotated, this appropriation herein *shall* be available and
16 authorized to be used by the Guam Community College to fund the operations of other
17 programs at the College, as approved by the Board and Administration of the College,
18 after all program requirements and obligations have been fully funded.

19 **Section 3. Reports.** The President of the Guam Community College *shall* submit
20 quarterly reports to *I Maga'lahren Guåhan* and the Speaker of *I Liheslaturan Guåhan* thirty (30)
21 days after the end of each fiscal quarter and post said report on the Guam Community College's
22 website. Said reports *shall* include, but are *not limited to*, the number of participants in each
23 GCC program, the amounts expended from appropriations in this Act by object classification, a
24 description of each program, the academic courses offered, and the requirements for participation
25 in each program.

1 **CHAPTER II**

2 **Part VI – MISCELLANEOUS EDUCATIONAL PROVISIONS**

3 **Section 1. Purchasing in Economies of Scale.** All agencies receiving
4 appropriations pursuant to this Chapter *shall* take all measures necessary to reduce costs by
5 purchasing services, supplies and materials to realize economies of scale.

6 **Section 2. Local Funds Reimbursement.** Funds appropriated to the Guam
7 Department of Education (GDOE) by *I Liheslaturan Guåhan shall not* be used to pay for
8 federally-funded program activities and expenditures *unless* such payment is specifically
9 authorized by Guam statute *or unless* such payment is made pursuant to grants that require that
10 local expenditures be made prior to receiving federal reimbursement. The Superintendent of
11 GDOE *shall* submit a report to *I Liheslaturan Guåhan, I Maga’lahen Guåhan* and the Office of
12 Public Accountability of all local funds expended in Fiscal Year 2011 for federally-funded
13 programs, the details of such expenditures by object class, the number of FTEs working in said
14 programs, the amounts reimbursed by federal funds and the amounts that have *not or will not* be
15 reimbursed by federal funds. Said report *shall* cite the authority to expend local funds for federal
16 programs, *shall* name the certifying office, and *shall* give the date of every expenditure.

1 **CHAPTER III**

2 **HEALTH**

3 **PART I - GUAM MEMORIAL HOSPITAL AUTHORITY**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to provide a
5 lump sum appropriation to the Guam Memorial Hospital Authority (GMHA). The funds *shall* be
6 expended in accordance to the budget request submitted and the priorities stipulated by the
7 GMHA Board of Trustees (Board) and the GMHA’s management.

8 *I Liheslaturan Guåhan* is resolved to continue to support and establish policies which are
9 in the best interest of the GMHA and its mission. The Board’s request to reduce the credits
10 applied against the appropriations to the Guam Memorial Hospital Authority Pharmaceuticals
11 Fund towards the payment of bills for services incurred by qualified Medically Indigent Program
12 (MIP) recipients will help increase GMHA revenues. The removal of credit towards the MIP
13 patient billing may result in over Seven Million Dollars (\$7,000,000) of additional cash
14 payments to the GMHA above the previous year.

15 Furthermore, *I Liheslaturan Guåhan* has increased its support to the GMHA from the
16 Healthy Futures Funds with additional direct support for operations of Two Million Four
17 Hundred Thirty-five Thousand Seven Hundred Seven Dollars (\$2,435,707), and One Million
18 Dollars (\$1,000,000) per year, allowing GMHA the immediate ability to draw upon its
19 authorized Twelve Million Dollars (\$12,000,000) line of credit to meet cash requirements for
20 critical resources for patient care.

21 **Section 2.** §26208 of Chapter 26 of Title 11, Guam Code Annotated, is hereby
22 *amended* to read:

23 **“§26208.** Creation of the Guam Memorial Hospital Authority
24 Pharmaceuticals Fund. There is hereby created, separate and apart from other funds of
25 the government of Guam, a fund known as the “Guam Memorial Hospital Authority
26 Pharmaceuticals Fund.” This Fund *shall not* be commingled with the General Fund and
27 *shall* be kept in a separate bank account of which GMHA will be authorized to withdraw
28 from the funds. Four percent (4%) of all Business Privilege Taxes collected in Guam
29 *shall* be deposited in the Guam Memorial Hospital Authority Pharmaceuticals Fund and
30 *shall* be appropriated by *I Liheslaturan Guåhan* to fund all pharmaceutical, drug, medical

1 supplies, medical equipment, blood and blood products, and medicine requirements for
2 Guam Memorial Hospital. The Department of Administration *shall* deposit, on the last
3 day of each month, a sum equal to four percent (4%) of all Business Privilege Taxes
4 collected for that month in the Guam Memorial Hospital Authority Pharmaceuticals
5 Fund. The Department of Administration *shall* be required to first and foremost fund the
6 Guam Memorial Hospital Authority Pharmaceuticals Fund *prior to* distribution to any
7 other source in accordance with the provisions of this requirement. The Guam Memorial
8 Hospital Authority Pharmaceutical Fund will *not* be subject to *I Maga'lahaen Guåhan's*
9 transfer authority or any method of withholding of appropriations that may be imposed
10 by the Bureau of Budget and Management Research (BBMR).”

11 **Section 3.** §26208.2 of Chapter 26 of Title 11, Guam Code Annotated, is hereby
12 *amended* to read:

13 “**§26208.2.** Application of Guam Memorial Hospital Authority
14 Pharmaceuticals Fund. For the purpose of recognizing appropriated Pharmaceutical
15 funds as operating revenue by the Guam Memorial Hospital Authority, retroactively and
16 prospectively, the Hospital *shall* apply Seventy Five (75%) of the funds received towards
17 the payment of bills for services incurred by qualified Medicaid recipients involved in the
18 program at the Hospital and to billings for services provided to patients classified as
19 “charity care” pursuant to criteria adopted by resolution by the Board of Trustees. The
20 Hospital will be responsible to fully demonstrate the manner in which the payments were
21 applied via the Hospital’s annual audited financial report. Such distinction *shall* in no
22 way result in the recognition of additional revenue by the Hospital other than what was
23 appropriated by *I Liheslaturan Guåhan.*”

24 **Section 4.** Guam Memorial Hospital Authority Pharmaceuticals Fund credit toward
25 Medicaid payments *shall not exceed* the sum of Six Million Seventy-one Thousand Two
26 Hundred Seventy-nine Dollars (**\$6,071,279.00**) in Fiscal Year 2011. Billings in excess of the
27 Seventy Five (75%) credit *shall* be paid by other appropriated funds. The Department of Public
28 Health and Social Services *shall* remit all adjudicated claims for processing for MIP payments.

1 **Section 5. Guam Memorial Hospital Authority Pharmaceuticals Fund**
2 **Appropriation.** Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11, Guam
3 Code Annotated, the sum of Eight Million Ninety-five Thousand Thirty-eight Dollars
4 **(\$8,095,038)** is appropriated from the Guam Memorial Hospital Authority Pharmaceuticals Fund
5 to the GMHA for Fiscal Year 2011.

6 **Section 6. Guam Memorial Hospital Authority Healthy Futures Fund**
7 **Appropriations.**

8 (a) Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11,
9 Guam Code Annotated, the sum of Two Million Four Hundred Thirty-five Thousand
10 Seven Hundred Seven Dollars **(\$2,435,707)** is appropriated from the Healthy Futures
11 Fund to the GMHA for Fiscal Year 2011 Operational Expenses.

12 (b) Pursuant to §26603(d) of Article 6, Chapter 26, Title 11, Guam Code
13 Annotated, the sum of One Million Dollars **(\$1,000,000)** is appropriated from the Healthy
14 Futures Fund to the GMHA for Fiscal Year 2011, for the line of credit pursuant to
15 §80104 (t), Chapter 80 Division 4, Title 10, Guam Code Annotated.

1 **CHAPTER III**

2 **HEALTH**

3 **PART II - DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the
5 Department of Public Health & Social Services (DPHSS) to expend their funds in accordance
6 with the object class appropriations.

7 It is further the intent of *I Liheslaturan Guåhan* to increase the funding level of the
8 DPHSS Community Health Centers. The increase *shall* be appropriated from the Healthy
9 Futures Fund and *shall* be expended in accordance with the following priorities, primarily
10 physicians and other health professionals previously funded through the American Recovery and
11 Reinvestment Act (ARRA), and utilities for the DPHSS Community Health Centers. Any
12 appropriations unexpended after paying for the aforementioned expenditures *shall* be used to
13 fund expenditures related to operations of the DPHSS Community Health Centers.

14 *I Liheslatura Guåhan* recognizes the efforts of the DPHSS Community Health Centers in
15 the expansion of facilities and services. It is the intent of *I Liheslaturan Guåhan* for the DPHSS
16 Community Health Center Council and the Management of the DPHSS Community Health
17 Centers to conduct a full review of their fee schedule to examine alternative ways to increase
18 funding.

19 **Section 2. Appropriation.** Funds provided in this Section are hereby appropriated
20 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
21 the Department of Public Health and Social Services for its operations in Fiscal Year 2011. This
22 appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$2,635,689	\$3,973,319	\$6,609,008
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$923,244	\$1,304,368	\$2,227,612
6	TRAVEL/MILE	220	\$42,156	\$12,750	\$54,906
7	CONT. SERV.	230	\$9,233,747	\$766,696	\$10,000,443
8	OFF. RENTAL	233	\$471,605	\$162,600	\$634,205
9	SUP. & MAT.	240	\$71,790	\$331,042	\$402,832
10	EQUIPMENT	250	\$10,049	\$0	\$10,049
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$150	\$0	\$150
14	MISC	290	\$19,245,650	\$200,000	\$19,445,650
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$428,951	\$20,412	\$449,363
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$33,063,031	\$6,771,187	\$39,834,218

17 **Healthy Futures Fund - \$6,044,365 (111-\$3,614,831; 113-\$1,173,741; 230-\$544,189; 233-**
 18 **\$162,600; 240-\$328,592; 290-\$200,000; 363-\$20,412)**

19 **Environmental Health Fund - \$726,822 (111-\$358,488; 113-\$130,627; 220-\$12,750; 230-**
 20 **\$222,507; 240-\$2,450)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$33,063,031
3	FEDERAL MATCHING GRANTS-IN-AID	\$25,914,601
4	SPECIAL FUNDS	\$6,771,187
5	TOTAL	\$65,748,819

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund, the Healthy Futures Fund, and the Environmental Health
8 Fund to Object Category 111 for the Department of Public Health and Social Services, and *shall*
9 be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
10 employees funded within this Subsection for satisfactory performance pursuant to §6202,
11 Chapter 6 of Title 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$71,213
13	General Fund-\$20,575; Healthy Futures Fund-\$40,794; Environmental Health Fund-\$ 9,844		

14 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
15 **Administered by the Department of Administration.** The amounts below are appropriated
16 from the General Fund, the Healthy Futures Fund, and the Environmental Health Fund to the
17 Cost Account identified in this Subsection and *shall* be used to fund power, water/sewer, medical
18 and dental insurance and vacancies in Fiscal Year 2011 for the Department of Public Health and
19 Social Services.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
0		
POWER	Utility Cost Account	\$644,411
WATER/SEWER	Utility Cost Account	\$30,542
MED/DENTAL INSURANCE	Health Benefit Cost Account	\$203,838
VACANCIES	Vacancy Pool Cost Account	\$0
TOTAL		\$878,791

Health Benefits: General Fund-\$65,403; Healthy Futures Fund-\$116,231; Environmental Health Fund-\$22,204

Section 5. Public Assistance Program Payments. The sum of Three Million Four Hundred Thirty-two Thousand Six Hundred Fifty-three Dollars (**\$3,432,653**) from the Base Operational Appropriation is authorized as the Local Match for Federal Matching Grants-In-Aid to the DPHSS for Public Assistance Program payments and administration for Fiscal Year 2011. Nine Million Six Hundred Nineteen Thousand Two Hundred Twenty-three Dollars (**\$9,619,223**) is authorized from Federal Matching Grants-In-Aid.

Section 6. Medically Indigent Program (MIP) Appropriations.

(a) The sum of Thirteen Million Three Hundred Twenty-two Thousand Nine Hundred Seven Dollars (**\$13,322,907**) is appropriated from the General Fund to the Medically Indigent Program Payment Revolving Fund (MIPPR) for the MIP for Fiscal Year 2011.

(b) The sum of Two Million Five Hundred Thousand Dollars (**\$2,500,000**) is appropriated from Guam Cancer Trust Fund to the MIPPR for the MIP to fund cancer screening, treatment and support services for Fiscal Year 2011.

Section 7. Medicaid Program. The sum of Fifteen Million Four Hundred Fifty-four Thousand Six Hundred Forty-five Dollars (**\$15,454,645**) from the Base Operational Appropriation is authorized as the local match requirement of the Medicaid Program and Fifteen Million Four Hundred Seventy Thousand Two Hundred Seventy-one Dollars (**\$15,470,271**) is authorized from Federal Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2011.

1 **Section 8. Medicines and Vacant Positions for the DPHSS Community Health**
2 **Centers.** The sum of Seven Hundred Sixty Thousand Seven Hundred Thirty-one Dollars
3 **(\$760,731)** is appropriated from the Healthy Futures Fund to the DPHSS Community Health
4 Centers for Fiscal Year 2011. Four Hundred Thirty-one Thousand Seven Hundred Thirty-one
5 Dollars **(\$431,731)** is for the purchase of medicines, and the sum of Three Hundred Twenty-nine
6 Thousand Dollars **(\$329,000)** is for the continued employment of providers hired to work in the
7 DPHSS Community Health Centers (Increased Services to Health Centers - ARRA Grant) in
8 Fiscal Year 2010.

9 **Section 9. Enhanced Allotment Plan.** The sum of Four Hundred Seventeen
10 Thousand Dollars **(\$417,000)** from the Base Operational Appropriation is authorized as the local
11 match requirement of the Enhanced Allotment Plan (Medicaid Part D) Program and Eight
12 Hundred Twenty-five Thousand One Hundred Seven Dollars **(\$825,107)** is authorized from
13 Federal Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2011.

14 **Section 10. Department of Public Health and Social Services Carry-Over**
15 **Authorization.** The unexpended balance of appropriations from the General Fund and Special
16 Funds to the DPHSS for Fiscal Year 2010 *shall not* revert to the General Fund and *shall* be
17 available until fully expended for the original purposes of said appropriations. The Director of
18 DPHSS *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* regarding the allocation,
19 demographics and expenditures of the appropriations contained herein *no later than* thirty (30)
20 days after the end of each quarter and post the same on DPHSS's website. The Director of
21 Administration *shall* pay MIP and Medicaid vendors on a first-in first-out basis.

22 **Section 11. Appropriation to the Guam Cancer Registry.** Pursuant to §26603(d)(4)
23 of Title 11 of the Guam Code Annotated, the sum of Two Hundred Two Thousand Nine
24 Hundred Seventy Dollars (\$202,970) is appropriated from the Healthy Futures Fund to the
25 Department of Public Health and Social Services to maintain the Guam Cancer Registry pursuant
26 to §3201.1 of Title 10 of the Guam Code Annotated. The Department of Public Health and
27 Social Services *shall* provide funding to the University of Guam for services, supplies and/or
28 materials in executing the Memorandum of Agreement between the University of Guam and the
29 Department of Public Health and Social Services regarding the collection of data and the

1 maintenance of the Guam Cancer Registry. Any funds pursuant to this Section *not* expended in
2 Fiscal Year 2010 *shall* revert to the Guam Cancer Trust Fund.

3 **Section 12.** The sum of One Hundred Thousand Dollars (**\$100,000**) is appropriated
4 from the General Fund to the Department of Public Health and Social Services and *shall* be used
5 to fund the operations of the Guam Animals in Need (GAIN) animal shelter in *Yigo*, Guam for
6 Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code
7 Annotated, and this Act, this appropriation *shall* continue to be available until expended.

1 **CHAPTER III**

2 **PART III - DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE**

3 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
4 Department of Mental Health and Substance Abuse (DMHSA) *shall* expend the funds
5 appropriated in accordance with the object class appropriation levels. The DMHSA *shall not*
6 have the authority to transfer any funds between object classes. Funds *shall* only be transferred
7 to the travel object class in so much as the funds transferred represent the local match to
8 authorized federal travel.

9 It is further the intent of *I Liheslaturan Guåhan* that the DMHSA *shall* expend *no less*
10 *than* One Million Four Hundred Thousand Dollars (\$1,400,000) for the operation of the Child
11 Adolescent Services Division and the *I Famagu'on-ta* Program.

12 It is further the intent of *I Liheslaturan Guåhan* that the DMHSA access the lump sum
13 amount of Two Million Dollars (\$2,000,000) for costs related to the consent decree on the
14 DMHSA. The funds *shall* be exclusively for the implementation of the Court-Ordered Amended
15 Comprehensive Implementation Plan (Permanent Injunction) as approved by the District Court.
16 *If* the funds are *not* expended within the fiscal year, the funds *shall not* lapse and *shall* remain
17 available for expenditure for its authorized purpose. Prior to use of the funds, the Director of the
18 DMHSA *shall* notify and submit a report to the Speaker of the *I Liheslaturan Guåhan*. The
19 report *shall* indicate the intent to use the funds to meet requirements set forth by the federal
20 monitors. The Director of the DMHSA *shall* submit a breakdown of the expenditures to be
21 incurred and reference the specific portions of the Permanent Injunction to be addressed.

22 **Section 2. Appropriation.** Funds provided in this Section are hereby appropriated
23 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
24 the DMHSA for its operations in Fiscal Year 2011. This appropriation *shall* be expended in
25 accordance with the object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$2,816,522	\$2,187,851	\$5,004,373
4	OT/SP	112	\$54,851	\$30,200	\$85,051
5	BENEFITS	113	\$984,962	\$670,304	\$1,655,266
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$2,704,756	\$254,075	\$2,958,831
8	OFF. RENTAL	233	\$98,000	\$0	\$98,000
9	SUP. & MAT.	240	\$0	\$1,041,169	\$1,041,169
10	EQUIPMENT	250	\$19,100	\$143,339	\$162,439
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$54,260	\$509,000	\$563,260
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$120,000	\$0	\$120,000
18	CAP. OTLY.	450	\$0	\$165,000	\$165,000
19	GR. TOTAL		\$6,852,452	\$5,000,938	\$11,853,390

20 **Healthy Futures Fund \$ 5,000,938**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$6,852,452
3	FEDERAL MATCHING GRANTS –IN-AID		\$0
4	SPECIAL FUNDS		\$5,000,938
5	TOTAL		\$11,853,390

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the DMHSA and *shall* be used to
8 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
10 Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$61,802
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12 **Healthy Futures Fund-\$7,309; General Fund-\$54,493**

13 **Section 4. Special Pay.** The amount below in this Subsection is appropriated from
14 the General Fund Object Category 111 and *shall* be used to fund all Special Pay, to include Night
15 Differential Pay and ten percent (10%) Hazardous Pay in Fiscal Year 2011 for eligible classified
16 employees funded within this Subsection.

17	SPECIAL PAY	111 Total	\$238,668
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18 **Section 5. Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are appropriated
20 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
21 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DMHSA.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$514,607
WATER/SEWER	Utility Cost Account	\$17,566
MED/DENTAL INSURANCE	Health Benefit Account	\$213,406
TOTAL		\$745,579

Health Benefits: \$30,400-Healthy Futures Fund; \$183,006-General Fund

Section 6. Department of Mental Health and Substance Abuse (DMHSA) – Detoxification & Rehabilitation Services. The sum of Eight Hundred Eighty-three Thousand Two Hundred Dollars (**\$883,200**) is appropriated from the General Fund to the DMHSA for Fiscal Year 2011 for outsourcing of drug and alcohol detoxification, rehabilitation, and prevention services, *provided* that the expenditure of such funds *shall* comply with Title 48 USC §1421b(p).

Section 7. Re-appropriation of Unexpended and Unencumbered Appropriations to the Department of Mental Health and Substance Abuse (DMHSA) for the Amended Comprehensive Implementation Plan (ACIP). The unexpended and unencumbered appropriation remaining as of August 1, 2010, the sum of Two Million Dollars (**\$2,000,000**), from the appropriation contained in Chapter 4, Section 3(b) of Public Law 29-02 is hereby re-appropriated to DMHSA in order to comply with the Court-Ordered Amended Comprehensive Implementation Plan (Permanent Injunction) approved by the District Court for Fiscal Year 2011. This re-appropriation *shall not* be subject to the transfer authority of *I Maga’lahen Guâhan*.

1 **CHAPTER III**

2 **PART IV - DEPARTMENT OF INTEGRATED SERVICES FOR INDIVIDUALS WITH**
3 **DISABILITIES**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
5 Department of Integrated Services for Individuals with Disabilities (DISID) *shall* retain its
6 funding levels according to the maintenance of effort and according to its expenditure levels in
7 Fiscal Year 2010.

8 **Section 2. Appropriation.** Funds provided in this Section are hereby appropriated
9 and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to
10 the DISID for its operations in Fiscal Year 2011.

11 This appropriation *shall* be expended in accordance with object class allocations outlined
12 below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$282,188	\$0	\$282,188
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$98,100	\$0	\$98,100
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$68,040	\$513,881	\$581,921
8	OFF. RENTAL	233	\$118,128	\$0	\$118,128
9	SUP. & MAT.	240	\$4,000	\$0	\$4,000
10	EQUIPMENT	250	\$0	\$0	\$0
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$609,955	\$0	\$609,955
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$15,500	\$0	\$15,500
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$1,195,911	\$513,881	\$1,709,792

20 **Healthy Futures Fund \$513,881**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,195,911
3	FEDERAL MATCHING GRANTS-IN-AID	\$2,992,651
4	SPECIAL FUNDS	\$513,881
5	TOTAL	\$4,702,443

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the DISID and *shall* be used to
 8 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
 10 Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$4,464
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12 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are appropriated
 14 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
 15 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DISID.

16	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
17	POWER	Utility Cost Account	\$0
18	WATER/SEWER	Utility Cost Account	\$0
19	MED/DENTAL INSURANCE	Health Benefit Account	\$14,127
20	TOTAL		\$14,127

CHAPTER IV
UNIFIED JUDICIARY

Section 1. Appropriation. The amounts specified in this Section are appropriated and authorized from the General Fund and Federal Matching Grants-in-Aid to the Unified Judiciary for its operations in Fiscal Year 2011.

