

VICE SPEAKER BENJAMIN J.F. CRUZ
Committee on Appropriations and Adjudication
senator@senatorbjcruz.com | www.senatorbjcruz.com



I Mina'trentai Tres na Liheslaturan Guåhan
THE 33RD GUAM LEGISLATURE
155 Hesler Place, Suite 107, Hagåtña, Guam 96910
T: (671) 477-2520/1 | F: (671) 477-2522

APR 24 2015

The Honorable Judith T. Won Pat
Speaker
I Mina'trentai Tres na Liheslaturan Guåhan
33rd Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910

Rory J. Respicio

VIA: The Honorable Rory J. Respicio
Chairperson, Committee on Rules

RE: Committee Report on Bill No. 66-33 (COR), As Substituted by the Committee

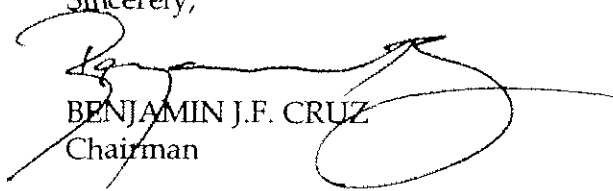
Dear Speaker Won Pat:

Transmitted herewith is the Report of the Committee on Appropriations and Adjudication on Bill No. 66-33 (COR), As Substituted by the Committee - B.J. Cruz - "An act to *amend* Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to *add a new* Section 17 to Part I, Chapter II of Public Law 32-181; and to *amend* § 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219."

Committee votes are as follows:

5 TO DO PASS
 TO NOT PASS
2 TO REPORT OUT ONLY
 TO ABSTAIN
 TO PLACE IN INACTIVE FILE

Sincerely,


BENJAMIN J.F. CRUZ
Chairman

2015 APR 24 PM 6:30





COMMITTEE REPORT

Bill No. 66-33 (COR), As Substituted by the Committee

“An act to amend Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to add a new Section 17 to Part I, Chapter II of Public Law 32-181; and to amend § 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219.”

VICE SPEAKER BENJAMIN J.F. CRUZ

Committee on Appropriations and Adjudication
senator@senatorbjcruz.com | www.senatorbjcruz.com



I Mina'trentai Tres na Liheslaturan Guåhan

THE 33RD GUAM LEGISLATURE

155 Hesler Place, Suite 107, Hagåtña, Guam 96910

T: (671) 477-2520/1 | F: (671) 477-2522

APR 24 2015

MEMORANDUM

TO: All Members
FROM: Vice Speaker Benjamin J.F. Cruz
Chairman, Committee on Appropriations and Adjudication

SUBJECT: Committee Report on Bill No. 66-33 (COR), As Substituted by the Committee

Transmitted herewith for your consideration is the Committee Report on Bill No. 66-33 (COR), As Substituted by the Committee - B.J. Cruz - "An act to *amend* Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to *add* a new Section 17 to Part I, Chapter II of Public Law 32-181; and to *amend* § 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219."

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Bill No. 66-33 (COR), As Introduced
- Bill No. 66-33 (COR), As Substituted by the Committee
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony & Supporting Documents
- COR Referral of Bill No. 66-33 (COR)
- Fiscal Note Requirement
- Notices of Public Hearing
- Public Hearing Agenda
- Related News Reports

Please take the appropriate action on the attached voting sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Sincerely,


BENJAMIN J.F. CRUZ
Chairman

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER

Committee on Appropriations and Adjudication
 senator@senatorbjcruz.com | www.senatorbjcruz.com



I Mina'trentai Tres na Liheslaturan Guåhan
THE THIRTY-THIRD GUAM LEGISLATURE

155 Hesler Place, Suite 107, Hagåtña, Guam 96910
 T: (671) 477-2520/1 | F: (671) 477-2522

COMMITTEE VOTING SHEET

Bill No. 66-33 (COR), As Substituted by the Committee - B.J. Cruz - "An act to amend Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to add a new Section 17 to Part I, Chapter II of Public Law 32-181; and to amend § 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219."

COMMITTEE MEMBERS	SIGNATURE	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
CRUZ, BENJAMIN J.F. Chairperson		✓ 4/24/15				
AGUON, Jr., FRANK B. Vice Chairperson	4/24/15	✓				
WON PAT, Ed.D., JUDITH T. Speaker and Ex-Officio Member		✓ 4/24/15				
MUÑA BARNES, TINA ROSE Member						
RODRIGUEZ, Jr., DENNIS G. Member		✓ 4/24/15				
SAN NICOLAS, MICHAEL, F.Q. Member		4/24/15		✓		
UNDERWOOD, Ph.D., NERISSA B. Member						
ADA, V. ANTHONY Member		4