It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and departments *shall* be taken into consideration to determine the current appropriation level needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material external funds received *shall* be used to maximize services and programs of the agencies through pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial reporting of these funds to the citizens of Guam. For FY 2011 the Unified Judiciary will be the recipient of the following federal funds below:

SUMMARY OF FEDERAL FUNDS-UNIFIED JUDICIARY

FUNDING SOURCE	AMOUNT
JABG: JUVENILE DRUG COURT	25,700
MENTAL HEALTH COURT	250,000
EDWARD BYRNE	454,999
STOP VAW	26,836
CHILD SUPPORT	250,264
EDUCATION SUBGRANTS	52,000
USDA RURAL DEVELOPMENT	100,000
PROJECT SAFE NEIGHBORHOODS	47,527
SEX OFFENDER MGT PLANNING	50,000
ARRA	6,697,932
GR. TOTAL	7,955,457

Source: Unified Judiciary Budget Hearing Presentation for FY 2011

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$23,121,379
3	FEDERAL MATCHING GRANTS-IN-AID	\$1,016,312
4	SPECIAL FUNDS	\$145,000
5	TOTAL	\$24,282,691

6 **Section 2. Court-Appointed Attorney Fees.** The sum of Eight Hundred Thousand
7 Dollars (**\$800,000**) is appropriated from the General Fund for Fiscal Year 2011 to the Unified
8 Judiciary for the sole purpose of paying court-appointed attorney fees arising from the defense of
9 indigent clients. Said funds *shall* be deposited into the Judicial Client Services Fund account, as
10 created by Title 7, Guam Code Annotated, Division 1, Chapter 9.6, and *shall not* be subject to
11 any transfer authority. Any unexpended funds appropriated herein *shall* be reverted to the
12 General Fund at the end of FY 2011.

13 **Section 3. Adult and Juvenile Drug Courts.** The sum of Six Hundred Ninety-eight
14 Thousand Nine Hundred Fifty-two Dollars (**\$698,952**) is appropriated from the General Fund to
15 the Unified Judiciary for the operations of the Adult and Juvenile Drug Courts for Fiscal Year
16 2011.

17 **Section 4. Family Visitation Center.** The sum of One Hundred Forty-five
18 Thousand Dollars (**\$145,000**) is appropriated from the Safe Streets Fund, for Fiscal Year 2011,
19 to the Unified Judiciary to pay for contractual services for the operation of the Family Visitation
20 Center, *provided*, that the Judiciary must comply with §18125 (c) and (d) of Title 16, Guam
21 Code Annotated, and §9211 (b) of Title 7, Guam Code Annotated.

22 **Section 5. Transfer Authority of the Judiciary of Guam.** The Unified Judiciary in
23 FY 2011 is authorized to transfer funds from the appropriation made in Section 1 into the
24 appropriations made in Sections 2, 3 and 4, but *shall not* transfer appropriations out from the
25 appropriations made in these Sections into Section 1.

26 **Section 6. Continuing Appropriation to the Judiciary.** The unexpended balance
27 of the funds appropriated to the Unified Judiciary for Fiscal Year 2010 *shall not* lapse and is
28 available to the Unified Judiciary for expenditures in Fiscal Year 2011.

1 **CHAPTER V**

2 **EXECUTIVE BRANCH**

3 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that the

4 Fiscal Year 2011 Budget submitted by the Administration on January 29, 2010 contains
5 information and assumptions requiring adjustments based upon the most recent financial reports
6 compiled by various executive branch agencies and the Office of Finance and Budget. The
7 financial team representing the Administration in a public hearing on the revenue projections
8 contained in the Fiscal Year 2011 budget submittal revised downward the estimated revenues,
9 factoring in most current financial reports. The Office of Finance and Budget, along with the
10 Special Economic Services and the Special Accounting Services work groups, independently
11 reviewed the additional information and concur that a reduction in revenue estimates is
12 necessary.

13 To manage the gap between the adopted revenue estimates and the actual revenues
14 collected during Fiscal Year 2010, the Administration has determined its priorities for the
15 various departments and agencies by the implementation of a reserve allotment schedule for the
16 expenditures of the appropriations approved in the Fiscal Year 2010 Budget.

17 The revised revenue estimates correspondingly require an adjustment in the budget
18 allocations for all departments and agencies receiving support from the General Fund from the
19 levels presented in the Administration’s Fiscal Year 2011 budget submittal. While challenged
20 with this task, *I Liheslaturan Guåhan*, in arriving at the funding levels contained herein, is
21 guided by the priorities of the Administration as reflected in its reserve of the allotment released
22 of the authorized appropriations for Fiscal Year 2010.

23 **Section 2. Appropriation.** The amounts specified in the Summary of Base
24 Operational Appropriation in Subsections (a) through (dd) are hereby appropriated and
25 authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid,
26 specified in the respective Summary of Base Operational Appropriation Funding Source, to the
27 agencies, departments and offices in each Subsection for its operations in Fiscal Year 2011. This
28 appropriation *shall* be expended in accordance with object class allocations outlined below.

1 (a) **OFFICE OF I MAGA'LAHI**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$3,268,039	\$239,673	\$3,507,712	
OT/SP	112	\$223,494	\$0	\$223,494	
BENEFITS	113	\$906,242	\$79,930	\$986,172	
TRAVEL/MILE	220	\$0	\$42,500	\$42,500	
CONT. SERV.	230	\$920,000	\$7,500	\$927,500	
OFF. RENTAL	233	\$35,000	\$0	\$35,000	
SUP. & MAT.	240	\$70,633	\$3,500	\$74,133	
EQUIPMENT	250	\$55,855	\$0	\$55,855	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$71,993	\$7,500	\$79,493	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$91,000	\$7,500	\$98,500	
CAP. OTLY.	450	\$75,000	\$0	\$75,000	
GR. TOTAL		\$5,717,256	\$388,103	\$6,105,359	

22 **Indirect Cost Fund \$388,103**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$5,717,256
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$388,103
5	TOTAL	\$6,105,359

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the sum
7 of Four Million Two Hundred Four Thousand Eight Hundred Eighty-seven Dollars
8 (**\$4,204,887**) be appropriated from the General Fund to the Executive Direction within
9 the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent
10 of *I Liheslaturan Guåhan* that the sum of Six Hundred Fifty-eight Thousand Nine
11 Hundred Twenty-two Dollars (**\$658,922**) be appropriated from the General Fund to the
12 Government House within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal
13 Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of One Hundred
14 Eighty-one Thousand Nine Hundred Thirty-five Dollars (**\$181,935**) be appropriated from
15 the General Fund, and the sum of Two Thousand Five Hundred Dollars (**\$2,500**) be
16 appropriated from the Indirect Cost Fund to the Bureau of Information Technology
17 within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the
18 intent of *I Liheslaturan Guåhan* that the sum of Six Hundred Sixty-three Thousand Four
19 Hundred Fifty-eight Dollars (**\$663,458**) be appropriated from the General Fund to the
20 Medical Referral Office within the Office of *I Maga'låhen Guåhan* for its operations in
21 Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of Three
22 Hundred Thirty-three Thousand Four Hundred Six Dollars (**\$333,406**) be appropriated
23 from the General Fund to the Guam Liaison Office, Washington D.C. within the Office
24 of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I*
25 *Liheslaturan Guåhan* that the sum One Million Twenty-one Thousand Fifty-four Dollars
26 (**\$1,021,054**) be appropriated from the General Fund, and Thirty-five Thousand Dollars
27 (**\$35,000**) from the Indirect Cost Fund to the Lt. Governor's Office within the Office of *I*
28 *Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I*
29 *Liheslaturan Guåhan* that the sum of Three Hundred Fifty Thousand Six Hundred Three

1 Dollars (**\$350,603**) be appropriated from the Indirect Cost to the Guam State
 2 Clearinghouse, and Training and Continuing Education within the Office of *I*
 3 *Maga'låhen Guåhan* for its operations in Fiscal Year 2011.

4 It is further the intent of *I Liheslaturan Guåhan* that the sum of Seventy-three
 5 Thousand Three Hundred Seventeen Dollars (**\$73,317**) be allocated from Office of the
 6 Governor to the Department of *Chamorro* Affairs as follows:

7 Object Class 111: Fifty-four Thousand Nine Hundred Eighty-eight Dollars
 8 (**\$54,988**); and,

9 Object Class 113: Eighteen Thousand Three Hundred Twenty-nine Dollars
 10 (**\$18,329**).

11 (2) **Increments and Promotions.** The amount below in this Subsection is
 12 appropriated from the General Fund to Object Category 111 to the Office of *I Maga'lahi*
 13 and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
 14 classified employees funded within this Subsection for satisfactory performance pursuant
 15 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

16 INCREMENTS AND PROMOTIONS 111 Total \$0

17 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 18 **Administered by the Department of Administration.** The amounts below are
 19 appropriated from the General Fund to the Cost Account identified in this Subsection and
 20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 21 in Fiscal Year 2011 for the Office of *I Maga'lahi*.

22	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
24	POWER	Utility Bank Fund	\$4,000
25	WATER/SEWER	Utility Bank Fund	\$4,000
26	MED/DENTAL INSURANCE	Health Benefit Fund	\$0
27	VACANCIES	Vacancy Pool Fund	\$0
28	TOTAL		\$8,000

29 (4) **Indirect Cost Fund.** The sum of Thirty Thousand Dollars (**\$30,000**) is
 30 appropriated from the Indirect Cost Fund to the Guam State Clearinghouse for costs such

1 as training, supplies and equipment associated with negotiating and administering the
2 Government of Guam's indirect cost rate in Fiscal Year 2011.

1 (b) ANCESTRAL LANDS COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$128,399	\$0	\$128,399	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$43,136	\$0	\$43,136	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$0	\$0	
OFF. RENTAL	233	\$31,334	\$0	\$31,334	
SUP. & MAT.	240	\$500	\$0	\$500	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$3,000	\$0	\$3,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$206,369	\$0	\$206,369	

21

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$206,369
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$206,369

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Ancestral Lands
8 Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111	Total	\$981
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Ancestral Lands Commission.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$5,538
VACANCIES	Vacancy Pool Fund	\$0
TOTAL	`	\$5,538

1 (c) **BUREAU OF BUDGET AND MANAGEMENT RESEARCH**
 2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$188,888	\$324,754	\$513,642
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$30,268	\$114,116	\$144,384
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$13,170	\$0	\$13,170
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$2,000	\$0	\$2,000
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$14,333	\$0	\$14,333
19	CAP. OTLY.	450	\$0	\$0	\$0
20	GR. TOTAL		\$248,659	\$438,870	\$687,529

18 **Indirect Cost Fund \$438,870**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$248,659
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$438,870
5	TOTAL	\$687,529

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Bureau of Budget and
8 Management Research and *shall* be used to fund all increments and promotions in Fiscal
9 Year 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$18,585
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Bureau of Budget and Management Research.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$4,501
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$4,501

(3) **Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year 2011.** The sum of Thirty Thousand Dollars (**\$30,000**) is appropriated from the Indirect Cost Fund to the Bureau of Budget and Management Research for costs such as training, supplies and equipment associated with negotiating and administering the government of Guam’s indirect cost rate in Fiscal Year 2011.

(4) The sum of Six Hundred Thirty-seven Thousand Five Hundred Eighty-one Dollars (**\$637,581**) is appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the Bureau of Budget and Management Research for its Base Operational use as outlined in Chapter V Subsection (c). The Director of the Bureau of Budget and Management Research *shall* submit an expenditure plan by object category to the Office of Finance and Budget within thirty (30) days of the enactment of this Act.

1 (d) CIVIL SERVICE COMMISSION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$580,015	\$0	\$580,015	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$187,180	\$0	\$187,180	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$10,208	\$0	\$10,208	
OFF. RENTAL	233	\$24,000	\$0	\$24,000	
SUP. & MAT.	240	\$1,000	\$0	\$1,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$3,000	\$0	\$3,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$805,403	\$0	\$805,403	

17

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$805,403
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$805,403

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Civil Service
8 Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$7,401
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Civil Service Commission.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$25,570
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$25,570

1 (e) DEPARTMENT OF ADMINISTRATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$3,954,496	\$247,653	\$4,202,149	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$1,340,355	\$86,643	\$1,426,998	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$614,047	\$0	\$614,047	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$24,237	\$4,073	\$28,310	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$375,000	\$0	\$375,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$6,308,135	\$338,369	\$6,646,504	

19

20 Indirect Cost Fund \$338,369

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$6,308,135
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$338,369
5	TOTAL		\$6,646,504

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 to the Department of
 8 Administration and *shall* be used to fund all increments and promotions in Fiscal Year
 9 2011 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$93,754
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund to Object Category 111 and *shall* be used to fund all Special Holiday
 14 Pay in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

15	SPECIAL PAY	111 Total	\$5,143
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16 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 17 **Administered by the Department of Administration.** The amounts below are
 18 appropriated from the General Fund to the Cost Account identified in this Subsection and
 19 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 20 in Fiscal Year 2011 for the Department of Administration.

21	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
22			
23	POWER	Utility Bank Fund	\$168,061
24	WATER/SEWER	Utility Bank Fund	\$40,476
25	MED/DENTAL INSURANCE	Health Benefit Fund	\$179,708
26	VACANCIES	Vacancy Pool Fund	\$0
27	TOTAL		\$388,244
28	Indirect Cost Fund \$50,516 (Power)		

1 (4) **Support of Child in Custody (Title 19 GCA §5116).** The sum of Six
2 Hundred Eighty-four Thousand One Hundred Seventy Dollars (**\$684,170**) is appropriated
3 from the General Fund for Fiscal Year 2011 to the Department of Administration for the
4 *sole* purpose of paying orders of the court pursuant to §5116, Title 19, Guam Code
5 Annotated.

6 (5) **Residential Treatment Fund.** The sum of One Million Two Hundred
7 Thousand Dollars (**\$1,200,000**) is appropriated from the General Fund to the Department
8 of Administration (DOA) in Fiscal Year 2011 to pay the expenses of persons under the
9 jurisdiction of the Superior Court of Guam who require residential care because of
10 physical, mental or emotional disabilities, or severe emotional disturbances. All such
11 persons and their escorts referred off Guam for treatment and care *shall* submit to the
12 Director of Administration appropriate documentation to justify and receive
13 reimbursement of their travel expenses. The Director of Administration *shall* submit
14 reports to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* describing all
15 expenditures made pursuant to this appropriation *no later than* thirty (30) days after the
16 end of each quarter of Fiscal Year 2011 and post the same on the DOA website.

17 (6) **Government Claims Fund.** The sum of One Hundred Thousand Dollars
18 (**\$100,000**) is appropriated from the General Fund to the Department of Administration
19 for the Government Claims Fund for payment of approved government claims in Fiscal
20 Year 2011. The Director of Administration *shall, no later than* thirty (30) days after the
21 close of each quarter of Fiscal Year 2011, submit a report to the Speaker of *I*
22 *Liheslaturan Guåhan* describing expenditures made pursuant to this appropriation, and
23 post the same on the Department's website.

24 (7) **Government of Guam's General Purpose Financial Statement and**
25 **Single Audit Report.** The sum of Three Hundred Seventy-seven Thousand Dollars
26 (**\$377,000**) is appropriated from the General Fund to the Department of Administration
27 for the Fiscal Year 2010 Audit of the Government of Guam's General Purpose Financial
28 Statement and the Single Audit Report. The Public Auditor *shall* administer said funds
29 and *shall* oversee the annual audit.

1 (8) **Single Audit Report on the Tourist Attraction Fund.** The sum of
2 Eighteen Thousand Dollars (**\$18,000**) is appropriated from the Tourist Attraction Fund to
3 the Department of Administration for the Fiscal Year 2010 Audit of the Government of
4 Guam’s Tourist Attraction Fund Financial Statement and Single Audit Report. The
5 Public Auditor *shall* administer said funds and *shall* oversee the annual audit.

6 (9) **Single Audit Report on Guam Highway Fund.** The sum of Eighteen
7 Thousand Dollars (**\$18,000**) is appropriated from the Guam Highway Fund to the
8 Department of Administration for the Fiscal Year 2010 Audit of the Government of
9 Guam’s Highway Fund Financial Statement and Single Audit Report. The Public
10 Auditor *shall* administer said funds and *shall* oversee the annual audit.

11 (10) **Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year**
12 **2011 for Training and Continuing Education.** The sum of Thirty Thousand Dollars
13 (**\$30,000**) is appropriated from the Indirect Cost Fund to the Department of
14 Administration for training and continuing education of persons employed as government
15 accountants, and in related positions. Of the amount appropriated in this Subsection, the
16 amount of Four Thousand Dollars (**\$4,000**) *shall* be used for the Department of
17 Administration to conduct workshop training for citizen centric reporting.

18 (11) **Appropriation for Bank Fees and the Department of Administration.**
19 *I Liheslaturan Guåhan* recognizes the benefit of efficient cash management to the
20 operations of the government of Guam. By accepting various modes of payments, *I*
21 *Liheslaturan Guåhan* understands that its constituency *shall* be provided with options
22 whereby debts owed to the government of Guam can be satisfied. It is the intent *I*
23 *Liheslaturan Guåhan* to promote payment of these debts by accepting various payment
24 options.

25 *I Liheslaturan Guåhan* also recognizes that accepting various payment options
26 present additional cost to the government of Guam. Whereas, *I Liheslaturan Guåhan*
27 recognizes that use of credit cards and debit cards provide a convenient method for
28 citizens to pay their liabilities. Fees incurred to the use of these payment methods
29 represent a convenience to the payer and accordingly *shall not* be a burden to the
30 government of Guam.

1 The government of Guam through the Department of Administration *shall*
2 contract with a third party provider whereby collections of non-cash payments received
3 are processed. The third party service provider *shall* remit the full value of the liability
4 owed by the payer to the government of Guam. The third party service provider *shall*
5 have the ability to accept non-cash payments received and charge necessary fees related
6 to the processing of the payments.

7 The sum of Nine Hundred Thousand Dollars (**\$900,000**) is hereby appropriated
8 from the General Fund for projected first quarter bank fees. The remaining Two Million
9 Seven Hundred Thousand Dollars (**\$2,700,000**) of projected FY 2011 bank fees are
10 embedded as appropriations in the Base Operational Budget in Chapter V Subsection (e).

11 Effective January 1, 2011, the Department of Administration Base Operational
12 Budget *shall* be de-appropriated for all bank fees charged to the government of Guam for
13 payment of taxes, fees or any other payments that result in reduced revenue to the
14 government of Guam. On a monthly basis, all bank fees charged to the government of
15 Guam *shall* be de-appropriated from the Base Operational Budget in Chapter V
16 Subsection (e) and re-appropriated to said bank fees.

17 The Director of the Department of Administration *shall* provide a report to *I*
18 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* by January 15, 2011, on
19 the status of the mandate set forth in this Section and *shall* appear before the Committee
20 on Appropriations and present the findings. In the event that bank fees are still being
21 charged after January 1, 2011, a monthly de-appropriation report *shall* be sent to *I*
22 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* *no later than* the 15th of
23 the following month.

24 (12) The sum of One Million Five Hundred Dollars (**\$1,000,500**) is
25 appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the
26 Department of Administration for its Base Operational use as outlined in Chapter V
27 Subsection(e). The Director of the Department of Administration *shall* submit an
28 expenditure plan by object category to the Bureau of Budget and Management Research
29 and the Office of Finance and Budget within thirty (30) days of the enactment of this Act.

1 (f) **GUAM ELECTION COMMISSION**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$189,715	\$0	\$189,715	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$70,417	\$0	\$70,417	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$493,767	\$0	\$493,767	
OFF. RENTAL	233	\$111,539	\$0	\$111,539	
SUP. & MAT.	240	\$6,000	\$0	\$6,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$208,400	\$0	\$208,400	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$12,850	\$0	\$12,850	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,092,688	\$0	\$1,092,688	

17

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,092,688
3	FEDERAL MATCHING GRANTS -IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,092,688

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to
7 appropriate the sum of One Hundred Twenty-four Thousand Five Hundred Ninety-two
8 Dollars (**\$124,592**) from the General Fund to the Guam Election Commission to cover
9 the shortfall from the Special Election held in March of 2010, in addition to their initial
10 request in the following Object Classes:

- 11 Object Class 230: One Hundred Thousand Dollars (**\$100,000**); and
- 12 Object Class 233: Twenty-four Thousand Five Hundred Ninety-two Dollars
13 (**\$24,592**).

14 The sum of Two Hundred Fifty Thousand Dollars (**\$250,000**) shall be
15 appropriated from the General Fund to the Guam Election Commission in Object
16 Category 290 pursuant to Title 3, Guam Code Annotated, Chapter 21 the Guam
17 Decolonization Registry. Pursuant to Guam law, *at least* seventy percent (70%) of those
18 eligible to vote pursuant to Title 1, Guam Code Annotated, Chapter 21 must be registered
19 in the Decolonization Registry before a plebiscite can be scheduled. *I Liheslaturan*
20 *Guåhan* intends that the GEC efforts to update the Decolonization Registry be prioritized
21 and expedited, toward the goal of obtaining registrations of approximately seventy
22 percent (70%) of those persons eligible to vote in the plebiscite in the next fiscal year.

23 (2) **Increments and Promotions.** The amount below in this Subsection is
24 appropriated from the General Fund to Object Category 111 to the Guam Election
25 Commission and shall be used to fund all increments and promotions in Fiscal Year 2011
26 for eligible classified employees funded within this Subsection for satisfactory
27 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

28	INCREMENTS AND PROMOTIONS	111 Total	\$0
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29 (3) **Agency expenses appropriated to central cost funds administered by**
30 **the Department of Administration.** The amounts below are appropriated from the

1 General Fund to the Cost Fund identified in this Subsection and *shall* be used to fund
2 Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011
3 for the Guam Election Commission.

	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
6	POWER	Utility Bank Fund	\$0
7	WATER/SEWER	Utility Bank Fund	\$0
8	MEDICAL & DENTAL INSURANCE	Health Benefit Fund	\$12,700
9	VACANCIES	Vacancy Pool Fund	\$0
10	TOTAL		\$12,700

1 (g) DEPARTMENT OF REVENUE AND TAXATION

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$5,702,477	\$501,592	\$6,204,068	
OT/SP	112	\$138,609	\$11,370	\$149,979	
BENEFITS	113	\$1,919,548	\$137,737	\$2,057,285	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$1,473,892	\$1,473,892	
OFF. RENTAL	233	\$1,244,849	\$0	\$1,244,849	
SUP. & MAT.	240	\$0	\$137,730	\$137,730	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$1,000	\$0	\$1,000	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$30,000	\$0	\$30,000	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$9,036,483	\$2,262,321	\$11,298,803	

17

18 Better Public Service Fund \$1,576,609 (230-\$1,438,879; 240-\$137,730)

19 Tax Collection Enhancement Fund \$685,712 (111-\$501,592; 112-\$11,370; 113-\$137,737;
20 230-\$35,013)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$9,036,483
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$2,262,321
5	TOTAL	\$11,298,803

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the
 7 Department of Revenue and Taxation *shall* utilize funds appropriated into Object
 8 Categories 111 and 113 for the purpose of funding any vacancies to be recruited for in
 9 Fiscal Year 2011.

10 It is further the intent of *I Liheslaturan Guåhan* that external funds available to
 11 agencies and departments *shall* be taken into consideration to determine the current
 12 appropriation level needed. As to maximize the use of these funds, *I Liheslaturan*
 13 *Guahan* intends that material external funds received *shall* be used to maximize services
 14 and programs of the agencies through pursuit of indirect cost reimbursements and use of
 15 ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also
 16 aspires for complete transparency in the financial reporting of these funds to the citizens
 17 of Guam. For FY 2011, the Department of Revenue and Taxation will be the recipient of
 18 the following federal funds below:

19 **SUMMARY OF FEDERAL FUNDS-DEPARTMENT OF REVENUE AND TAXATION**

20	FUNDING SOURCE	AMOUNT
21	STATE FISCAL STABILIZATION FUND	3,600,000
22	GR. TOTAL	3,600,000

23 **Source: State Fiscal Stabilization Fund Application-Department of Revenue and**
 24 **Taxation**

25 (2) **Increments and Promotions.** The amount below in this Subsection is
 26 appropriated from the General Fund and the Tax Collection Enhancement Fund to Object
 27 Category 111 to the Department of Revenue and Taxation and *shall* be used to fund all
 28 increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 29 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
 30 4, Guam Code Annotated.

1 INCREMENTS AND PROMOTIONS 111 Total \$6,671

2 **Tax Collection Enhancement Fund (111-\$3,284)**

3 **General Fund (111-\$3,388)**

4 (3) **Agency Expenses Appropriated to Central Cost Accounts**
5 **Administered by the Department of Administration.** The amounts below are
6 appropriated from the General Fund and the Tax Collection Enhancement Fund to the
7 Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer,
8 Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of
9 Revenue and Taxation.

10	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
11	POWER	Utility Bank Fund	\$0
12	WATER/SEWER	Utility Bank Fund	\$113,764
13	MED/DENTAL INSURANCE	Health Benefit Fund	\$272,737
14	VACANCY POOL	Vacancy Pool Fund	\$0
15	TOTAL		\$386,501

16 **Tax Collection Enhancement Fund (Health Benefits-\$23,990, Water/Sewer**
17 **\$113,764)**

18 **General Fund (Health Benefits-\$248,747)**

19 (4) **Appropriation to Department of Revenue and Taxation for Income**
20 **Tax Refund Compensation Plan.** The sum of Thirty Thousand Dollars (**\$30,000**) is
21 appropriated from the General Fund to the Department of Revenue and Taxation for
22 purpose of funding the incentive compensation plan required in Chapter I Section 8.

23 (5) **Re-appropriation of Unexpended and Unencumbered Appropriations**
24 **to the Department of Revenue and Taxation for the hiring of vacancies.** The
25 unexpended and unencumbered appropriations remaining as of August 1, 2010, the sum
26 of Three Hundred Thousand Dollars (**\$300,000**) from the appropriation contained in
27 Section 11, Chapter 1 of Public Law 29-03, is hereby re-appropriated to the Department
28 of Revenue and Taxation to fill their vacancies, which may include a tax attorney. This
29 re-appropriation *shall not* be subject to the transfer authority of *I Maga'lahaen Gu'ahan*.

1 (h) BUREAU OF STATISTICS AND PLANS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$825,485	\$0	\$825,485
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$273,628	\$0	\$273,628
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$0	\$0
OFF. RENTAL	233	\$21,000	\$0	\$21,000
SUP. & MAT.	240	\$6,474	\$0	\$6,474
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$0	\$0
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$9,000	\$0	\$9,000
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$1,135,587	\$0	\$1,135,587

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,135,587
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,135,587

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Bureau of Statistics
8 and Plans and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$15,378
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for the Bureau of Statistics and Plans.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$32,110
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$32,110

1 (i) **DEPARTMENT OF PUBLIC WORKS**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$5,590,106	\$6,329,923	\$11,920,029
5	OT/SP	112	\$0	\$59,712	\$59,712
6	BENEFITS	113	\$1,962,667	\$2,140,856	\$4,103,523
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$53,559	\$2,718,851	\$2,772,410
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$561,248	\$1,704,435	\$2,265,683
11	EQUIPMENT	250	\$0	\$635,070	\$635,070
12	WRK. COMP.	270	\$0	\$6,000	\$6,000
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$5,250	\$5,250
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$45,600	\$72,135	\$117,735
19	CAP. OTLY.	450	\$18,000	\$510,000	\$528,000
20	GR. TOTAL		\$8,231,180	\$14,182,232	\$22,413,412

21 **DPW Building & Design Fund \$541,175 (111-\$293,980; 113-\$88,777; 230-\$60,664; 240-\$7,684; 250-\$40,070; 450-\$50,000)**

22 **Solid Waste Operations Fund \$6,211,816 (111-\$1,384,680; 112-\$59,712; 113-\$496,767; 230-\$2,215,236; 240-\$1,003,380; 250-\$575,000; 270- \$5,000; 363-\$12,041; 450-\$460,000)**

23 **Territorial Highway Fund \$7,429,241 (111- \$4,651,263; 113-\$1,555,312; 230-\$442,951; 240- \$693,371; 250-\$ 20,000; 270- \$1,000; 290- \$5,250; 363-\$ 60,094)**

24 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

1	GENERAL FUND	\$8,231,180
2	FEDERAL MATCHING GRANTS-IN-AID	\$0
3	SPECIAL FUNDS	\$14,182,232
4	TOTAL	\$22,413,412

5 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the sum
 6 of Five Hundred Sixty-two Thousand Twelve Dollars **(\$562,012)** from the Base
 7 Operational Budget in this Subsection (i) to fund the Capital Improvements Division of
 8 the Department of Public Works pursuant to Public Laws 30-25 & 30-84 with respect to
 9 the International Building Code (IBC) as adopted by the government of Guam. The total
 10 amounts *shall* be allocated in the following Object Classes for the Capital Improvements
 11 Division:

12 Object Class 111: Two Hundred Ninety-three Thousand Nine Hundred Eighty
 13 Dollars **(\$293,980).**

14 Object Class 113: Eighty-eight Thousand Seven Hundred Seventy-seven
 15 Dollars **(\$88,777).**

16 Object Class 230: Sixty Thousand Six Hundred Sixty-four Dollars **(\$60,664).**

17 Object Class 240: Seven Thousand Six Hundred Eighty-three Dollars
 18 **(\$7,683).**

19 Object Class 250: Forty Thousand Seventy Dollars **(\$40,070).**

20 Object Class 450: Fifty Thousand Dollars **(\$50,000).**

21 Benefits Account: Fifteen Thousand Three Hundred Thirty Dollars **(\$15,330).**

22 Increments/Promotions: Five Thousand Five Hundred Eight Dollars **(\$5,508).**

23 (2) **Increments and Promotions.** The amount below in this Subsection is
 24 appropriated from the General Fund to Object Category 111 to the Department of Public
 25 Works and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
 26 eligible classified employees funded within this Subsection for satisfactory performance
 27 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

28 INCREMENTS AND PROMOTIONS 111 Total \$224,717

29 General Fund-\$100,543; Guam Highway Fund-\$100,133; Solid Waste Operations Fund-
 30 \$18,533; DPW Building and Design Fund-\$5,508

1 (3) **Agency Expenses Appropriated to Central Cost Accounts**
2 **Administered by the Department of Administration.** The amounts below are
3 appropriated from the General Fund, the Guam Highway Fund and the Solid Waste
4 Operations Fund to the Cost Account identified in this Subsection and *shall* be used to
5 fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year
6 2011 for the Department of Public Works.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$943,688
WATER/SEWER	Utility Bank Fund	\$162,300
MEDICAL & DENTAL INSURANCE	Health Benefit Fund	\$610,157
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$1,716,145
Power: Solid Waste Operations Fund \$99,000, Guam Highway Fund \$844,688		
Water: General Fund \$123,300, Solid Waste Operations Fund \$39,000		
Health Benefits: General Fund \$326,490, Solid Waste Operations Fund \$78,277,		
Guam Highway Fund \$190,061, DPW Building and Design Fund \$15,330		

1 (j) **CONTRACTORS LICENSE BOARD**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$342,835	\$342,835	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$126,097	\$126,097	
TRAVEL/MILE	220	\$0	\$16,000	\$16,000	
CONT. SERV.	230	\$0	\$72,980	\$72,980	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$11,055	\$11,055	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$4,200	\$4,200	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$12,000	\$12,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$585,167	\$585,167	

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18 **Contractors License Board Fund \$585,167**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$585,167
5	TOTAL	\$585,167

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Contractors License Board Fund to Object Category 111 for the
8 Contractors License Board and *shall* be used to fund all increments and promotions in
9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$6,470
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the Contractors License Board Fund to the Cost Account identified in
15 this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental
16 Insurance and Vacancies in Fiscal Year 2011 for the Contractors License Board.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$5,500
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$23,156
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$28,656

1 (k) PEALS BOARD

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$72,862	\$72,862	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$23,910	\$23,910	
TRAVEL/MILE	220	\$0	\$3,500	\$3,500	
CONT. SERV.	230	\$0	\$30,845	\$30,845	
OFF. RENTAL	233	\$0	\$18,000	\$18,000	
SUP. & MAT.	240	\$0	\$2,500	\$2,500	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$60,679	\$60,679	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$2,900	\$2,900	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$215,196	\$215,196	

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18 PEALS Fund \$215,196

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$215,196
5	TOTAL	\$215,196

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Professional Engineers, Architects and Land Surveyors (PEALS)
8 Board Fund to Object Category 111 for the PEALS Board and *shall* be used to fund all
9 increments and promotions in Fiscal Year 2011 for eligible classified employees funded
10 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title
11 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$2,451
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13 (2) **Agency Expenses Appropriated to Central Cost Accounts**
14 **Administered by the Department of Administration.** The amounts below are
15 appropriated from the Professional Engineers, Architects and Land Surveyors Board
16 Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power,
17 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
18 PEALS Board.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$3,500
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$2,367
VACANCIES	Vacancy Pool Fund	\$20,757
TOTAL		\$26,624

(3) **Funding Source.** The Professional Engineers, Architects and Land Surveyors Board is authorized, for its Fiscal Year 2011 operations, to expend *up to* the level of revenues collected for the Professional Engineers, Architects and Land Surveyors Board Fund in Fiscal Year 2011.

1 (1) **GUAM POLICE DEPARTMENT**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$15,401,914	\$0	\$15,401,914	
OT/SP	112	\$677,533	\$0	\$677,533	
BENEFITS	113	\$5,228,319	\$0	\$5,228,319	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$15,000	\$511,790	\$526,790	
OFF. RENTAL	233	\$232,200	\$0	\$232,200	
SUP. & MAT.	240	\$304,235	\$58,320	\$362,555	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$20,387	\$0	\$20,387	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$147,300	\$0	\$147,300	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$293,052	\$0	\$293,052	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$22,319,941	\$570,110	\$22,890,051	

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18 **Police Services Fund \$570,110**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$22,319,941
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$570,110
5	TOTAL	\$22,890,051

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Guam Police
8 Department and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS 111 Total \$209,150

12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to
14 include Holiday Pay, Night Differential Pay, Hazardous Pay ten percent (10%),
15 Hazardous Pay four percent (4%), and Additional Pay six (6) hours, in Fiscal Year 2011
16 for eligible classified employees funded within this Subsection.

17 SPECIAL PAY 111 Total \$1,752,072

18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the General Fund to the Cost Account identified in this Subsection and
21 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
22 in Fiscal Year 2011 for the Guam Police Department.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$687,368
WATER/SEWER	Utility Bank Fund	\$41,043
MED/DENTAL INSURANCE	Health Benefit Fund	\$666,551
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$1,394,961

1 (m) DEPARTMENT OF CORRECTIONS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$8,526,210	\$0	\$8,526,210	
OT/SP	112	\$432,059	\$0	\$432,059	
BENEFITS	113	\$2,949,505	\$0	\$2,949,505	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$2,056,504	\$1,063,662	\$3,120,166	
OFF. RENTAL	233	\$114,000	\$0	\$114,000	
SUP. & MAT.	240	\$102,515	\$96,000	\$198,515	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$79,800	\$0	\$79,800	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$70,000	\$0	\$70,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$14,330,593	\$1,159,662	\$15,490,255	

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18 DOC Revolving Fund \$1,063,662 (230-\$1,063,662)

19 Safe Streets Act \$96,000 (240-\$96,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$14,330,593
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$1,159,662
5	TOTAL		\$15,490,255

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Department of
 8 Corrections, and *shall* be used to fund all increments and promotions in Fiscal Year 2011
 9 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$106,908
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to
 14 include Night Differential Pay, ten percent (10%) Hazardous Pay in Fiscal Year 2011 for
 15 eligible classified employees funded within this Subsection.

16	SPECIAL PAY	111	Total	\$1,492,904
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17 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 18 **Administered by the Department of Administration.** The amounts below are
 19 appropriated from the General Fund to the Cost Account identified in this Subsection and
 20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 21 in Fiscal Year 2011 for the Department of Corrections.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$991,082
WATER/SEWER	Utility Bank Fund	\$181,183
MED/DENTAL INSURANCE	Health Benefit Fund	\$434,270
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$1,606,535

(4) Re-appropriation of Unexpended and Unencumbered Appropriations to the Department of Corrections.

The sum of Three Million Two Hundred Eighty-three Thousand Five Hundred Eighty-nine Dollars (\$3,283,589) of the unexpended and unencumbered appropriation remaining as of August 1, 2010, from the appropriations contained in Section 4 of Public Law 30-37 is hereby re-appropriated to the Department of Corrections for the payment of prior and current year obligations for prisoners confined in federal facilities of the Federal Bureau of Prisons. This re-appropriation *shall not* be subject to transfer authority of *I Maga'lâhi*.

1 (n) DEPARTMENT OF AGRICULTURE

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4 REG SALARIES	111	\$1,949,459	\$0	\$1,949,459
5 OT/SP	112	\$14,437	\$0	\$14,437
6 BENEFITS	113	\$667,386	\$0	\$667,386
7 TRAVEL/MILE	220	\$5,000	\$0	\$5,000
8 CONT. SERV.	230	\$22,697	\$13,200	\$35,897
9 OFF. RENTAL	233	\$0	\$0	\$0
10 SUP. & MAT.	240	\$14,442	\$18,535	\$32,977
11 EQUIPMENT	250	\$0	\$5,000	\$5,000
12 WRK. COMP.	270	\$1,288	\$0	\$1,288
13 DRUG TEST	271	\$0	\$0	\$0
14 SUBGRANT	280	\$0	\$0	\$0
15 MISC	290	\$0	\$3,400	\$3,400
16 POWER	361	\$0	\$0	\$0
17 WATER/SEWER	362	\$0	\$0	\$0
18 PHONE/TOLL	363	\$25,000	\$4,784	\$29,784
CAP. OTLY.	450	\$0	\$44,000	\$44,000
GR. TOTAL		\$2,699,710	\$88,919	\$2,788,629

17

18 Guam Plant Inspection & Permit Fund \$88,919

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$2,699,710
3	FEDERAL MATCHING GRANTS-IN-AID	\$327,000
4	SPECIAL FUNDS	\$88,919
5	TOTAL	\$3,115,629

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Department of
 8 Agriculture, and *shall* be used to fund all increments and promotions in Fiscal Year 2011
 9 for eligible classified employees funded within this Subsection for satisfactory
 10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$27,769
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
 13 the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to
 14 include Night Differential Pay, ten percent (10%) Hazardous Pay, and eight percent (8%)
 15 Hazardous Pay, in Fiscal Year 2011 for eligible classified employees funded within this
 16 Subsection.

17	SPECIAL PAY	111 Total	\$69,024
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18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 19 **Administered by the Department of Administration.** The amounts below are
 20 appropriated from the General Fund and the Guam Plant Inspection and Permit Fund to
 21 the Cost Account identified in this Subsection and *shall* be used to fund Power,
 22 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
 23 Department of Agriculture.

24	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
26	POWER	Utility Bank Fund	\$126,488
27	WATER/SEWER	Utility Bank Fund	\$36,869
28	MED/DENTAL INSURANCE	Health Benefit Fund	\$92,795
29	VACANCIES	Vacancy Pool Fund	\$0
30	TOTAL		\$256,151

- 1 **Power: General Fund-\$101,488; Guam Plant Inspection & Permit Fund-\$25,000**
- 2 **Water: General Fund-\$34,669; Guam Plant Inspection & Permit Fund-\$2,200**

1 (o) **GUAM PUBLIC LIBRARY SYSTEM**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$795,101	\$0	\$795,101	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$279,033	\$0	\$279,033	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$70,000	\$0	\$70,000	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$20,678	\$0	\$20,678	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$77,123	\$0	\$77,123	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$1,241,934	\$0	\$1,241,934	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,241,934
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,241,934

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the General Fund to Object Category 111 for the Guam Public Library
 8 System, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
 9 eligible classified employees funded within this Subsection for satisfactory performance
 10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$16,290
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are
 14 appropriated from the General Fund to the Cost Account identified in this Subsection and
 15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
 16 in Fiscal Year 2011 for the Guam Public Library System.

17	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
18			
19	POWER	Utility Bank Fund	\$122,845
20	WATER/SEWER	Utility Bank Fund	\$5,639
21	MED/DENTAL INSURANCE	Health Benefit Fund	\$38,644
22	VACANCIES	Vacancy Pool Fund	\$0
23	TOTAL		\$167,127

1 (p) DEPARTMENT OF YOUTH AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$2,511,411	\$103,902	\$2,615,313	
OT/SP	112	\$37,698	\$0	\$37,698	
BENEFITS	113	\$877,744	\$38,185	\$915,930	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$427,096	\$26,122	\$453,218	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$147,458	\$21,590	\$169,048	
EQUIPMENT	250	\$0	\$9,410	\$9,410	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$45,000	\$0	\$45,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$4,046,408	\$199,209	\$4,245,617	

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18 Healthy Futures Fund \$199,209

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND		\$4,046,408
3	FEDERAL MATCHING GRANTS-IN-AID		\$0
4	SPECIAL FUNDS		\$199,209
5	TOTAL		\$4,245,617

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 of the Department of Youth
8 Affairs, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance
10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	32,834
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12 **Healthy Futures Fund-\$1,916**

13 **General Fund-\$30,918**

14 (2) **Special Pay.** The amount below in this Subsection is appropriated from
15 the General Fund Object Category 111, and *shall* be used to fund all Special Pay, to
16 include Holiday Pay, Night Differential Pay and ten percent (10%) Hazardous Pay, in
17 Fiscal Year 2011 for eligible classified employees funded within this Subsection.

18	SPECIAL PAY	111 Total	12,302
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19 (3) **Agency Expenses Appropriated to Central Cost Accounts**
20 **Administered by the Department of Administration.** The amounts below are
21 appropriated from the General Fund to the Cost Account identified in this Subsection and
22 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
23 in Fiscal Year 2011 for the Department of Youth Affairs.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$95,943
WATER/SEWER	Utility Bank Fund	\$15,780
MED/DENTAL INSURANCE	Health Benefit Fund	\$137,358
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$249,081

Health Benefits - Healthy Futures Fund \$6,712; General Fund \$130,646

(4) **Youth Program Appropriation.** The sum of Three Hundred Seventy-one Thousand Six Hundred Seventy-seven Dollars (**\$371,677**) is appropriated from the General Fund for Fiscal Year 2011 to the Department of Youth Affairs (DYA) to fund programs contracted out to non-governmental organizations for youths who are runaways, homeless, or victims of abuse.

(5) **Carry Over Authorization.** The unexpended balance of appropriation pursuant to Public Law 30-101 from the General Fund to the Department of Youth Affairs *shall not* revert to the General Fund and *shall* be available until fully expended for the original purposes of said appropriation.

(q) **GUAM ENVIRONMENTAL PROTECTION AGENCY**
SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$0	\$282,058	\$282,058
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$0	\$99,555	\$99,555
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$248,000	\$248,000
OFF. RENTAL	233	\$0	\$0	\$0
SUP. & MAT.	240	\$0	\$43,248	\$43,248
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$200,000	\$200,000
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$0	\$38,134	\$38,134
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$0	\$910,995	\$910,995

Guam Environmental Fund \$310,796 (111- \$93,128; 113-\$33,321; 230-\$140,000; 240-\$24,344; 363-\$20,003)

Air Pollution Control Fund \$259,795 (111-\$139,129; 113-\$48,830; 230-\$50,000; 240-\$11,836; 363-\$10,000)

Water Protection Fund \$66,231 (111-\$20,946; 113-\$8,607; 230-\$28,000; 240-\$3,616; 363-\$5,062)

Water Research and Development Fund \$74,173(111-\$28,855; 113-\$8,797; 230-\$30,000; 240-\$3,452; 363- \$3,069)

Solid Waste Operations Fund \$200,000 (290-\$200,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$910,995
5	TOTAL	\$910,995

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the Guam
7 Environmental Protection Agency to expend their funds in accordance with the object
8 class appropriations. The Guam Environmental Protection Agency *shall not* have the
9 authority to transfer any funds between object classes. Funds *shall only* be transferred to
10 the travel object class in so much as the funds transferred represent the local match to
11 authorized federal travel.

12 It is the intent of *I Liheslaturan Guåhan* to increase the appropriations level of the
13 Guam Environmental Protection Agency (GEPA). The additional funds *shall* be
14 appropriated from the Tourist Attraction Fund and the Solid Waste Operations Fund. The
15 appropriation recognizes the importance of environmental protection to the island’s
16 fragile ecological balance and continued sustainability. Appropriations from these funds
17 recognize that the cost imposed to the Agency *shall* be offset by funds generated related
18 to these activities.

19 The sum of Two Hundred Thousand Dollars (**\$200,000**) *shall* be appropriated
20 from the Solid Waste Operations Fund to the Guam Environmental Protection Agency.
21 The appropriation recognizes the duties and responsibilities of the Agency related to the
22 closure, monitoring, and opening of the island’s landfills.

23 The Tourist Attraction Fund *shall* provide resources to the Guam Environmental
24 Protection Agency for tasks performed by the Agency related to the monitoring of the
25 island’s beaches and any other tourist infrastructure. As tourism represents a major
26 contributor to the island’s economy, the following appropriation ensures that the island’s
27 beaches are safe for recreational and commercial use.

28 **Beach Monitoring.** The sum of One Hundred Thousand Dollars (**\$100,000**) is
29 hereby appropriated from the Tourist Attraction Fund to the Guam Environmental
30 Protection Agency for the *sole* purpose of beach monitoring. This appropriation *shall*

1 continue to be available until expended. This appropriation is *not* subject to transfer or
 2 use for any other purpose.

3 (2) **Increments and Promotions.** The amount below in this Subsection is
 4 appropriated to Object Category 111 for the Guam Environmental Protection Agency and
 5 *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
 6 classified employees funded within this Subsection for satisfactory performance pursuant
 7 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

8 INCREMENTS AND PROMOTIONS 111 Total \$0

9 (3) **Agency Expenses Appropriated to Central Cost Accounts**
 10 **Administered by the Department of Administration.** The amounts below are
 11 appropriated to the Cost Account identified in this Subsection and *shall* be used to fund
 12 Power, Water/Sewer. Medical and Dental Insurance and Vacancies in Fiscal Year 2011
 13 for the Guam Environmental Protection Agency, and *shall* be funded from Object
 14 Categories 111 and 113 in Chapter V Section 2 (q).

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$81,406
WATER/SEWER	Utility Bank Fund	\$2,770
MED/DENTAL INSURANCE	Health Benefit Fund	\$0
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$84,176

23 **Power: Air Pollution Control Fund-\$20,000; Environmental Trust Fund-\$24, 230;**
 24 **Water Protection Fund-\$19,620; Water Research and Development Fund-**
 25 **\$17,556**

26 **Water: Air Pollution Control Fund-\$1,000; Environmental Trust Fund-\$1,770**

27 (4) **Funding Source.** Funds appropriated in (1) and (2) of this Subsection,
 28 *unless* otherwise specified, are appropriated from the Environmental Fund, the Guam
 29 Environmental Trust Fund, the Water Protection Fund, and the Water Research and
 30 Development Fund.

1 (5) **Transfer Exemption.** The funds appropriated in this Subsection are *not*
2 subject to *I Maga'låhen Guåhan's* transfer authority.

1 (r) DEPARTMENT OF LABOR/AHRD

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$214,856	\$662,984	\$877,840
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$49,613	\$216,341	\$265,954
TRAVEL/MILE	220	\$0	\$5,000	\$5,000
CONT. SERV.	230	\$39,369	\$82,319	\$121,688
OFF. RENTAL	233	\$137,692	\$40,260	\$177,952
SUP. & MAT.	240	\$2,619	\$6,703	\$9,322
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$1,800	\$0	\$1,800
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$898,593	\$41,400	\$939,993
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$30,000	\$9,000	\$39,000
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$1,374,542	\$1,064,006	\$2,438,548

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18 Manpower Development Fund \$ 1,064,006 (111-\$662,984; 113-\$216,341; 220-\$5,000; 230-
19 \$82,319; 233-\$40,260; 240-\$6,703; 290-\$41,400; 363-\$9,000)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$1,374,542
3	FEDERAL MATCHING GRANTS-IN-AID	\$41,400
4	SPECIAL FUNDS	\$1,064,006
5	TOTAL	\$2,479,948

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that an
7 additional allocation of One Hundred Fifty Thousand Dollars (**\$150,000**) to the
8 Department of Labor/Agency for Human Resources Development *shall* be allocated from
9 the Manpower Development Fund. The funds *shall* be used exclusively for the *sole*
10 purpose of Alien Labor Processing and Compliance Inspections.

11 (2) **Increments and Promotions.** The amount below in this Subsection is
12 appropriated from the General Fund to Object Category 111 for the Department of
13 Labor/AHRD, and *shall* be used to fund all increments and promotions in Fiscal Year
14 2011 for eligible classified employees funded within this Subsection for satisfactory
15 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

16	INCREMENTS AND PROMOTIONS	111 Total	\$12,241
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17 General Fund: \$10,596; Manpower Development Fund: \$1,645

18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the Manpower Development Fund to the Cost Account identified in
21 this Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental
22 Insurance and Vacancies in Fiscal Year 2011 for the Department of Labor/AHRD.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$26,277
VACANCIES	Vacancy Pool Fund	\$238,541
TOTAL		\$264,818

Health Benefits Account: General Fund-\$19,774; Manpower Development Fund-\$6,504

(4) **Appropriation to the Worker's Compensation Fund.** The sum of Seven Hundred Ninety-eight Thousand Five Hundred Ninety-three Dollars (**\$798,593**) is appropriated from the General Fund to the Department of Labor for the Worker's Compensation Fund for Fiscal Year 2011 for Worker's Compensation payments pursuant to §9144, Title 22, Guam Code Annotated, including, obligations incurred in past years and in the future. Said appropriation may be used to pay for medical, surgical, and other treatment; nurses; hospital services; medical travel and per diem costs; medicine; crutches; and equipment required by a claimant for such period as his injury and the recovery therefrom may require. Said appropriation *shall not* be expended for disability compensation payments for FTE's funded by this Act. The Director of Labor may use *no more than* Forty Thousand Dollars (**\$40,000**) from said appropriation to pay for legal services for Worker's Compensation hearings.

1 (s) **DEPARTMENT OF PARKS AND RECREATION**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$2,083,179	\$154,000	\$2,237,179	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$730,616	\$46,000	\$776,616	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$58,647	\$0	\$58,647	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$36,000	\$12,694	\$48,694	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$30,000	\$0	\$30,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$2,938,442	\$212,694	\$3,151,136	

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18 **Public Recreation Services Fund \$212,694 (111-\$154,000; 113-\$46,000; 240-\$12,694)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$2,938,442
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$212,694
5	TOTAL	\$3,151,136

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Department of Parks
8 and Recreation, and *shall* be used to fund all increments and promotions in Fiscal Year
9 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$46,012
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12 (2) **Special Pay.** The amount below in this Subsection is appropriated from
13 the General Fund Object Category 111, and *shall* be used to fund all Special Pay, to
14 include 10% Hazardous Pay and 8% Hazardous Pay, in Fiscal Year 2011 for eligible
15 classified employees funded within this Subsection.

16	SPECIAL PAY	111 Total	\$23,689
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17 (3) **Agency Expenses Appropriated to Central Cost Accounts**
18 **Administered by the Department of Administration.** The amounts below are
19 appropriated from the General Fund to the Cost Account identified in this Subsection and
20 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
21 in Fiscal Year 2011 for the Department of Parks and Recreation.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$221,234
WATER/SEWER	Utility Bank Fund	\$401,790
MED/DENTAL INSURANCE	Health Benefit Fund	\$113,582
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$736,606

(4) **Maintenance and Repair of Public Restrooms.** The sum of Five Hundred Twenty Thousand One Hundred Sixty-six Dollars (**\$520,166**) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance and repair of restroom facilities in public parks island-wide for Fiscal Year 2011. *No later than thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation shall submit a quarterly report of the expenditures from this appropriation to the Public Auditor and the Speaker of I Liheslaturan Guåhan, and post the same on the Department’s website.*

(5) **Maintenance of Pool Facilities.** The sum of Three Hundred Forty-Nine Thousand Two Hundred Eleven Dollars (**\$349,211**) is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance of pool facilities for Fiscal Year 2011. These funds *shall* be used for the northern pool and the *Hagåtña* pool. *No later than thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation shall submit a quarterly report of the expenditures from this appropriation to the Public Auditor and the Speaker of I Liheslaturan Guåhan, and post the same on the Department’s website.*

(t) **DEPARTMENT OF LAND MANAGEMENT**
SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	111	\$0	\$1,877,352	\$1,877,352
OT/SP	112	\$0	\$0	\$0
BENEFITS	113	\$0	\$644,094	\$644,094
TRAVEL/MILE	220	\$0	\$0	\$0
CONT. SERV.	230	\$0	\$340,277	\$340,277
OFF. RENTAL	233	\$0	\$305,424	\$305,424
SUP. & MAT.	240	\$0	\$27,972	\$27,972
EQUIPMENT	250	\$0	\$0	\$0
WRK. COMP.	270	\$0	\$0	\$0
DRUG TEST	271	\$0	\$0	\$0
SUBGRANT	280	\$0	\$0	\$0
MISC	290	\$0	\$7,200	\$7,200
POWER	361	\$0	\$0	\$0
WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$0	\$22,693	\$22,693
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$0	\$3,225,011	\$3,225,011

Land Survey Revolving Fund \$3,225,011 (111-\$1,877,352; 113-\$644,094; 230-\$340,277;
233-\$305,424; 240-\$27,972; 290-\$7,200; 363-\$22,693)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$3,225,011
5	TOTAL	\$3,225,011

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Land Survey Revolving Fund to Object Category 111 for the
8 Department of Land Management, and *shall* be used to fund all increments and
9 promotions in Fiscal Year 2011 for eligible classified employees funded within this
10 Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam
11 Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$47,616
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13 (2) **Agency Expenses Appropriated to Central Cost Accounts**
14 **Administered by the Department of Administration.** The amounts below are
15 appropriated from the Land Survey Revolving Fund to the Cost Account identified in this
16 Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance
17 and Vacancies in Fiscal Year 2011 for the Department of Land Management.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$91,784
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$91,784

(3) **Funding Source.** Funds provided for vacancies in this Subsection are appropriated from the Land Survey Revolving Fund. Notwithstanding §60602, Chapter 60 of Title 21, Guam Code Annotated, the appropriation made from the Land Survey Revolving Fund to the Department of Land Management by this Act may be expended for the Department of Land Management’s operations in Fiscal Year 2011.

1 (u) CHIEF MEDICAL EXAMINER

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$256,344	\$0	\$256,344	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$82,979	\$0	\$82,979	
TRAVEL/MILE	220	\$4,500	\$0	\$4,500	
CONT. SERV.	230	\$44,820	\$0	\$44,820	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$6,174	\$0	\$6,174	
EQUIPMENT	250	\$4,285	\$0	\$4,285	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$35	\$0	\$35	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$2,620	\$0	\$2,620	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$401,757	\$0	\$401,757	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$401,757
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$401,757

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Chief Medical
8 Examiner, and *shall* be used to fund all increments and promotions in Fiscal Year 2011
9 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$1,530
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and
16 Vacancies in Fiscal Year 2011 for the Chief Medical Examiner.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$0
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$7,913
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$7,913

1 (v) VETERANS AFFAIRS OFFICE

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$159,328	\$0	\$159,328	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$53,828	\$0	\$53,828	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$90,000	\$0	\$90,000	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$14,924	\$0	\$14,924	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$7,000	\$0	\$7,000	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$325,080	\$0	\$325,080	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$325,080
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$325,080

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate
7 the sum of Ninety Thousand Dollars (**\$90,000**) from the General Fund, in addition to
8 their original request to Object Category 230 within the Veterans Affairs Office, to
9 contract maintenance services to address the deficiencies of the Veterans Cemetery.

10 (2) **Increments and Promotions.** The amount below in this Subsection is
11 appropriated from the General Fund to Object Category 111 for the Veterans Affairs
12 Office, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
13 eligible classified employees funded within this Subsection for satisfactory performance
14 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

15 INCREMENTS AND PROMOTIONS 111 Total \$1,953

16 (3) **Agency Expenses Appropriated to Central Cost Accounts**
17 **Administered by the Department of Administration.** The amounts below are
18 appropriated from the General Fund to the Cost Account identified in this Subsection and
19 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
20 in Fiscal Year 2011 for the Veterans Affairs Office.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$11,000
WATER/SEWER	Utility Bank Fund	\$1,032
MED/DENTAL INSURANCE	Health Benefit Fund	\$6,810
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$18,842

1 (w) CUSTOMS AND QUARANTINE AGENCY

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

3

4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$5,733,393	\$5,733,393	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$1,804,776	\$1,804,776	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$95,491	\$95,491	
OFF. RENTAL	233	\$0	\$546,000	\$546,000	
SUP. & MAT.	240	\$0	\$16,440	\$16,440	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$54,600	\$54,600	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$8,250,700	\$8,250,700	

17

18 Customs, Agriculture, and Quarantine Inspection Services Fund \$8,250,700 (111-
19 \$5,733,393; 113-\$1,804,776; 230-\$95,491; 233-\$546,000; 240-\$16,440; 290-\$54,600)

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$8,250,700
5	TOTAL	\$8,250,700

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to
8 Object Category 111 for the Customs and Quarantine Agency, and *shall* be used to fund
9 all increments and promotions in Fiscal Year 2011 for eligible classified employees
10 funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6
11 of Title 4, Guam Code Annotated.

12	INCREMENTS AND PROMOTIONS	111 Total	\$71,177
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13 (2) **Special Pay.** The amount below in this Subsection is appropriated from
14 the Customs, Agriculture, and Quarantine Inspection Services Fund Object Category 111,
15 and *shall* be used to fund all Special Pay in Fiscal Year 2011 for eligible classified
16 employees funded within this Subsection.

17	SPECIAL PAY	111 Total	\$32,665
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18 (3) **Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are
20 appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to
21 the Cost Account identified in this Subsection and *shall* be used to fund Power,
22 Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the
23 Customs and Quarantine Agency.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$15,147
WATER/SEWER	Utility Bank Fund	\$45,000
MED/DENTAL INSURANCE	Health Benefit Fund	\$122,376
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$182,522

1 (x) DEPARTMENT OF *CHAMORRO* AFFAIRS

2 SUMMARY OF BASE OPERATIONAL APPROPRIATION

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$501,608	\$0	\$501,608	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$170,093	\$0	\$170,093	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$132,499	\$0	\$132,499	
OFF. RENTAL	233	\$192,029	\$0	\$192,029	
SUP. & MAT.	240	\$3,737	\$0	\$3,737	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$0	\$0	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$999,967	\$0	\$999,967	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$999,967
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$999,967

6 (1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate
7 Seventy-two Thousand Four Hundred Forty-nine Dollars (**\$72,449**) from the General
8 Fund into Object Category 230 for the purpose of installing a fire alarm system at the
9 *Chamorro Village*.

10 The President’s position is currently filled by a Staff Assistant under Executive
11 Direction with the Office of *I Maga’låhen Guåhan* and *shall* continue to be funded as
12 such.

13 (2) **Increments and Promotions.** The amount below in this Subsection is
14 appropriated from the General Fund to Object Category 111 for the Department of
15 *Chamorro Affairs*, and *shall* be used to fund all increments and promotions in Fiscal
16 Year 2011 for eligible classified employees funded within this Subsection for satisfactory
17 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

18	INCREMENTS AND PROMOTIONS	111 Total	\$7,135
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19 (3) **Agency Expenses Appropriated to Central Cost Accounts**
20 **Administered by the Department of Administration.** The amounts below are
21 appropriated from the General Fund to the Cost Account identified in this Subsection and
22 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
23 in Fiscal Year 2011 for the Department of *Chamorro Affairs*.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$40,483
WATER/SEWER	Utility Bank Fund	\$3,478
MED/DENTAL INSURANCE	Health Benefit Fund	\$21,730
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$65,690

(4) The sum of Seventy-three Thousand Three Hundred Seventeen Dollars (\$73,317) is appropriated from the General Fund to the Department of *Chamorro* Affairs for the salary and benefits of the President.

1 (y) **DEPARTMENT OF MILITARY AFFAIRS**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$220,927	\$0	\$220,927	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$51,095	\$0	\$51,095	
TRAVEL/MILE	220	\$5,750	\$0	\$5,750	
CONT. SERV.	230	\$35,976	\$0	\$35,976	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$17,569	\$0	\$17,569	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$11,322	\$0	\$11,322	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$4,000	\$0	\$4,000	
CAP. OTLY.	450	\$18,250	\$0	\$18,250	
GR. TOTAL		\$364,889	\$0	\$364,889	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$364,889
3	FEDERAL MATCHING GRANTS-IN-AID	\$1,547,700
4	SPECIAL FUNDS	\$0
5	TOTAL	\$1,912,589

6 (1) **Increments and Promotions.** The amounts below are appropriated from
7 the General Fund to Object Category 111 for the Department of Military Affairs, and
8 *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible
9 classified employees funded within this Subsection for satisfactory performance pursuant
10 to §6202, Chapter 6 of Title 4, Guam Code Annotated. The funding source for this
11 Subsection *shall* be forty percent (40%) from the General Fund and sixty percent (60%)
12 from Federal Matching Grants-in-Aid awarded to the Department of Military Affairs.

13	INCREMENTS AND PROMOTIONS	111 Total	\$1,059
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14 (2) **Agency Expenses Appropriated to Central Cost Accounts**
15 **Administered by the Department of Administration.** The amounts below are
16 appropriated from the General Fund to the Cost Account identified in this Subsection,
17 and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and
18 Vacancies in Fiscal Year 2011 for the Department of Military Affairs. The funding
19 source for this Subsection *shall* be forty percent (40%) from the General Fund and sixty
20 percent (60%) from Federal Matching Grants-in-Aid awarded to the Department of
21 Military Affairs.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$278,312
WATER/SEWER	Utility Bank Fund	\$6,083
MED/DENTAL INSURANCE	Health Benefit Fund	\$7,356
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$291,751

1 (z) **GUAM COUNCIL ON ARTS AND HUMANITIES**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$101,437	\$0	\$101,437	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$36,600	\$0	\$36,600	
TRAVEL/MILE	220	\$9,967	\$0	\$9,967	
CONT. SERV.	230	\$16,146	\$0	\$16,146	
OFF. RENTAL	233	\$37,150	\$0	\$37,150	
SUP. & MAT.	240	\$2,500	\$0	\$2,500	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$70,000	\$0	\$70,000	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$2,900	\$0	\$2,900	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$276,700	\$0	\$276,700	

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1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2 GENERAL FUND \$276,700
3 FEDERAL MATCHING GRANTS-IN-AID \$288,700
4 SPECIAL FUNDS \$0
5 TOTAL \$565,400

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the Guam Council on the
8 Arts and Humanities Agency, and *shall* be used to fund all increments and promotions in
9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.
11 The funding source for this Subsection *shall* be fifty percent (50%) from the General
12 Fund and fifty percent (50%) from Federal Matching Grants-in-Aid awarded to the Guam
13 Council on the Arts & Humanities Agency.

14 INCREMENTS AND PROMOTIONS 111 Total \$0

15 (2) **Agency Expenses Appropriated to Central Cost Accounts**
16 **Administered by the Department of Administration.** The amounts below are
17 appropriated to the Cost Account identified in this Subsection and *shall* be used to fund
18 Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011
19 for the Guam Council on the Arts and Humanities Agency. The funding source for this
20 Subsection *shall* be fifty percent (50%) from the General Fund and fifty percent (50%)
21 from Federal Matching Grants-in-Aid awarded to the Guam Council on the Arts &
22 Humanities Agency.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$12,000
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$0
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$12,000

(3) **Guam Territorial Band.** The sum of Fifty Thousand Dollars (**\$50,000**) is appropriated from the Tourist Attraction Fund to the Guam Council on the Arts and Humanities Agency, and *shall* be used to fund the operations of the Guam Territorial Band in Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

1 (aa) **GUAM FIRE DEPARTMENT**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$12,112,844	\$1,009,830	\$13,122,674	
OT/SP	112	\$1,895,257	\$194,105	\$2,089,362	
BENEFITS	113	\$4,180,142	\$197,329	\$4,377,471	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$222,093	\$160,000	\$382,093	
OFF. RENTAL	233	\$115,000	\$0	\$115,000	
SUP. & MAT.	240	\$165,316	\$92,296	\$257,612	
EQUIPMENT	250	\$0	\$257,024	\$257,024	
WRK. COMP.	270	\$8,786	\$0	\$8,786	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$589,950	\$216,544	\$806,494	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$45,000	\$48,000	\$93,000	
CAP. OTLY.	450	\$0	\$112,890	\$112,890	
GR. TOTAL		\$19,334,388	\$2,288,018	\$21,622,406	

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20 **Enhanced 911 Emergency Reporting System Fund \$1,634,994 (111-\$547,830; 112-\$56,105;**
21 **113-\$197,329; 230-\$150,000; 240-\$82,296; 250-\$224,000; 290-\$216,544; 363-\$48,000; 450-**
22 **\$112,890)**

23 **Fire, Life and Medical Emergency Fund \$653,024 (111-\$462,000; 112-\$138,000; 230-**
24 **\$10,000; 240-\$10,000; 250-\$33,024)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$19,334,388
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$2,288,018
5	TOTAL	\$21,622,406

6 (1) **Legislative Intent.** Ambulance Fee Schedule Implementation Plan. *I*
7 *Liheslaturan Guåhan* recognizes the importance of working available ambulances for our
8 community. Without the benefit of working available ambulances, the community is
9 placed in a precarious situation and any time lost or delayed could result in a matter of
10 life and death. The people of Guam should never be placed at risk due to non-
11 functioning ambulances.

12 Currently, the Guam Fire Department (GFD) works in consultation with
13 emergency room physicians and staff of the Guam Memorial Hospital (GMH) to respond
14 to emergencies in the community. This partnership has worked to the advantage of both
15 GFD and GMH.

16 *I Liheslaturan Guåhan* understands that GFD has in place an adopted fee
17 schedule and is authorized to bill for its services, including ambulance services, which is
18 deposited to the Fire, Life and Medical Emergency (FLAME) Fund. However, for
19 numerous reasons GFD is unable to bill and collect accordingly.

20 The Fire, Life and Medical Emergency (FLAME) Fund is primarily used to
21 support the operations of the GFD, including the repair and maintenance of ambulances.
22 The collection of fees will ensure that working ambulances will be available and the
23 threat of the lack of emergency services will be diminished.

24 *I Liheslaturan Guåhan* desires to implement a billing system as soon as
25 practicable and wishes to authorize the GFD to enter into an agreement with third parties
26 to accomplish this goal and immediately make available the revenues to the GFD to
27 support its operations.

28 *I Liheslaturan Guåhan* finds there is an urgent need for the Guam Fire
29 Department to have the ability to obtain grants in support of its operations. *I*

1 *Liheslaturan Guåhan* authorizes that one (1) full-time employee from the existing Guam
2 Fire Department staffing pattern may be dedicated for grant writing purposes.

3 (2) **Authority to Enter Into Agreement or Contract.** Upon enactment of
4 the Annual Appropriations Act, the GFD and the GMH *shall* immediately convene a
5 Working Group to determine the feasibility of entering into a Memorandum of
6 Understanding between GMH and GFD, in which GMH will be responsible for the
7 issuance of bills for ambulance services provided by the GFD, receive and accept
8 payments for such services and remit collections for deposit to the FLAME Fund. GFD is
9 authorized to pay GMH from the collections an administrative fee for billing services
10 rendered under the Memorandum of Understanding. *If* the Working Group determines
11 such an arrangement is feasible, it *shall* be implemented by March 1, 2011.

12 *If* GMH is unable to enter into a Memorandum of Understanding, GFD *shall* issue
13 an RFP for a third party administrator to act as an agent for GFD in billing and collection
14 of fees for ambulance services.

15 (3) **Appropriation from the FLAME Fund from the Ambulance Services**
16 **Collection.** The sum of Six Hundred Thousand Dollars (**\$600,000**) is hereby
17 appropriated from the Fire, Life and Medical Emergency (FLAME) Fund to GFD
18 Miscellaneous Object Category 290.

19 The BBMR *shall not* release allotments for expenditures of the appropriation in
20 this Subsection, *if* the GFD does *not* have a Memorandum of Understanding with GMH
21 or a third party administrator in place by March 1, 2011 for the billing and collection of
22 ambulance services.

23 (4) **Increments and Promotions.** The amount below in this Subsection is
24 appropriated from the General Fund and to Object Category 111 for the Guam Fire
25 Department, and from the Enhanced 911 Emergency Reporting System Fund, and *shall* be
26 used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
27 employees funded within this Subsection for satisfactory performance pursuant to §6202,
28 Chapter 6 of Title 4, Guam Code Annotated.

29 INCREMENTS AND PROMOTIONS 111 Total \$116,829
30 General Fund-\$ 99,175; Enhanced 911 Emergency Reporting System Fund- \$17,654

(5) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund and the Enhanced 911 Emergency Reporting System Fund Object Category 111, and *shall* be used to fund all Special Pay, to include Holiday Pay, Night Differential Pay, 10% Hazardous Pay, Firefighter Pay, and EMT-A Duty Pay, in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY	111 Total	\$3,961,043
General Fund-\$ 3,899,612, Enhanced 911 Emergency Reporting System Fund- \$61,431		

(6) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and the Enhanced 911 Emergency Reporting System Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Fire Department.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$290,181
WATER/SEWER	Utility Bank Fund	\$58,437
MED/DENTAL INSURANCE	Health Benefit Fund	\$536,598
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$885,216

Power: General Fund-\$246,878; Enhanced 911 Emergency Reporting System Fund-\$43,303

Water: General Fund-\$51,137; Enhanced 911 Emergency Reporting System Fund-\$7,300

Health Benefits Account: General Fund-\$505,301; Enhanced 911 Emergency Reporting System Fund-\$31,297

(7) **Guam Fire Department Firefighter Recruit Cycle.** The sum of Six Hundred Thousand Dollars (**\$600,000**) is appropriated from the General Fund to the Guam Fire Department to conduct a Firefighter Recruit Cycle in Fiscal Year 2011. *No less than thirty (30) recruits shall* be funded from this appropriation.

1 (bb) **CHAMORRO LAND TRUST COMMISSION**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$451,795	\$451,795	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$170,129	\$170,129	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$41,136	\$41,136	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$3,192	\$3,192	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$0	\$0	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$6,600	\$6,600	
CAP. OTLY.	450	\$0	\$0	\$0	
GR. TOTAL		\$0	\$672,852	\$672,852	

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20 **Chamorro Land Trust Fund Operations Fund \$672,852**

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2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

3 GENERAL FUND \$0
4 FEDERAL MATCHING GRANTS-IN-AID \$0
5 SPECIAL FUNDS \$672,852
6 TOTAL \$672,852

7 (1) **FY 2010 Expenditure Authority.** The *Chamorro* Land Trust
8 Commission is authorized to expend any existing fund balance and revenues collected
9 from its operations above the revenues adopted in P.L. 30-55 for the following purpose:

10 (A) Independent financial audit for 2008, 2009 and 2010 \$45,000
11 (B) MOU Extension with the University of Guam \$33,000
12 (C) Legal Fees \$40,000
13 (D) Miscellaneous \$12,000.

14 (2) **Increments and Promotions.** The amount below in this Subsection is
15 appropriated from the *Chamorro* Land Trust Operations Fund to Object Category 111 for
16 the *Chamorro* Land Trust Commission, and *shall* be used to fund all increments and
17 promotions in Fiscal Year 2011 for eligible classified employees funded within this
18 Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam
19 Code Annotated.

20 INCREMENTS AND PROMOTIONS 111 Total \$7,549

21 (3) **Agency Expenses Appropriated to Central Cost Accounts**
22 **Administered by the Department of Administration.** The amounts below are
23 appropriated from the *Chamorro* Land Trust Operations Fund to the Cost Account
24 identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and
25 Dental Insurance and Vacancies in Fiscal Year 2011 for the *Chamorro* Land Trust
26 Commission.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$14,500
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$19,192
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$33,692

(4) **Funding Source.** Funds provided for vacancies in this Subsection are appropriated from the *Chamorro* Land Trust Operations Fund. The appropriation made from the *Chamorro* Land Trust Operations Fund to the *Chamorro* Land Trust Commission by this Act may be expended for the *Chamorro* Land Trust Commission’s operations in Fiscal Year 2011.

1 (cc) **PBS GUAM**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

3	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
4	REG SALARIES	111	\$366,532	\$0	\$366,532
5	OT/SP	112	\$0	\$0	\$0
6	BENEFITS	113	\$132,769	\$0	\$132,769
7	TRAVEL/MILE	220	\$0	\$0	\$0
8	CONT. SERV.	230	\$51,029	\$0	\$51,029
9	OFF. RENTAL	233	\$0	\$0	\$0
10	SUP. & MAT.	240	\$0	\$0	\$0
11	EQUIPMENT	250	\$0	\$0	\$0
12	WRK. COMP.	270	\$0	\$0	\$0
13	DRUG TEST	271	\$0	\$0	\$0
14	SUBGRANT	280	\$0	\$0	\$0
15	MISC	290	\$0	\$0	\$0
16	POWER	361	\$0	\$0	\$0
17	WATER/SEWER	362	\$0	\$0	\$0
18	PHONE/TOLL	363	\$0	\$0	\$0
19	CAP. OTLY.	450	\$0	\$0	\$0
	GR. TOTAL		\$550,330	\$0	\$550,330

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$550,330
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$550,330

6 (1) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for PBS Guam, and *shall* be
8 used to fund all increments and promotions in Fiscal Year 2011 for eligible classified
9 employees funded within this Subsection for satisfactory performance pursuant to §6202,
10 Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$7,299
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection and
15 *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies
16 in Fiscal Year 2011 for PBS Guam.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	\$60,000
WATER/SEWER	Utility Bank Fund	\$0
MED/DENTAL INSURANCE	Health Benefit Fund	\$24,891
VACANCIES	Vacancy Pool Fund	\$0
TOTAL		\$84,891

1 (dd) **GUAM REGIONAL TRANSIT AUTHORITY**

2 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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4	5	6	7	8	9
APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL	
REG SALARIES	111	\$0	\$245,253	\$245,253	
OT/SP	112	\$0	\$0	\$0	
BENEFITS	113	\$0	\$82,659	\$82,659	
TRAVEL/MILE	220	\$0	\$0	\$0	
CONT. SERV.	230	\$0	\$2,654,060	\$2,654,060	
OFF. RENTAL	233	\$0	\$0	\$0	
SUP. & MAT.	240	\$0	\$4,000	\$4,000	
EQUIPMENT	250	\$0	\$0	\$0	
WRK. COMP.	270	\$0	\$0	\$0	
DRUG TEST	271	\$0	\$0	\$0	
SUBGRANT	280	\$0	\$0	\$0	
MISC	290	\$0	\$8,400	\$8,400	
POWER	361	\$0	\$0	\$0	
WATER/SEWER	362	\$0	\$0	\$0	
PHONE/TOLL	363	\$0	\$6,000	\$6,000	
CAP. OTLY.	450	\$0	\$54,302	\$54,302	
GR. TOTAL		\$0	\$3,054,674	\$3,054,674	

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20 **Public Transit Fund \$416,427 (230-\$416,427)**

21 **Territorial Highway Fund \$2,638,247 (111-\$245,253; 113-\$82,659; 230-\$2,237,633; 240-**
22 **\$4,000; 290-\$8,400; 363-\$6,000; 450-\$54,302)**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$0
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$3,054,674
5	TOTAL	\$3,054,674

6 (1) **Increments and Promotions.** The amount below in this Subsection is
 7 appropriated from the Guam Highway Fund to Object Category 111 to the Guam
 8 Regional Transit Authority, and *shall* be used to fund all increments and promotions in
 9 Fiscal Year 2011 for eligible classified employees funded within this Subsection for
 10 satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$4,298
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12 (2) **Agency Expenses Appropriated to Central Cost Accounts**
 13 **Administered by the Department of Administration.** The amounts below are
 14 appropriated from the Guam Highway Fund to the Cost Account identified in this
 15 Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance
 16 and Vacancies in Fiscal Year 2011 for the Guam Regional Transit Authority.

17	APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
18			
19	POWER	Utility Bank Fund	\$0
20	WATER/SEWER	Utility Bank Fund	\$0
21	MED/DENTAL INSURANCE	Health Benefit Fund	\$10,321
22	VACANCIES	Vacancy Pool Fund	\$0
23	TOTAL		\$10,321

24 (3) **Guam Regional Transit Authority Collections.** The Guam Regional
 25 Transit Authority is authorized for its Fiscal Year 2011 operations to expend *up to* the
 26 level of revenues collected for the Public Transit Fund in Fiscal Year 2011.

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CHAPTER VI

LEGISLATIVE BRANCH

Section 1. Appropriation. The sum of Seven Million Seven Hundred Sixteen Thousand Four Hundred Fifty Dollars (**\$7,716,450**) is appropriated from the General Fund to *I Liheslaturan Guåhan* for its operations, including personnel services, for Fiscal Year 2011.

Section 2. Appropriation to the Office of Finance and Budget. The sum of Three Hundred Ninety-two Thousand Four Hundred Sixty Dollars (**\$392,460**) is appropriated from the General Fund to *I Liheslaturan Guåhan*, specifically for the Office of Finance and Budget (OFB) for its operations, inclusive of personnel services, for Fiscal Year 2011.

Section 3. Continuing Appropriation for *I Liheslaturan Guåhan*. The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for Fiscal Year 2010 *shall not* lapse and is available to *I Liheslaturan Guåhan* for expenditures in Fiscal Year 2011.

Section 4. Continuing Appropriation for the Office of Finance and Budget. The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for the Office of Finance and Budget (OFB) for Fiscal Year 2010 *shall not* lapse and is available to *I Liheslaturan Guåhan* for OFB for expenditures in Fiscal Year 2011.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$5,408,900	\$0	\$5,408,900
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$1,791,921	\$0	\$1,791,921
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$200,000	\$0	\$200,000
8	OFF. RENTAL	233	\$538,973	\$0	\$538,973
9	SUP. & MAT.	240	\$50,000	\$0	\$50,000
10	EQUIPMENT	250	\$9,510	\$0	\$9,510
11	WRK. COMP.	270	0	\$0	0
12	DRUG TEST	271	0	\$0	0
13	SUBGRANT	280	0	\$0	0
14	MISC	290	\$2,393,314	\$0	2,393,314
15	POWER	361	0	\$0	0
16	WATER/SEWER	362	0	\$0	0
17	PHONE/TOLL	363	\$42,000	\$0	\$42,000
18	CAP. OTLY.	450	\$110,190	\$0	\$110,190
19	GR. TOTAL		\$10,544,807	\$0	\$10,544,807

17

18 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$10,544,807
20	FEDERAL MATCHING GRANTS-IN-AID	\$4,645,844
21	SPECIAL FUNDS	\$0
22	TOTAL	\$15,190,651

1 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 2 appropriated from the General Fund to Object Category 111 for the OAG, and *shall* be used to
 3 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
 4 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
 5 Guam Code Annotated.

6 INCREMENTS AND PROMOTIONS 111 Total \$60,149

7 **Section 4. Agency Expenses Appropriated to Central Cost Accounts**
 8 **Administered by the Department of Administration.** The amounts below are appropriated
 9 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
 10 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the OAG.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$0
WATER/SEWER	Utility Cost Account	\$0
MED/DEN/LIFE INSURANCE	Health Benefit Account	\$189,008
TOTAL		\$189,008

17 **Section 5.** Of the personnel funded by the appropriations contained in this Chapter,
 18 one (1) Assistant Attorney General *shall* be assigned to the Department of Mental Health and
 19 Substance Abuse for the duration of the Permanent Injunction.

20 **Section 6.** Of the personnel funded by the appropriations contained in this Chapter,
 21 one (1) Assistant Attorney General *shall* be assigned to represent the entire government of Guam
 22 relative to the *Ordot* Landfill Case, and toward the release of the Division of Solid Waste from
 23 receivership.

24 **Section 7.** Of the personnel funded by the appropriations contained in this Chapter, *at*
 25 *least* one (1) Assistant Attorney General *shall* be assigned to represent the entire government of
 26 Guam for advisement on procurement.

27 **Section 8.** Continuing Appropriation for the Office of the Attorney General (OAG).
 28 The unexpended or unencumbered balance of funds appropriated to OAG for Fiscal Year 2010,
 29 pursuant to Public Law 29-129, *shall not* lapse and *shall* be available to OAG for expenditures in
 30 Fiscal Year 2011 for the purpose for which it was authorized.

1 **Section 9.** Continuing Appropriation for the Office of the Attorney General (OAG).
2 The unexpended or unencumbered balance of funds appropriated to OAG for Fiscal Year 2010,
3 *shall not* lapse and *shall* be available to OAG for expenditures in Fiscal Year 2011.

4 **Section 10.** Transfer Authority for the Office of the Attorney General (OAG).
5 The OAG may transfer funds between appropriations made in this Act for the Office of
6 the Attorney General, *provided* that the OAG notifies *I Maga’lahen Guåhan* and the Speaker of *I*
7 *Liheslaturan Guåhan* no later than fifteen (15) working days before the transfer is made, *except*
8 that *no* funds *shall* be transferred for regular salaries (Object Class 111) and benefits (Object
9 Class 113).

1 **CHAPTER VII**

2 **PART II – PUBLIC DEFENDER SERVICE CORPORATION**

3 **Section 1. Appropriation.** Amounts specified in this Section are appropriated from
4 the General Fund to the Public Defender Service Corporation for its operations in Fiscal Year
5 2011, to include office rental and local matching fund requirements. This appropriation *shall* be
6 expended in accordance with object class allocations outlined below.

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

8	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
9	REG SALARIES	111	\$2,351,732	\$0	\$2,351,732
10	OT/SP	112	\$0	\$0	\$0
11	BENEFITS	113	\$836,354	\$0	\$836,354
12	TRAVEL/MILE	220	\$0	\$0	\$0
13	CONT. SERV	230	\$115,904	\$0	\$115,904
14	OFF. RENTAL	233	\$271,200	\$0	\$271,200
15	SUP. & MAT.	240	\$24,700	\$0	\$24,700
16	EQUIPMENT	250	\$10,000	\$0	\$10,000
17	WRK. COMP	270	\$0	\$0	\$0
18	DRUG TEST	271	\$0	\$0	\$0
19	SUBGRANT	280	\$0	\$0	\$0
20	MISC	290	\$44,500	\$0	\$44,500
21	POWER	361	\$21,600	\$0	\$21,600
22	WATER/SEWER	362	\$0	\$0	\$0
	PHONE/TOLL	363	\$32,030	\$0	\$32,030
	CAP. OTLY	450	\$0	\$0	\$0
	GR. TOTAL		\$3,708,020	\$0	\$3,708,020

1	SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE	
2	GENERAL FUND	\$3,708,020
3	FEDERAL MATCHING GRANTS-IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$3,708,020

1 **CHAPTER VIII**

2 **MAYORS COUNCIL OF GUAM**

3 **Section 1. Appropriation.** The amounts below are appropriated from the General
4 Fund to the Mayors Council of Guam for its operations in Fiscal Year 2011. This appropriation
5 *shall* be expended in accordance with object class allocations outlined below.

6 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

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APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
8 REG SALARIES	111	\$4,764,057	\$0	\$4,764,057
9 OT/SP	112	\$0	\$0	\$0
10 BENEFITS	113	1,629,928	\$0	1,629,928
11 TRAVEL/MILE	220	0	\$0	0
12 CONT. SERV.	230	\$65,000	\$0	\$65,000
13 OFF. RENTAL	233	\$98,772	\$0	\$98,772
14 SUP. & MAT.	240	\$20,000	\$0	\$20,000
15 EQUIPMENT	250	\$0	\$0	\$0
16 WRK. COMP.	270	\$0	\$0	\$0
17 DRUG TEST	271	\$0	\$0	\$0
18 SUBGRANT	280	\$0	\$0	\$0
19 MISC	290	\$788,304	\$0	\$788,304
20 POWER	361	\$0	\$0	\$0
21 WATER/SEWER	362	\$0	\$0	\$0
PHONE/TOLL	363	\$88,187	\$0	\$88,187
CAP. OTLY.	450	\$0	\$0	\$0
GR. TOTAL		\$7,454,248	\$0	\$7,454,248

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2	GENERAL FUND	\$7,454,248
3	FEDERAL MATCHING GRANTS –IN-AID	\$0
4	SPECIAL FUNDS	\$0
5	TOTAL	\$7,454,248

6 **Section 2. Increments and Promotions.** The amount below in this
7 Subsection is appropriated from the General Fund to Object Category 111 for the Mayors
8 Council of Guam, and *shall* be used to fund all increments and promotions in Fiscal Year
9 2011 for eligible classified employees funded within this Subsection for satisfactory
10 performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11	INCREMENTS AND PROMOTIONS	111 Total	\$1,454
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12 **Section 3. Mayors Council Expenses Appropriated to Central Cost**
13 **Accounts Administered by the Department of Administration.** The amounts below
14 are appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund power, water/sewer, medical and dental insurance in Fiscal
16 Year 2011 for the Mayors Council of Guam.

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APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	\$615,117
WATER/SEWER	Utility Cost Account	\$152,210
MED/DENTAL INSURANCE	Health Benefit Cost Account	\$245,640
TOTAL		\$1,012,968

Section 4. Streets Maintenance and Beautification. The sum of Four Hundred Seventy Thousand Nine Hundred Twenty-one Dollars (**\$470,921**) is appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Fiscal Year 2011 for the maintenance and beautification of village secondary and tertiary roads, and for the operations of the Mayors' offices, but *not* for personnel costs. Said funds *shall not* be subject to any transfer authority of *I Maga'låhen Guåhan*, and *shall* be divided among the Village Mayors as follows:

- (a) Each Mayor *shall* receive the sum of Twenty Thousand Dollars (**\$20,000**); and
- (b) The remaining balance of the fund *shall* be distributed to each Mayor pro rata based on the total road mileage in his village as a percentage of Guam's total road mileage in the most current report of Guam Roads Pavement Inventory of the Department of Public Works.

Section 5. Island-wide Village Beautification Projects. The sum of One Million Thirty-six Thousand Twenty-six Dollars (**\$1,036,026**) is appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Island-wide Village Beautification Projects to include:

- (a) the maintenance and repair of the village's recreational facilities under the jurisdiction of the Mayor;
- (b) the maintenance and repair of each village's main roads; and
- (c) the planting and maintenance of each village's official flower and other flowering plants, shrubs and trees adjacent to the village's main roads, public restrooms and recreational facilities. A Mayor may contract with a private entity to provide the

1 services authorized by this Section, subject to the Guam Procurement Law, Chapter 5,
2 Title 5, Guam Code Annotated.

3 **Section 6. Grounds Maintenance for Schools.** Subject to approval and
4 scheduling of the public school principals, the Mayors are responsible for regular ground
5 maintenance of Guam Department of Education school grounds in their respective
6 districts where ground maintenance is *not* already subject to an existing contract for a
7 minimum of twice a month during a regular school calendar year. Subject to approval of
8 scheduling with the public school principals, the Mayor may contract with a private entity
9 to provide the services authorized by this Section.

10 The sum of Four Hundred Eighty Thousand Six Hundred Forty-seven Dollars
11 **(\$480,647)** is appropriated from the General Fund to the Mayors Council of Guam
12 Revolving Fund for the grounds maintenance of specified schools of the Department of
13 Education, to be allocated as follows:

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VILLAGE	SCHOOL	AMOUNT
Agana Heights	Agana Heights Elementary	\$9,289
Agat	Marcial Sablan Elementary	\$12,276
	Oceanview Middle	\$18,032
Barrigada	P.C. Lujan Elementary	\$9,562
	B.P. Carbullido Elementary	\$8,020
	L.P. Untalan Middle	\$8,470
Dededo	M.A. Ulloa Elementary	\$14,049
	Wettengel Elementary	\$18,414
	J.M. Guerrero Elementary	\$15,686
	Liguan Elementary	\$0
	Astumbo Elementary	\$8,866
	Finegayan Elementary	\$20,460
	V.S.A. Benavente Middle	\$28,644
	Astumbo Middle	\$0
	Okkodo High	\$0
Inarajan	Inarajan Elementary	\$6,315
	Inarajan Middle	\$8,007
Mangilao	H.B. Price Elementary	\$7,707
	George Washington High	\$49,647
	Adacao Elementary	\$0
Merizo	Merizo Elementary	\$6,697

1	MTM	J.Q. San Miguel Elementary	\$4,160
2	Ordot/Chalan Pago	Ordot/Chalan Pago Elementary	\$9,616
3		Agueda Johnston Middle	\$15,700
4	Piti	Jose Rios Middle	\$7,679
5	Santa Rita	H.S. Truman Elementary	\$13,244
6		Southern High	\$42,284
7		Alternative School	\$4,528
8	Sinajana	C.L. Taitano Elementary	\$4,556
9	Talofoto	Talofoto Elementary	\$8,184
10	Tamuning	L.B. Johnson Elementary	\$4,092
11		Tamuning Elementary	\$4,774
12		Chief Brodie Elementary	\$8,184
13		JFK High School	\$20,000
14	Umatac	F.Q. Sanchez Elementary	\$1,364
15	Yigo	Upi Elementary	\$10,230
16		D.L. Perez Elementary	\$17,732
17		Machananao Elementary	\$9,412
18		F.B. Leon Guerrero Middle	\$17,732
19		Simon Sanchez High	\$18,687
20	Yona	M.U. Lujan Elementary	\$8,348
21	TOTAL FOR ALL VILLAGES		\$480,647

22 **Section 7. Authorization to Reallocate Funds.** Notwithstanding any other
23 provision of Law, the Mayors Council of Guam is authorized to reallocate funds
24 appropriated in Fiscal Year 2011 Miscellaneous (Object Category 290) into other

1 categories, *except* personnel, within all Base Operational Appropriations, including the
2 return of funds transferred from Object Category 290 back into Object Category 290.

3 **Section 8.** Public Safety and Social Education Programs. The sum of Four
4 Hundred Forty-seven Thousand Three Hundred Seventy-five Dollars (**\$447,375**) is
5 appropriated from the General Fund to the Mayors Council of Guam, with each village
6 to receive Fifteen Thousand Dollars (\$15,000), and with the remaining funds to the
7 Mayors Council of Guam, for Fiscal Year 2011, to be expended in accordance with plans
8 approved by the Mayors Council of Guam or respective Village Municipal Planning
9 Council and filed with the Director of Administration, to fund public safety and social
10 education programs that enforce alcohol regulations, reduce underage drinking, support
11 traffic safety, reduce drug-related violence and abuse, to support government of Guam
12 substance abuse prevention programs, and to support organized sports programs in the
13 community.

1 **CHAPTER IX**

2 **PUBLIC ACCOUNTABILITY, STANDARDS AND PRACTICES**

3 **PART I – OFFICE OF PUBLIC ACCOUNTABILITY**

4 **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guâhan* that the
5 Office of Public Accountability *shall* expend the funds appropriated for the rent increase related
6 to the office space utilized for the Procurement hearings.

7 **Section 2. Appropriations.** The amounts below are appropriated from the General
8 Fund to the Office of Public Accountability for its operations in Fiscal Year 2011. This
9 appropriation *shall* be expended in accordance with the object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$686,148	\$0	\$686,148
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$237,770	\$0	\$237,770
6	TRAVEL/MILE	220	0	\$0	0
7	CONT. SERV.	230	\$146,660	\$0	\$146,660
8	OFF. RENTAL	233	\$102,594	\$0	\$102,594
9	SUP. & MAT.	240	\$10,800	\$0	\$10,800
10	EQUIPMENT	250	\$25,100	\$0	\$25,100
11	WRK. COMP.	270	0	\$0	0
12	DRUG TEST	271	0	\$0	0
13	SUBGRANT	280	0	\$0	0
14	MISC	290	\$5,950	\$0	\$5,950
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$7,000	\$0	\$7,000
18	CAP. OTLY.	450	0	\$0	0
19	GR. TOTAL		\$1,222,021	\$0	\$1,222,021

18 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$1,222,021
20	FEDERAL MATCHING GRANTS-IN-AID	\$0
21	SPECIAL FUNDS	\$0
22	TOTAL	\$1,222,021

23 **Section 3. Increments and Promotions.** The amount below in this Subsection is
 24 appropriated from the General Fund to Object Category 111 for the Office of the Public
 25 Accountability, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for

1 eligible classified employees funded within this Subsection for satisfactory performance pursuant
 2 to §6202, Chapter 6 of Title 4, Guam Code Annotated.

3 INCREMENTS AND PROMOTIONS 111 Total \$9,138

4 **Section 4. Office of Public Accountability Expenses Appropriated to Central**
 5 **Cost Accounts Administered by the Department of Administration.** The amounts below are
 6 appropriated from the General Fund to the Cost Account identified in this Subsection, and *shall*
 7 be used to fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the
 8 Office of Public Accountability.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
11 POWER	Utility Cost Account	\$0
12 WATER/SEWER	Utility Cost Account	\$0
13 MED/DENTAL INSURANCE	Health Benefit Cost Account	\$32,707
14 TOTAL		\$32,707

15 **Section 5. Transfer Authority for the Office of Public Accountability.** The Public
 16 Auditor may transfer funds between appropriations made in this Act for the Office of Public
 17 Accountability, provided that the Public Auditor notifies *I Maga'låhen Guåhan* and the Speaker
 18 of *I Liheslaturan Guåhan* no later than fifteen (15) working days before the transfer is made.

19 **Section 6. Continuing Appropriation for the Office of Public Accountability.**
 20 The unexpended or unencumbered balance of funds appropriated to the OPA for FY 2010,
 21 pursuant to Public Law 29-129, *shall not* lapse and *shall* be available to the OPA for
 22 expenditures in FY-2011 for the purposes for which it was authorized.

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CHAPTER IX

PART II – GUAM BOARD OF ACCOUNTANCY

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the Guam Board of Accountancy. The funds *shall* be expended in accordance to the budget request submitted and the priorities stipulated by the Guam Board of Accountancy.

Section 2. Appropriation. The amounts below are appropriated from the Guam Board of Accountancy Special Fund (P.L. 30-55) to the Guam Board of Accountancy for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with the object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

2	APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
3	REG SALARIES	111	\$0	\$0	\$0
4	OT/SP	112	\$0	\$0	\$0
5	BENEFITS	113	\$0	\$0	\$0
6	TRAVEL/MILE	220	\$0	\$0	\$0
7	CONT. SERV.	230	\$0	\$357,740	\$357,740
8	OFF. RENTAL	233	\$0	\$23,868	\$23,868
9	SUP. & MAT.	240	\$0	\$6,000	\$6,000
10	EQUIPMENT	250	\$0	\$5,000	\$5,000
11	WRK. COMP.	270	\$0	\$0	\$0
12	DRUG TEST	271	\$0	\$0	\$0
13	SUBGRANT	280	\$0	\$0	\$0
14	MISC	290	\$0	\$15,192	\$15,192
15	POWER	361	\$0	\$0	\$0
16	WATER/SEWER	362	\$0	\$0	\$0
17	PHONE/TOLL	363	\$0	\$300	\$300
18	CAP. OTLY.	450	\$0	\$0	\$0
19	GR. TOTAL		\$0	\$408,100	\$408,100

18 **Guam Board of Accountancy Fund \$408,100**

19 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

20	GENERAL FUND	\$0
21	FEDERAL MATCHING GRANTS-IN-AID	\$0
22	SPECIAL FUNDS	\$408,100
23	TOTAL	\$408,100

1 **CHAPTER X**

2 **GUAM VISITORS BUREAU**

3 **Section 1. Appropriation.** The amounts below are appropriated from the Tourist
4 Attraction Fund (TAF), *not* otherwise appropriated, to the Guam Visitors Bureau (GVB) for its
5 operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with the
6 allocations outlined in this Section.

7 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

8 (a)	GENERAL ADMINISTRATION	\$2,136,248
9 (b)	MARKETING	\$8,091,538
10 (c)	PRINTING, PROMOTIONAL	\$238,769
11 (d)	RESEARCH	\$374,834
12 (e)	DESTINATION DEVELOPMENT	\$1,349,790

13 **Section 2. Appropriation to GVB for Special Projects.** The sum of Nine Hundred
14 Eight-six Thousand Four Hundred Forty-six Dollars (**\$986,446**) is appropriated from the TAF to
15 the GVB to fund the *Tumon* and *Hagåtña* Beach Cleaning, *Tumon* Landscaping, and Island-wide
16 Roadways Maintenance projects in Fiscal Year 2011. Notwithstanding the general provisions of
17 §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be
18 available until expended.

19 **Section 3. Appropriation to GVB for *Pa'a Taotao Tano*.** The sum of One Hundred
20 Twenty-five Thousand Dollars (**\$125,000**) is appropriated from the TAF to the GVB for the
21 Fiscal Year 2011 operations of *Pa'a Taotao Tano* to provide for the Local Match for the ANA
22 Language Grant, the New *Pa'a* AmeriCorps, the *Guahu Taotao Tano* Annual Pageant, and the
23 Northern Cultural Arts Program. Notwithstanding the general provisions of §30107.1, Title 11,
24 Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until
25 expended.

26 **Section 4. Appropriation to GVB for the Historic *Inalahan* Foundation.** The
27 sum of One Hundred Twenty-five Thousand Dollars (**\$125,000**) is appropriated from the TAF to
28 the GVB for the Fiscal Year 2011 operations of the Historic *Inalahan* Foundation.
29 Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this
30 Act, this appropriation *shall* continue to be available until expended.

1 **Section 5. Appropriation to GVB for the Pacific War Museum Foundation.** The
2 sum of Seventy-five Thousand Dollars (**\$75,000**) is hereby appropriated from the TAF to the
3 GVB for the Fiscal Year 2011 operations and expansion of the Pacific War Museum.

4 **Section .6. Appropriation to GVB for the Traditions About Seafaring Islands**
5 **(TASI).** The sum of Forty Thousand Dollars (**\$40,000**) is appropriated from the TAF to the
6 GVB for the Fiscal Year 2011 operations of the Traditions About Seafaring Islands (TASI).
7 Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this
8 Act, this appropriation *shall* continue to be available until expended.

9 **Section 7. Appropriation to GVB for the Tourism Education Council.** The sum
10 of Thirty Thousand Dollars (**\$30,000**) is hereby appropriated from the TAF to the GVB for the
11 Fiscal Year 2011 operations of the Tourism Education Council. Notwithstanding the general
12 provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be
13 available until expended.

14 **Section 8. Appropriation to GVB for the *Haya* Cultural Preservation**
15 **Foundation (*Sinangân-ta* Outreach).** The sum of Twenty-five Thousand Dollars
16 (**\$25,000**) is hereby appropriated from the TAF to the GVB for the Fiscal Year 2011 for the
17 operations of the *Haya* Cultural Preservation Foundation (*Sinangân-ta* Outreach).
18 Notwithstanding the general provisions of Title 11 GCA §30107.1, and this Act, this
19 appropriation *shall* continue to be available until expended.

20 **Section 9. Appropriation to the Festival of the Pacific Arts Revolving Fund.** The
21 sum of One Hundred Thousand Dollars (**\$100,000**) is hereby appropriated from the TAF to the
22 Festival of Pacific Arts Revolving Fund for the purposes of planning, conducting, and hosting
23 the Twelfth (12th) Festival of Pacific Arts in 2016. The funds appropriated in this Section *shall*
24 *not* be used to fund either administrative *or* contractual salaries.

25 **Section 10. Appropriation to the Guam Visitors Bureau Rainy Day Fund.** The
26 sum of Two Hundred Thousand Dollars (**\$200,000**) is hereby appropriated from the TAF to the
27 GVB for deposit in the Rainy Day Fund, in accordance with the provisions set forth in Section
28 1(b) of Public Law 30-116, for the purposes cited therein. Notwithstanding the general
29 provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be
30 available until expended, and is *not* subject to transfer *or* use for any other purpose.

1 Hundred Dollars (**\$1,500**), Seven Hundred Dollars (**\$700**), and Eight Hundred Thirty-Eight
2 Dollars (**\$838**) in annual benefits authorized by various General Appropriation Acts.

3 (b) No retiree who is eligible for Retiree Supplemental Annuity Benefits provided for
4 in Subsection (a) hereof *shall* receive said benefits if his annual retirement annuity, excluding
5 survivor benefits and excluding the supplemental benefits authorized herein, is *greater than*
6 Forty Thousand Dollars (**\$40,000**). No retiree who is eligible for Retiree Supplemental Annuity
7 Benefits *shall* receive more than the sum of Forty Thousand Dollars (**\$40,000**) in combined
8 retirement annuities and Supplemental Annuity Benefits in any one (1) fiscal year.

9 (c) The Director of Administration *shall* coordinate with the Director of the
10 Government of Guam Retirement Fund (GGRF) and *shall* disburse to the retirees or their
11 survivors, the supplemental annuity benefits provided for in Subsection (a) of this Section. The
12 GGRF *shall* provide the Director of Administration with the information he needs to effect
13 disbursement. To realize savings associated with the cost of preparing separate checks and
14 mailing separate checks for the supplemental annuity for retirees, the Director of Administration
15 may enter into an Memorandum of Understanding (MOU) with the GGRF in which the Director
16 of Administration remits the supplemental annuity payments to the GGRF for disbursement to
17 the retiree at the same time the regular annuity check is issued, *or* by including the supplemental
18 annuity in the regular annuity check issued by the GGRF.

19 (d) Funds held in the Supplemental Annuity Benefits Special Fund *shall not* be
20 commingled with the General Fund or any other fund, *shall* be held in a separate bank account
21 that *shall* continue to be administered by the Director of Administration, and *shall not* be subject
22 to *I Maga'lahaen Guåhan's* transfer authority.

23 (e) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat International
24 Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation,
25 the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the
26 Guam Waterworks Authority and the Guam Visitors Bureau *shall* remit to the Department of
27 Administration an amount equal to the number of retirees eligible pursuant to Subsection (a)
28 hereof who have retired from that entity multiplied by Four Thousand Two Hundred Thirty-eight
29 Dollars (**\$4,238**). Said remittances *shall* be paid in two (2) equal installments on or before

1 October 10, 2010, and April 15, 2011, respectively. Said remittances *shall not* be subject to *I*
2 *Maga'lahaen Guåhan's* transfer authority.

3 (f) The sum of Nineteen Million Five Hundred Thousand Dollars (**\$19,500,000**) is
4 appropriated from the General Fund to the GGRF to pay the following two (2) items for current
5 retirees for Fiscal Year 2011 :

6 (1) Retiree group health, dental and life insurance premiums (to continue
7 existing programs currently contained in the semi-monthly payments); and

8 (2) Retiree life insurance subsidy (to continue existing programs currently
9 contained in the semi-monthly payments).

10 (g) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat International
11 Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation,
12 the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the
13 Guam Waterworks Authority and the Guam Visitors Bureau *shall* remit to the GGRF payments
14 for medical, dental, and life insurance payments for retirees who have retired from those
15 respective agencies. Said remittances *shall* be paid in two (2) equal installments on or before
16 October 10, 2010, and on or before April 1, 2011, respectively. The agencies' remittances for
17 medical, dental and life insurance mandated herein are *ex gratia* payments, and are for Fiscal
18 Year 2011 *only*.

19 (h) For Fiscal Year 2011, the sum of Seven Hundred Two Thousand Dollars
20 (**\$702,000**) is appropriated from the General Fund to the GGRF to pay the cost of Medicare
21 premiums for government of Guam retirees and their survivors domiciled on Guam, and who are
22 eligible to receive Social Security income benefits, and who are eligible to enroll in the
23 government of Guam Group Health Insurance Program. No government of Guam retiree or their
24 survivor *shall* be required to enroll in the Government of Guam Health Insurance Program in
25 order to receive the reimbursement.

26 (i) For Fiscal Year 2011, the sum of One Hundred Forty-five Thousand Dollars
27 (**\$145,000**) is appropriated from the General Fund to the GGRF for *I Maga'lahi* and *I Segundo*
28 *na Maga'lahi/I Segundo na Maga'håga'* pensions.

29 (j) For Fiscal Year 2011, the sum of Four Hundred Fifty-eight Thousand Four
30 Hundred Forty-eight Dollars (**\$458,448**) is appropriated from the General Fund to the GGRF for

1 retirement annuities for former judges and justices of the Superior Court and Supreme Court of
2 Guam.

3 (k) The GGRF Board of Trustees *shall* enact and, if necessary, amend administrative
4 regulations that establish procedures to ensure the proper submission, receipt and accounting of
5 all sums remitted pursuant to Subsections (e) and (g) hereof.

6 **Section 3. Survivor Supplemental Annuity Additions.** Title 4 GCA §8135(d)(6) is
7 *amended* to read:

8 “(6) the prospective payment of supplemental benefits for the period of
9 October 1, 2010, through September 30, 2011, for survivors of those employees who
10 retired prior to October 1, 1995, to be paid in the following manner:

11 (i) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
12 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
13 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
14 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
15 benefits formerly contained in various General Appropriation Acts.

16 (ii) No person eligible for Retiree Supplemental Annuity Benefits
17 provided for in this Section *shall* receive such benefits if his regular annual
18 retirement annuity exclusive of the supplemental amounts authorized hereby
19 *exceeds* Forty Thousand Dollars (**\$40,000**). No persons eligible for Retiree
20 Supplemental Annuity Benefits *shall* receive more than the sum of Forty
21 Thousand Dollars (**\$40,000**) in combined retirement annuities and supplemental
22 retirement annuities.

23 (iii) Any retiree or survivor eligible to receive the supplemental annuity
24 may waive their supplemental annuity payment authorized herein by the filing of
25 a notarized affidavit waiving such payment with the Retirement Fund.”

26 **Section 4. Disability Supplemental Annuity Additions.** §8129(g), Title 4, Guam
27 Code Annotated, is *amended* to read:

28 “(g) Any disability retirement annuitant who commenced receiving a disability
29 retirement annuity prior to October 1, 1995, and who is entitled to disability retirement
30 benefits under this Chapter *shall* receive, during the period commencing on October 1,

1 2010, and ending on September 30, 2011, prospective non-cumulative supplemental
2 annuity benefits as follows:

3 (1) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
4 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
5 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
6 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
7 benefits formerly contained in various General Appropriation Acts.

8 (2) No persons eligible for Retiree Supplemental Annuity Benefits
9 provided for in Paragraph (g) of this Section *shall* receive such benefit if their
10 regular annual retirement annuity, excluding survivor benefits, prior to the
11 supplemental amounts herein *exceeds* Forty Thousand Dollars (**\$40,000**). No
12 persons eligible for Retiree Supplemental Annuity Benefits *shall* receive more
13 than the sum of Forty Thousand Dollars (**\$40,000**) in combined retirement
14 annuities and supplemental retirement annuities.

15 (3) Any disability retirement annuitant eligible to receive the supplemental
16 annuity may waive their supplemental annuity payment authorized herein by the
17 filing of a notarized affidavit waiving such payment with the Retirement Fund.”

18 **Section 5. Retirees Supplemental Annuity Additions.** §8122(d)(6), Title 4, Guam
19 Code Annotated, is hereby *amended* to read as follows:

20 “(6) Any retirement annuitant who commenced receiving a retirement annuity
21 prior to October 1, 1995, and who is entitled to retirement benefits under this Chapter,
22 *shall* receive, during the period commencing on October 1, 2010, and ending on
23 September 30, 2011, prospective, non-cumulative supplemental annuity benefits as
24 follows:

25 (i) Four Thousand Two Hundred Thirty-eight Dollars (**\$4,238**) in
26 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two
27 Hundred Dollars (**\$1,200**), One Thousand Five Hundred Dollars (**\$1,500**), Seven
28 Hundred Dollars (**\$700**), and Eight Hundred Thirty-eight Dollars (**\$838**) in annual
29 benefits formerly contained in various General Appropriation Acts.

1 (ii) No retiree who is eligible for Retiree Supplemental Annuity
2 Benefits provided for in this Section *shall* receive such benefit if his regular
3 annual retirement annuity, excluding the supplemental amounts authorized herein
4 and survivor benefits, *exceeds* Forty Thousand Dollars (**\$40,000**). A retiree who
5 is eligible for Retiree Supplemental Annuity Benefits *shall* receive *no more than*
6 Forty Thousand Dollars (**\$40,000**) in combined retirement annuities and
7 supplemental retirement annuities.

8 (iii) Any retiree or survivor eligible to receive the supplemental annuity
9 may waive their supplemental annuity payment authorized herein by the filing of
10 a notarized affidavit waiving such payment with the Retirement Fund.”

11 **Section 6. Appropriation for Cost of Living Allowance (COLA).**

12 (a) *I Maga’lahen Guâhan shall* provide, by a single lump sum payment, a Cost of
13 Living Allowance (COLA) of One Thousand One Hundred Dollars (**\$1,100**) to each retiree of
14 the GGRF who is retired as of September 30, 2010, or his survivor, *no later than* November 1,
15 2010, *unless* the annuitant chooses in writing to receive bi-monthly payments from October 1,
16 2010 through September 30, 2011. The sum of Six Million Seven Hundred Seventy Thousand
17 Five Hundred Dollars (**\$6,770,500**) is appropriated from the General Fund to the Department of
18 Administration to pay said Cost of Living Allowance (COLA).

19 (b) The Guam Power Authority, the A. B. Won Pat International Airport Authority,
20 the Guam Economic Development Authority, the Guam Housing Corporation, the Government
21 of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the Guam Waterworks
22 Authority and the Guam Visitors Bureau *shall* pay a Cost of Living Allowance (COLA) in a
23 single payment of One Thousand One Hundred Dollars (**\$1,100**) to every Government of Guam
24 Retirement Fund retiree who retired from each respective aforementioned agency as of
25 September 30, 2010, or his survivor, *no later than* November 1, 2010, *unless* the annuitant
26 chooses in writing to receive bi-monthly payments from October 1, 2010 through September 30,
27 2011.

28 (c) Each agency mentioned in Subsection (b) *shall* reimburse the General Fund for
29 any COLAs paid by the Fund in Fiscal Year 2011 to retirees who have retired from that agency
30 and their survivors, *no later than* December 31, 2010.

1 (d) Any retiree or survivor eligible to receive the Cost of Living Allowance (COLA)
2 may waive their Cost of Living Allowance (COLA) payment authorized herein by the filing of a
3 notarized affidavit waiving such payment with the entity responsible for the Retirement Fund.

4 (e) *If* a retiree is both a Defined Benefit and a Defined Contribution Retiree, he or his
5 survivor *shall only* be entitled to a single COLA payment.

6 **Section 7. The Government of Guam Competitive Wage Act of 2011.**

7 (a) **Legislative Findings and Intent.** It is the finding of *I Liheslaturan Guåhan* that
8 the government of Guam, as the largest employer on island, has a duty to examine and evaluate
9 its human resources demands in the face of an ever-increasing global economy.

10 *I Liheslaturan Guåhan* finds that the government of Guam *does not* operate in a vacuum,
11 but must compete with other employers, such as the federal and private sector, for the island's
12 supply of professionals in all fields. As an organization, the government of Guam must ensure it
13 has the necessary tools to address the increasing complexity of the government operations and
14 changes in the economic environment of the island.

15 *I Liheslaturan Guåhan* recognizes that the proposed military buildup will result in the
16 inflation of the price of commodities and services on the island, including the wages. As such, *I*
17 *Liheslaturan Guåhan* plans to adopt a proactive approach in light of the recent exodus of
18 professional staff, and the shortage of credentialed and experienced applicants due to the
19 increasingly competitive job market. The delivery of government services occurs at the front
20 lines and recruitment and retention of such employees is paramount to the delivery of services,
21 particularly in light of the fact that the government of Guam has *not* changed its Unified Pay
22 Structure in over eighteen (18) years.

23 The first phase adjustment of the Unified Pay Structure as proposed by the Department of
24 Administration will affect approximately five thousand nine hundred twenty-nine (5,929)
25 employees within the government of Guam. The estimated fiscal impact can be categorized as
26 (1) the cost to bring employees who are below the minimum of the recommended salary ranges
27 to the minimum of those ranges; (2) placing employees who are in the recommended salary
28 range at the appropriate position salary range; and (3) for employees whose current salary is
29 between the range minimum and midpoint; this is the cost of placing employees at the next
30 highest step in the new salary range.

1 (b) Implementation of the Government-wide Position Classification, Compensation &
2 Benefits Study. The sum of Thirteen Million One Hundred Fourteen Thousand Five Hundred
3 Ninety-six Dollars (**\$13,114,596**) is appropriated from the General Fund to the Department of
4 Administration for the purpose of implementing the salary adjustments in Fiscal Year 2011, as
5 recommended by the comprehensive Government-wide Position, Classification, Compensation
6 and Benefits Study Plan, conducted by the Hay Group, Inc. pursuant to Section 13 of Public Law
7 No. 29-52, and the Governor's Executive Order No. 2006-21. This appropriation precedes
8 transmittal by *I Maga'lahi* to *I Liheslatura* of a final, implementable Plan to adjust
9 compensation, classification and benefits; and notwithstanding any other provision of law or this
10 Act, this Subsection (b) *shall* be effective *only* upon formal adoption by *I Maga'lahi* of a Plan
11 consistent with the Hay Group, Inc. recommendations and consistent with this Act.

12 (c) Funds appropriated in this Section *shall* be used *only* for the salary adjustments of
13 permanent classified personnel filling authorized full-time equivalent (FTE) positions, as
14 approved in the department or agency's Fiscal Year 2010 budget, or under this Act, and as
15 recommended in the Comprehensive Government-wide Positions, Classifications, and Benefits
16 Study Plan pursuant to Section 13 of Public Law 29-52, and Executive Order 2006-21. It is the
17 intent of *I Liheslaturan Guåhan* to *not* include position(s) such as unclassified personnel, limited
18 term appointees or any personnel under non-permanent status, as part of the Government-wide
19 pay adjustment authorized herein, and to disallow the use of the funds appropriated in Subsection
20 (b) of this Section for such use.

21 **Section 8. Appropriation to Department of Mental Health & Substance Abuse.**
22 The sum of Fifty Thousand Dollars (**\$50,000.00**) is appropriated from the General Fund to the
23 Department of Mental Health and Substance Abuse for the OASIS Empowerment Center for
24 Women Alcohol Substance and Homeless Program. This appropriation is *not* subject to any
25 transfer authority.

26 **Section 9. Public Law 30-55, Section 8 of Chapter X is amended to read**

27 **“Section 8. Appropriations to Traditions About Seafaring Islands (TASI).**
28 The sum of One Hundred Thousand Dollars (**\$100,000**) is appropriated from the General
29 Fund to the Guam Visitors Bureau for the operations of the Traditions About Seafaring
30 Islands (TASI).”

1 **CHAPTER XII**

2 **MISCELLANEOUS PROVISIONS**

3 **Section 1. §§221503 and 221504, Article 15, Chapter 22 of Title 5, Guam Code**
4 **Annotated, are hereby amended to read as follows:**

5 **“§221503. Purpose.**

6 The Indirect Cost Account *shall* be expended by appropriation by law for the
7 following purposes:

8 (a) Training such as Continuing Professional Education Credits, CPE.

9 (b) Negotiating and Administering the government of Guam’s indirect
10 cost rate.

11 (c) Purchasing of Supplies and Equipment associated with Negotiating
12 and Administering the government of Guam’s indirect cost rate.

13 (d) Automated budget development and maintenance.

14 (e) General Operations for the agencies stipulated in §221504, Article
15 15, Chapter 22 of Title 5.

16 **§221504. Deposits and Expenditures.**

17 Deposits *shall* be made into the Indirect Cost Account from Federal
18 Reimbursement, for Executive Line Agency Claims or Claims on Indirect Cost not to
19 exceed five percent (5%) of the total program monies based on a negotiated and approved
20 Indirect Cost Rate from U.S. Department of Interior to be applied in administering
21 Federal Programs. Monies deposited in the Indirect Cost Account *shall* be expended for
22 the following agencies:

23 (a) Department of Administration;

24 (b) Bureau of Budget & Management Research;

25 (c) Office of Public Accountability;

26 (d) Guam State Clearinghouse.

27 (e) Guam Department of Education”

28 **Section 2. Utility Cost Account.** There is hereby created a Utility Cost Account.
29 All appropriations to the Utility Cost Account in this Act and subsequent Acts for power,
30 water/sewer of departments or agencies *shall* be released from the Utility Cost Account monthly

1 at the rate of one-twelfth (1/12) of the total appropriation and used exclusively by the
2 Department of Administration for payments of utility charges for the specified departments or
3 agencies. This Cost Account *shall not* be subject to *I Maga'lahaen Guåhan's* transfer authority.

4 **Section 3. Health Benefit Cost Account.** There is hereby created a Health Benefit
5 Cost Account. All appropriations to the Health Benefit Cost Account in this Act and subsequent
6 Acts for the health, life and dental premiums of departments or agencies *shall only* be used by
7 the Department of Administration to pay for health, life and dental insurance premiums for the
8 specified department or agency. This Cost Account *shall not* be subject to *I Maga'lahaen*
9 *Guåhan's* transfer authority. Any provider to the government of health, dental or life insurance
10 *shall* submit a report to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan Guåhan*
11 detailing the number of employees enrolled in each plan and the premium cost of the employee
12 share and the government share of each enrollee, within thirty (30) days of the close of the
13 annual open enrollment of such plan. Thereafter, a monthly report detailing the number of new
14 enrollees and the number of enrollees dropping the plans *shall* be filed with *I Maga'lahaen*
15 *Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

16 **Section 4. Vacancy Pool Cost Account.** There is hereby created a Vacancy Pool
17 Cost Account. All appropriations to the Vacancy Pool Cost Account in this Act and subsequent
18 Acts for vacant positions of Executive Branch departments, unless otherwise stated, *shall* be
19 deposited into the Vacancy Pool Cost Account and *shall only* be used to pay salaries of new hires
20 after October 1, 2010 for positions unfilled at the beginning of FY 2011 for the specified agency.
21 This Cost Account *shall not* be subject to *I Maga'lahaen Guåhan's* transfer authority, but
22 corresponding amounts *shall* be transferred by the Bureau of Budget and Management Research
23 (BBMR) to an agency or department to be used for payroll upon the filling of an authorized
24 position. The Cost Account *shall* be available to pay the salaries of employees returning to their
25 government position who were *not* in the previous fiscal year staffing pattern drawing a salary.
26 Certification of the availability of funds for the recruitment GG1s for all vacancies to be filled
27 using the Vacancy Pool Cost Account *shall* be by BBMR.

28 **Section 5. Deficit Reduction.** All unpaid prior year obligations, including
29 obligations for tax refunds; vendor payables; back pay for employees or other obligations
30 resulting from judgments or awards approved prior to FY 2011 by any regulatory body, court or

1 administrative authority, which remain unpaid at the beginning of FY 2011, *unless* otherwise
2 authorized, *shall* be paid from the un-appropriated General Fund revenues collected in excess of
3 appropriations and reserved for deficit reduction pursuant to §22436 of Article 4, Chapter 22 of
4 Title 5, Guam Code Annotated. The obligations *shall* be paid in the order of when they were
5 incurred, with the longest outstanding obligation being paid first and so forth. The Department
6 of Administration *shall* transmit a copy of the cumulative prior year obligations on a quarterly
7 basis to *I Maga'lahaen Guåhan*, the Speaker of *I Liheslaturan Guåhan*, and the Office of Finance
8 and Budget.

9 **Section 6. Section 1 of Public Law 28-38 is hereby amended to read as follows:**

10 “**Section 1.** Special Retirement Provisions for the Guam Department of
11 Education (GDOE) and Guam Memorial Hospital Authority (GMHA). On the first day
12 of the first month following the enactment hereof and on every first day of every month
13 thereafter, the Department of Administration (DOA) *shall* compute and recognize interest
14 owed for both the GDOE and GMHA retirement liabilities to the Government of Guam
15 Retirement Fund (GGRF) equal to outstanding liability multiplied by the one twelfth
16 (1/12) of the most recent historical five (5) year average annual rate of return of the
17 defined benefit investment portfolio, inclusive of performance which yielded negative
18 returns. Liability payments made by the GDOE or GMHA *shall* be credited to the
19 respective liability balance prior to the next month’s interest calculations. The GGRF
20 *shall not* be entitled to any additional interest for liabilities identified in this Section
21 beyond what the DOA calculates on the first day of each month. The GGRF *shall* accept
22 and approve for retirement any eligible employee of the DOE or the GMHA upon the
23 condition that the respective agency's employer and employee contributions to the Fund
24 for the applicable fiscal year are current and paid in full as provided in P.L. 27-106,
25 Chapter VI, Section 13. If the GDOE or GMHA fails to make current payments for the
26 applicable fiscal year, the Fund *shall* cease processing applications from employees of
27 that agency until payment is made in full.

28 The GGRF and the DOA *shall* reconcile the annualized interest paid during the
29 current fiscal year upon release of the GGRF rate of return performance report for
30 Quarter ending September 30 for the same twelve (12) month period. The GGRF *shall*

1 invoice the DOA for any underpayment of interest computed by subtracting actual
2 interest payments from interest calculated using the current fiscal year monthly principal
3 balances outlined in Section 1 and the twelve (12) month average rate of return for the
4 same period. Any overpayments to the GGRF *shall* remain with the GGRF.

5 On the first day of the first month following the enactment hereof and on every first day
6 of every month thereafter, with a grace period of *no more than* ten (10) days, the Treasurer of
7 Guam *shall* pay “interest only” payments for the Guam Department of Education (GDOE)
8 deficiency to the Government of Guam Retirement Fund (GGRF) and the Treasurer of Guam
9 *shall* pay “interest only” payments for the Guam Memorial Hospital Authority (GMHA)
10 deficiency to the GGRF on the first day of the first month following the enactment hereof and on
11 every first day of every month thereafter. The Government of Guam Retirement Fund *shall*
12 accept and approve for retirement any eligible employee of the Guam Department of Education
13 or the Guam Memorial Hospital Authority upon the condition that the respective agency's
14 employer and employee contributions to the Fund for the applicable fiscal year are current and
15 paid in full as provided in P.L. 27- 106, Chapter VI, Section 13, including interest and penalties
16 pursuant to Title 4 GCA §8137(c) and interest at the actuarial rate determined in the latest
17 completed actuarial valuation prepared for the Board of Trustees by the actuary appointed by the
18 Board, which is seven and one-half percent (7.5%). If the Treasurer of Guam fails to make
19 current payments as required by this Section or if GDOE or GMH fails to make current payments
20 for the applicable fiscal year, the Fund *shall* cease processing applications from employees of
21 that agency until payment is made in full.”

22 **Section 7. Retirement Option for Government of Guam Employees.** A member
23 of the Government of Guam Retirement Fund (GGRF) who is eligible for retirement may retire
24 upon the complete remittance of his outstanding individual contributions to the GGRF, including
25 the employee and employer retirement contributions. Any and all fees, interest at actuarial set
26 assumed rate of return for fund investments rates, and penalties required by the GGRF *shall* be
27 paid by the government. This Section *shall not* restrict the continuing remittance of existing
28 GGRF contributions as required by law or by the GGRF. By the fifteenth (15th) day of each
29 month, the Director of the GGRF *shall* provide a detailed report to the Speaker of *I Liheslaturan*
30 *Guåhan* regarding said remittances and the number of retirements pursuant to this Section during

1 the previous month. Nothing herein *shall* be construed to abrogate any provision of Public Law
2 28-38.

3 **Section 8. Volunteers and Donations for Skinner Plaza, Plaza De España and**
4 **Guam Congress Building.** The Executive Director of *I Liheslaturan Guåhan* may receive
5 donations, including, but *not* restricted to, donations of goods, materials and services, for the
6 purpose of maintaining and renovating Skinner Plaza, the *Plaza De España*, and the Guam
7 Congress Building (also known as the Old Legislative Building).

8 **Section 9. Temporary Employment of Retired Corrections Officers.** The
9 Department of Corrections (DOC) may hire retired Guam Corrections Officers if a critical need
10 arises. Retired corrections officers hired under this Section may receive their retirement annuity
11 while employed on this temporary basis. Officers may *only* be hired under this Section to fill
12 positions left vacant because of military activation of corrections officers or absence due to a
13 long term disability status which has been certified by a medical doctor. The DOC may exercise
14 this hiring authority provided its authorized budget for personnel is *not* exceeded in filling those
15 positions and *shall* be terminated when the incumbent returns from military service. Retired
16 officers may be hired *only* in the ranks of Corrections Officers Supervisor I and below, *only* at
17 Step I, and *shall not* receive sick and annual leave. Officers hired under this Section *shall* meet
18 requirements for the position in question, except for written examinations, and the Director of
19 DOC *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Chapter 8 of
20 Title 4, Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue
21 to receive retirement benefits.

22 **Section 10. Temporary Employment of Retired Guam Police Officers.** The Guam
23 Police Department (GPD) may hire retired Guam Police Officers if a critical need arises because
24 of military activation of police officers or absence due to a long term disability status which has
25 been certified by a medical doctor. The GPD may exercise this hiring authority provided its
26 authorized budget for personnel is *not* exceeded. The retiree hired *shall* fill such a vacant
27 position and *shall* be terminated when the incumbent returns from military service. Retired
28 officers may be hired *only* at the ranks of Sergeant I and below, *only* at Step I, and *shall not*
29 receive sick and annual leave. Officers hired under this Section *shall* first meet the requirements
30 for the position in question, except for written examinations, and the Chief of Police of GPD

1 *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4, Guam
2 Code Annotated, retirees hired temporarily pursuant to this Section may continue to receive
3 retirement benefits. The GPD may pay for Civilian Volunteer Police Reserve stipends to the
4 Police Reserve Officer to provide temporary services because of military activation of the
5 regular police officer.

6 **Section 11. Temporary Employment of Retired Guam Firefighters.** The Guam
7 Fire Department (GFD) may hire retired GFD firefighters if a critical need arises because of
8 military activation of GFD firefighters or absence due to a long term disability status which has
9 been certified by a medical doctor. The GFD may exercise this hiring authority provided its
10 authorized budget for personnel is *not* exceeded. The retirees hired *shall* fill such a vacant
11 position and *shall* be terminated when the incumbent returns from military service. Retired fire
12 personnel may be hired *only* at the ranks of Fire Specialist and below, *only* at Step I, and *shall*
13 *not* receive sick and annual leave. Retired firefighters hired under this Section *shall* first meet
14 the requirements for the position in question, except for written examinations, and the Fire Chief
15 of GFD *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4,
16 Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue to
17 receive retirement benefits.

18 **Section 12. Temporary Employment of Retired Customs and Quarantine**
19 **Officers.** The Customs and Quarantine Agency (CQA) may hire retired Customs and
20 Quarantine Officers if a critical need arises as a result of military activation of Customs officers
21 or absence due to a long term disability status which has been certified by a medical doctor or
22 when vacancies cannot be filled within six (6) months because of the lack of qualified applicants.
23 The CQA may exercise this hiring authority provided its authorized budget for personnel is *not*
24 exceeded. The retired officer *shall* fill such a vacant position and *shall* be terminated when the
25 incumbent returns from military service or when a fully-qualified applicant is available. Retired
26 officers may be hired *only* in the ranks of Customs Officer III and below, *only* at Step I, and *shall*
27 *not* receive sick and annual leave. Retirees hired pursuant to this Section *shall* meet
28 requirements for the position in question, except for written examinations, and the Director of
29 CQA *shall* certify that every retiree hired is fit for duty. The requirements of Title 17, Article 3,
30 Chapter 32 are waived for employment pursuant hereto except for §32304(b)(4).

1 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to
2 this Section may continue to receive retirement benefits.

3 **Section 13. Temporary Employment of Retired Department of Revenue and**
4 **Taxation Employees.** The Department of Revenue & Taxation (DRT) may hire retired
5 employees of the DRT when a critical need arises or absence due to a long term disability status
6 which has been certified by a medical doctor. The DRT may exercise this hiring authority
7 provided its authorized budget for personnel is *not* exceeded in the areas of Tax Collection,
8 Taxpayer Assistance, Tax Investigation, Auditing, and Tax Processing. Said retirees *shall* be
9 hired at Step I for the position in question and *shall not* receive sick and annual leave.
10 Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to
11 this Section may continue to receive retirement benefits.

12 **Section 14. Locum Tenens Exemption during the Absence of the Chief Medical**
13 **Examiner.** The Office of the Chief Medical Examiner is exempt from the government of Guam
14 Procurement Law in contracting for the professional services of a qualified medical examiner to
15 be provided when the Chief Medical Examiner is absent from work.

16 **Section 15. Advance Payments for Medical Services.** In order to expedite
17 acceptance of Medically Indigent Program (MIP) clients at the Joint Commission accredited
18 facilities for medical treatment approved by the MIP, the Director of Public Health and Social
19 Services (DPHSS) may advance payments for said medical treatment or air ambulance program
20 established by Section 33, Chapter V of Public Law 28-150, and may establish escrow accounts
21 for immediate and advance payment of medical treatment at hospitals and other medical facilities
22 accredited by the Joint Commission determined by the Director of DPHSS to be best able to
23 serve Medically Indigent Program clients.

24 **Section 16. Transfer of Employees.** (a) Notwithstanding any other provision of law,
25 and in recognition of personnel shortages in certain areas, *I Maga'lahaen Guåhan* is authorized to
26 transfer employees within or between any line department or agency of the government of
27 Guam, *except* that:

- 28 (1) This Section *shall not* apply to any employee of the Legislative or Judicial
29 Branches of government;
30 (2) The transfer of an employee *shall not* result in a loss of pay or salary;

1 (3) No employee *shall* be transferred if the employee has filed a viable
2 grievance with the Civil Service Commission for discrimination based on political
3 affiliation, gender, or sexual harassment, unless the employee consents to said transfer;

4 (4) Notwithstanding any other provision of law or regulation, no employee of
5 an autonomous agency may be transferred to a line department or agency;

6 (5) *I Maga'lahaen Guåhan shall* transfer the funding authorized for that
7 employee's position from the transferor agency to the transferee agency, including
8 GMHA, DPHSS, DMHSA, *unless* the transfer is from a line agency to an autonomous
9 agency;

10 (6) This Section *shall not* be used to transfer employees acting in good faith
11 who report or expose bad business practices, illegal activities, or inappropriate conduct
12 by public officials; and

13 (7) *No* employee occupying a classified position created by statute within an
14 agency *shall* be transferred out of an agency nor *shall* such employee and position be
15 transferred out of such agency. Any employee whose classified position is created by
16 statute within a specific department or agency, and has been transferred out of such
17 agency or whose classified position has been transferred out of such agency *shall* be
18 immediately transferred back to such agency.

19 (b) *I Maga'lahaen Guåhan shall* submit a report to the Speaker of *I Liheslatura* of the
20 transfer of each employee pursuant to this authorization, with the name and position of the
21 employee being transferred, the line department or agency the employee is being transferred
22 from, the line department or agency the employee is being transferred to, the time duration of the
23 transfer, and whether the transfer is permanent.

24 **Section 17. Contracts Exceeding Funds Restriction.** No agency *shall* contract or
25 agree to spend any money in excess of the amount allotted to that agency for that agreement by
26 the Bureau of Budget and Management Research. Any contract or agreement made in violation
27 hereof *shall* be void. Any agency head or certifying officer who knowingly contracts or agrees
28 to spend any money in excess of said allotments *shall* be guilty of a misdemeanor.

29 **Section 18. Restrictions on Executive Branch Hiring of Unclassified Employees.**
30 *No* government funds of any kind or description may be expended for the employment or hiring

1 of unclassified employees in the Executive Branch of the government of Guam, *except* for the
2 following:

3 (a) Certified persons in the Guam Department of Education, as identified in
4 Subsection (12) of §715 of Chapter 7 of Title 1 of the Guam Code Annotated;

5 (b) Any academic teaching positions at the University of Guam and the Guam
6 Community College;

7 (c) Nurses, doctors, licensed health professionals and ancillary health
8 employees necessary for clinical purposes at the Department of Public Health and Social
9 Services, the Department of Mental Health and Substance Abuse, the Office of the Chief
10 Medical Examiner, the Guam Memorial Hospital Authority, the Guam Police
11 Department, and the Department of Integrated Services for Individuals with Disabilities;

12 (d) Department of Labor Survey Workers;

13 (e) Systems and Programming Administrator, Junior Systems Programmer,
14 Senior Programmer Analyst, Junior Application Analyst, Junior Programmer Analyst and
15 Junior Application Programmer and positions dealing with tax audits, tax investigations,
16 tax collections and processing of taxes at the Department of Revenue and Taxation;

17 (f) Federally-funded positions (matching and up to 100%);

18 (g) Persons filling temporary vacancies created by the call to active military
19 duty of employees who are members of the reserve components of the Department of
20 Defense and the Department of Transportation, including, but *not* limited to, the United
21 States Army, United States Navy, United States Marine Corps, United States Air Force,
22 the Army National Guard, the Air National Guard, and the United States Coast Guard, *or*
23 created by absence due to a long term disability status which has been certified by a
24 medical doctor. Departments may exercise this hiring authority provided its authorized
25 budget for personnel is *not* exceeded;

26 (h) Positions within the Office of *I Maga'lahaen Guåhan*, the Office of *I*
27 *Segundo Na Maga'lahaen Guåhan* and the Guam State Clearinghouse, and department or
28 agency heads, deputies and private secretaries;

29 (i) Positions within the Mayors Council of Guam;

30 (j) Positions within the Guam Election Commission;

1 (k) Limited-term, part time substitute teachers of the Guam Department of
2 Education;

3 (l) All persons employed pursuant to this Section, effective October 1, 2010,
4 *shall* meet the minimum Knowledge, Abilities and Skills (KAS) associated with such
5 position; and

6 (m) professional engineers required to fill Chief Engineer positions.

7 **Section 19. Board and Commission Meeting Stipends.** Any compensation or
8 stipend owed to a Board or Commission member for attending a regular or special meeting in FY
9 2011 *shall* be paid from the budget of the department or agency responsible for the
10 administrative support and operations of such Boards or Commissions. Any Board member who
11 has served on a Board continuously—for ten (10) years or more—may receive a stipend totaling
12 *no more than* Two Hundred Fifty Dollars (\$250) per month for meetings attended; however,
13 Board and Commission members may elect to not receive said compensation.

14 **Section 20. Contracts.** Positions in the classified and unclassified service *shall not* be
15 filled pursuant to a contractual arrangement, *except* as provided in this Section for FY 2011.

16 (a) Subject to Chapter 5, Title 5, Guam Code Annotated, government of
17 Guam departments and agencies may contract with independent contractors, provided
18 that no agency may contract for services customarily provided by employees in the
19 classified service, except as provided by law.

20 (b) Government of Guam departments and agencies that do not customarily
21 obtain professional services, such as licensed health professionals, licensed architects,
22 licensed engineers, legal services, actuarial services and auditing services through an
23 employee in the classified service in that department or agency may contract to obtain
24 such services.

25 (c) The Office of the Attorney General and the Public Defender Service
26 Corporation are authorized to contract with attorneys as independent contractors to
27 provide services in areas in which it is impracticable or impossible for the office to
28 proceed. Such contracts *shall* be let in accordance with the procurement laws of Guam.
29 No such independent contractor hired pursuant to this Section may receive from the
30 government of Guam any remuneration in any form other than in payment for the

1 position into which such person is hired. The Office of the Attorney General and the
2 Executive Director of the Public Defender Service Corporation *shall* file a copy of every
3 such contract with the Chief Procurement Officer and the Director of Administration
4 together with a written certification stating why it is impracticable to handle the matter
5 within the office as otherwise constituted.

6 (d) This Section *shall not* apply to the Guam Department of Education; the
7 University of Guam; the Guam Community College; the Unified Judiciary when filling
8 positions of justices and judges pro tem, law clerks, and legal interns; the Department of
9 Revenue and Taxation when filling the position of legal counsel; *I Liheslaturan Guåhan*;
10 the Guam Memorial Hospital; and the Department of Public Health and Social Services
11 and the Department of Mental Health and Substance Abuse when filling positions of
12 licensed health professionals.

13 (e) Any instrumentality of the government of Guam that fills any classified or
14 unclassified positions by contractual arrangement in accordance with this Section *shall*
15 file a copy of every such contract with the Chief Procurement Officer together with a
16 written certification stating why it is impracticable to handle the matter within the
17 instrumentality as otherwise constituted.

18 **Section 21. Wireless Communications Restrictions.** *No* government of Guam funds,
19 regardless of source and including funds expended by autonomous agencies, *shall* be expended
20 for the use of cellular telephones, cellular telephone services and other wireless telephone
21 services, *unless* the government of Guam will be reimbursed from Federal funds or other grants.
22 This Section *shall not* apply to *I Maga'lahren Guåhan*; *I Segundo Na Maga'lahren Guåhan* ; the
23 Speaker of *I Liheslaturan Guåhan*; the Chief Justice of the Supreme Court of Guam; the
24 Presiding Judge of the Superior Court of Guam; official use of the Crisis Hotline Program of the
25 Department of Mental Health and Substance Abuse; law enforcement officials; on-call health
26 professionals at the Guam Memorial Hospital Authority, the Department of Mental Health and
27 Substance Abuse, and the Department of Public Health and Social Services; Village Mayors and
28 Vice Mayors; GFD and EMS officials; on-call emergency management personnel; and the Chief
29 Medical Examiner.

1 **Section 22. Exception for Internet and Data Network and Wireless Non-Mobile**
2 **Telephone Services.** The restrictions on the funds for wireless telephone service contained in
3 Section 21 of this Chapter *shall not* apply to the wireless internet and data networking services,
4 Voice Over Protocol (VOIP) and wireless local loop (stationary [non-mobile] wireless phone
5 systems) telephone services.

6 **Section 23. Deposit for Drug Testing.** The sum of Two Thousand Dollars (**\$2,000**) is
7 appropriated from the General Fund; the sum of Three Hundred Eighty Five Dollars (**\$385**) is
8 appropriated from the Guam Contractors License Board Fund; the sum of Seven Hundred Fifty
9 Dollars (**\$750**) is appropriated from the Indirect Cost Fund; the sum of One Hundred Thirteen
10 Dollars (**\$113**) is appropriated from the Land Survey Revolving Fund; the sum of Four Hundred
11 Eighteen Dollars (**\$418**) is appropriated from the Manpower Development Fund; the sum of
12 Thirty Eight Dollars (**\$38**) is appropriated from the PEALS Fund; the sum of Two Thousand
13 Dollars (**\$2,000**) is appropriated from the Solid Waste Operations Fund; and the sum of Two
14 Thousand Dollars (**\$2,000**) is appropriated from the Territorial Highway Fund to individual
15 agencies for drug testing, and *shall* be deposited into an account with the Department of
16 Administration, which is tasked with the implementation and payment of all testing by
17 government employees as set out in Executive Orders 95-29 and 2005-18. This Fund *shall not* be
18 subject to *I Maga'lahaen Guåhan's* transfer authority.

19 **Section 24. Deposit for Random Drug Testing for Testing Designated Positions.**
20 The sum of Thirteen Thousand Nine Hundred Thirty Dollars (**\$13,930**) is appropriated from the
21 General Fund, representing the total of all appropriations in this Act to individual agencies for
22 random drug testing of employees in Testing Designated Positions (TDP) delineated in the
23 Department of Administration Drug Free Workplace Program (DFWP Operating Procedures),
24 and *shall* be deposited into an account with the Department of Administration. This Fund *shall*
25 *not* be subject to *I Maga'lahaen Guåhan's* transfer authority.

26 **Section 25. Program Reporting Requirements for Employment, Employment**
27 **Placement, and Job Training Programs at the Guam Community College, the University of**
28 **Guam, and the Guam Department of Labor.**

29 (a) The President of the University of Guam, the President of the Guam
30 Community College, and the Director of the Guam Department of Labor *shall* transmit a

1 report to *I Maga'lahren Guåhan* and to the Speaker of *I Liheslaturan Guåhan*, no later
2 than June 30 of each year, the actual number of program completers and/or certificates
3 issued for each program, and employment data for said program completer for the two (2)
4 years following completion of their respective programs, to include salary levels, job
5 location, or whether the job is in the same field as the program.

6 (b) The report mandated in Subsection (a) shall also be posted on each
7 agency's respective website.

8 **Section 26.** If any Cost Accounts created by this Act require existing automated
9 postings within the Government of Guam Financial Management System to be manually
10 duplicated to conform to the requirements in this Act the Department of Administration may
11 instead report the details of the Cost Account outside the Financial Management System.

12 **Section 27. Office of the Adequate Education *Suruhanu*.** §111000 of Title 17, Guam
13 Code Annotated, is hereby *amended* to read:

14 “§11100. **Creation of Office.** The Office of the Adequate Education
15 *Suruhanu* (hereinafter referred to as the ‘Education *Suruhanu*’) is hereby established as
16 an entity of the Office of the Attorney General of Guam. It is operationally independent
17 from *I Maga'lahren Guåhan*, *I Liheslaturan Guåhan*, the Department of Education (DOE)
18 and the Guam Education Policy Board (Board). *I Maga'lahren Guåhan*, *I Liheslaturan*
19 *Guåhan*, DOE or the Board shall not prevent, impair, or prohibit the Education *Suruhanu*
20 from initiating, carrying out, or completing his duties. The Education *Suruhanu* shall be
21 the head of the office.”

1 **CHAPTER XIII**

2 **ADMINISTRATIVE PROVISIONS**

3 **Section 1. Authorization for Matching Requirements for Federal Grants-In-Aid.**

4 All departments are authorized to expend funds appropriated in this Act for matching
5 requirements of Federal grants.

6 **Section 2. Carryover of Local and Federal Matching Program Funds for Grants.**

7 The Local and Federal Matching Funds for programs whose expiration dates extend beyond
8 September 30, 2011 *shall not* lapse and may be expended throughout the period of the grant
9 award.

10 **Section 3. Government of Guam Retirement Fund Rate of Contribution.**

11 In accordance with §8137(e) of Article 1, Chapter 8 of Title 4 of the Guam Code Annotated, the
12 government rate of contribution to the Government of Guam Retirement Fund throughout Fiscal
13 Year 2011 *shall* be twenty seven and forty six hundredths percent (27.46%).

14 **Section 4. Autonomous Agency Revenues and Expenditures Reported to I**

15 *Maga’lahen Guåhan and I Liheslaturan Guåhan.* Notwithstanding any other provision of law,
16 every autonomous and semi-autonomous agency or public corporation in the government of
17 Guam *shall* report all revenues and expenditures for all funds under its purview and
18 administration to *I Maga’lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* on a monthly
19 basis and post the same on its website. Each monthly report *shall* be due *no later than* thirty (30)
20 days after the end of each month.

21 **Section 5. Revenue Tracking Report.**

22 The Director of the Bureau of Budget and
23 Management Research, in collaboration with the Director of Revenue and Taxation and the
24 Director of the Department of Administration, *shall* determine, after the end of each month of the
25 fiscal year, the revenue tracking for the balance of the fiscal year, based upon the actual
26 collections of the preceding month, and prepare a statement comparing “actual” and “projected”
27 revenues. Said statement *shall* be certified as to its accuracy by each of the aforementioned
28 Directors, and submitted to the Speaker of *I Liheslaturan Guåhan* *no later than* thirty (30) days
29 after the end of each month of the fiscal year. Said statements *shall* be posted quarterly on the
30 Bureau of Budget and Management Research’s website. The Director of the Bureau of Budget
and Management Research and the Director of *I Liheslaturan Guåhan* and the Office of Finance

1 and Budget *shall* from time to time meet to revise, approve and implement changes to the format
2 of the report.

3 **Section 6. Prior Year Appropriations Report.** *I Liheslaturan Guåhan* finds that in
4 order to work effectively to reduce and manage the deficit of the government of Guam, it will
5 need to repeal or de-appropriate past appropriations, which remain outstanding but *not* expended.
6 To assist in this effort, the Department of Administration, in collaboration with the Office of
7 Finance and Budget, *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* on January 1,
8 2011 delineating any appropriation from fiscal years prior to 2011, which has *not* been
9 encumbered or fully expended as of the date of the report. The report *shall* also delineate those
10 appropriations from fiscal years prior to 2011 which have been carried forward to Fiscal Year
11 2011 pursuant to law or this Act and the expenditures thereon. Thereafter, monthly updates to
12 the report *shall* be submitted until unexpended appropriations from prior fiscal years are
13 eliminated by repeal or other operation of law.

14 **Section 7. Exemption from BBMR Allotment Release Control.** §1303, Title 5,
15 Guam Code Annotated, *shall not* apply to the Mayors Council of Guam, the Office of Public
16 Accountability, the Office of Finance and Budget, the Office of the Attorney General, the
17 Department of Revenue and Taxation, *I Liheslaturan Guåhan*, and the Unified Judiciary. Said
18 entities may draw against their respective appropriations as needed to meet their obligations in
19 accordance with a drawdown schedule that said entities *shall* submit to the Director of the
20 Department of Administration, *no later than* October 31, 2010. Failure to submit such
21 drawdown schedule *shall* subject such entity to the allotment release control by the Bureau of
22 Budget and Management Research.

23 **Section 8. Special Fund Transfer.** Unless specified in this Act, *I Maga'låhen*
24 *Guåhan* is authorized to transfer to the General Fund any cash available from any appropriated
25 Special Fund or Revolving Fund to fund the appropriations authorized by this Act. All cash
26 from Special Funds or Revolving Funds transferred to cover the appropriations authorized by
27 this Act *shall* be promptly reimbursed to the Special or Revolving Fund from which it was
28 withdrawn as cash becomes available. *I Maga'låhen Guåhan shall* submit a report to the
29 Speaker of *I Liheslaturan Guåhan* on the fifth (5th) day of every month on all transfers made
30 pursuant to this Section. Said report *shall* enumerate the amount of each transfer, identify the

1 funds to and from which the transfer was made and state the purpose of each transfer. Unless
2 otherwise restricted or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is
3 authorized to transfer *up to* fifteen percent (15%) between object categories within an agency
4 Fiscal Year 2011 Special Fund base operational (*except* the utility funds) appropriations
5 contained in Chapter V and in Parts II, III and IV of Chapter III of this Act; provided that notice
6 of each transfer and justification therefore are delivered within fifteen (15) working days after
7 the transfer is made to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and
8 Budget.

9 **Section 9. Secondary and Tertiary Road Projects.** *I Maga'låhen Guåhan*, after
10 consultation with the Village Mayors, may delete and add secondary and tertiary road repair
11 projects to the list in Part IV of Chapter II of Public Law 28-68, if such amendment is
12 necessitated by changes in cost estimates, availability of funds or critical needs, provided that the
13 repair of potholes on primary and secondary roads *shall* remain a high priority and *shall*
14 commence as soon as practicable. The Directors of the Bureau of Budget and Management
15 Research and the Department of Public Works *shall* report to *I Liheslaturan Guåhan* the status
16 and balance of the appropriations made to fund the repair of such road projects pursuant to PL
17 28-68.

18 **Section 10. Facilities Insurance Requirements.** Every department and agency of the
19 government of Guam, through the Department of Administration, may expend such sums as
20 necessary from the department or agency's appropriations for operations contained in this Act,
21 for insurance of government-owned facilities, built or repaired with FEMA grant funds, where
22 such insurance is required by FEMA.

23 **Section 11. Reporting Requirements for Non-Profit Organizations.** All non-profit
24 organizations that receive funds pursuant to this Act *shall* maintain financial records that
25 accurately account for said funds and *shall* provide a budgetary breakdown by object category to
26 the department or agency that oversees the appropriation. The non-profit organization *shall* be
27 provided a copy of this Section by the department or agency overseeing such appropriation. The
28 non-profit organization *shall* also provide to said department:

- 29 (a) A quarterly report describing its activities during the reporting period and
30 the results it achieved *no later than* twenty (20) days after the end of each quarter;

1 (b) Notification of all procurement of equipment and services of Five
2 Thousand Dollars (\$5,000) or more prior to awarding the contract therefore;

3 (c) Access to the overseeing department or agency's duly authorized
4 representative, and government of Guam auditors, to appropriate records for the purpose
5 of audit and examination of books, documents, papers and records of funds expended
6 under the appropriation;

7 (d) Submission of a detailed inventory listing of each year's purchases, as
8 certified by its certifying officer; and

9 (e) A Final Report to the overseeing department or agency for submission to *I*
10 *Liheslaturan Guåhan* containing a full disclosure of all expenditures of funds
11 appropriated by this Act *no later than* November 15, 2011. The overseeing department
12 or agency *shall* post the same on its website.

13 (f) Non-compliance with these reporting requirements will subject the non-
14 profit organization to a three percent (3%) reduction of its appropriation(s) and the
15 overseeing agency's contract with the organization *shall* so provide.

16 **Section 12. Fund Reversions.** *Unless* otherwise specified in this Act:

17 (a) General Fund Reversion. All unexpended or unencumbered
18 appropriations made from the General Fund pursuant to this Act *shall* revert to the
19 General Fund on the last day of Fiscal Year 2011.

20 (b) Tourist Attraction Fund Reversion. All unexpended or unencumbered
21 appropriations made from the Tourist Attraction Fund pursuant to this Act *shall* revert to
22 the Tourist Attraction Fund on the last day of Fiscal Year 2011.

23 (c) Healthy Futures Fund Reversion. All unexpended or unencumbered
24 appropriations made from the Healthy Futures Fund pursuant to this Act *shall* revert to
25 the Healthy Futures Fund on the last day of Fiscal Year 2011.

26 **Section 13. Restriction on the Home Use of Government of Guam Vehicles.**

27 *Except* when expressly permitted by §1103(c) of Chapter 1, Title 4, Guam Code Annotated, or
28 any other law, *no* government of Guam owned, leased or rented vehicles may be driven home by
29 an employee *unless* such employee is on call as an emergency first responder.

1 **Section 14. Transfer Authority of *I Maga'låhen Guåhan*.** Unless otherwise
2 restricted or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is authorized
3 to transfer *up to* fifteen percent (15%) between Fiscal Year 2011 General Fund Executive Branch
4 base operational (*except* the utility funds) appropriations contained in Chapter V and in Parts II,
5 III and IV of Chapter III of this Act; *provided* that notice of each transfer and justification
6 therefore are delivered within fifteen (15) working days after the transfer is made to the Speaker
7 of *I Liheslaturan Guåhan* and the Office of Finance and Budget. Notwithstanding any other
8 provision of law, no funds *shall* be transferred out of the Guam Department of Education
9 Operations Fund or Fiscal Year 2011 General Fund appropriations made to the Guam
10 Department of Education, the Unified Judiciary, *I Liheslaturan Guåhan*, the Office of Finance
11 and Budget, the Mayors Council, the Office of the Attorney General, and the Office of Public
12 Accountability. No transfer *shall* be made into the Solid Waste Operations Fund from any other
13 appropriation or any other Fund during FY 2011, *except* for General Fund appropriations
14 specifically made to the Solid Waste Operations Fund by this Act or specifically authorized by
15 law. This transfer provision *shall not* be applicable to transfers made for the purpose of
16 providing local match requirements for Federal Grants-In-Aid and for funding the ten percent
17 (10%) Law Enforcement pay raise in FY 2011. No General Fund transfer *shall* be made to the
18 Customs and Quarantine Fund. *I Maga'låhen Guåhan shall* report such transfers accordingly.

19 **Section 15. Email Addresses Paid for with Government of Guam Funds.** All
20 email addresses paid for by any funds appropriated by this Act *shall* be posted on the respective
21 agency's or branch's website.

22 **Section 16. Combined Purchase of Textbooks.** The Guam Department of
23 Education, the University of Guam, and the Guam Community College *shall* together develop a
24 more cost-effective method of purchasing textbooks for the government of Guam, in which the
25 government would benefit from the economies of scale and combined purchasing power of the
26 three (3) institutions. The joint proposal *shall* target implementation for School Year 2011-2012
27 and *shall* be submitted to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no
28 *later than* January 15, 2011.

1 **Section 17. Uniform Allowances.** Uniform allowances authorized in this Act *shall*
2 *not* be less than Three Hundred Fifty Dollars (\$350.00) for the Fiscal Year, and *shall* be issued to
3 the employees *no later than* the end of the first quarter of FY 2011.

4 **Section 18. Administration of Deficit Reduction.** The Department of
5 Administration is hereby designated the authority to receive and process claims submitted
6 pursuant to Section 5 of Chapter XII of this Act.

7 **Section 19. Revenue Processing.** *I Liheslaturan Guåhan* recognizes the benefits and
8 importance of timely processing of individual income taxes. As individual income taxes
9 represent a significant source of the government of Guam's tax revenues, the timely processing
10 of these returns is imperative. Furthermore, the timely processing of individual income taxes
11 allows the government of Guam to recognize receivables owed to the government and liabilities
12 owed to individual income tax payers through refunds. *I Liheslaturan Guåhan* also recognizes
13 that timely processing benefits both the government and the individual taxpayer. Therefore, it is
14 the intent of *I Liheslaturan Guåhan* to find methods to expedite the processing of income tax
15 returns. Whereas, electronic receipt of income tax returns prevents the need to enter the data
16 manually. *I Liheslaturan Guåhan* recognizes the value of receiving income tax returns
17 electronically and espouses the removal of any barrier to achieving this. As such, the Director of
18 Revenue and Taxation *shall* submit a feasibility study, related to accepting income tax returns
19 online, to the Speaker of *I Liheslaturan Guåhan* by January 1, 2011. The feasibility study *shall*
20 include the following items:

- 21 • (a) Survey from the major tax accounting firms of the tax software used;
- 22 • (b) Compatibility of the tax software to the systems of the Department of Revenue
23 and Taxation;
- 24 • (c) Timeline whereby the major tax software in (a) is integrated into the system of the
25 Department of Revenue and Taxation; and
- 26 • (d) Approximate cost of the integration plan through solicitation of quotes,
27 specifically for the integration.

28 **Section 20. Government Staffing Pattern**

29 (a) Staffing Pattern. *No later than* thirty (30) days after the end of each quarter of
30 Fiscal Year 2011, every director, administrator or head of a government of Guam agency,

1 excluding line agencies, *shall* submit to the Speaker of *I Liheslaturan Guåhan* and post on the
2 agency website a current staffing pattern in the format of the Executive Branch FY 2011 Budget
3 Call, as of the previous quarter’s ending. The agencies required to submit are all semi-
4 autonomous agencies, public corporations, the President of the Mayors Council of Guam, and the
5 Administrator of the Courts of the Unified Judiciary. Said staffing pattern *shall* include, at a
6 minimum, the name of every current employee and his position title, salary, increment costs and
7 benefit costs, as well as the funding source for his salary and benefits.

8 (b) *No later than* thirty (30) days after the end of each quarter of Fiscal Year 2011,
9 the Director of the Department of Administration *shall* post the government wide line agency
10 staffing pattern on the bit.guam.gov portal on the budget website. The format of the report *shall*
11 be the current staffing pattern in the format of the Executive Branch FY 2011 Budget Call, as of
12 the previous quarter’s ending. Said staffing pattern *shall* include, at a minimum, the name of
13 every current employee and his position title, salary, increment costs and benefit costs, as well as
14 the funding source for his salary and benefits.

15 **Section 21. Make Work Pay Accounting Error Adjustment to FY 2010 Budget**

16 **Act.** (a) Chapter I, Section 2 (A.) of Public Law 30-55 is *amended* as follows:

17 “A.

18 PROVISION FOR TAX REFUND PAYMENTS (\$134,260,000)

19 TOTAL GENERAL FUND REVENUE AVAILABLE FOR OPERATIONS \$512,901,145

20 PROVISION FOR TAX REFUND PAYMENTS (\$134,260,000)

21 TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION\$507,818,638”

22 (b) A new Subsection (F.) is *added* to Chapter I, Section 2 of Public Law 30-55:

23 “F. The Bureau of Budget Management and Research and the
24 Department of Administration *shall* adjust all budgetary accounts, both revenue
25 projections and appropriation levels to reflect the amendment of Public Law 30-
26 55 in Chapter XIII, Section 21(a) of this Act. These adjustments *shall* be made
27 prior to the closing of all FY 2010 accounts.”

28 **Section 22.** *No more than* twenty-five percent (25%) of the appropriation to Object
29 Classes 111 and 113 in the Base Operation Appropriation to the Office of *I Maga’lahi* may be
30 expended or transferred before January 1, 2011.

1 **Section 23. Severability.** If any provision of this Act or its application to any person
2 or circumstance is held invalid, the invalidity *shall not* affect other provisions or applications of
3 this Act which can be given effect without the invalid provision or application and to this end the
4 provisions of this Act are severable.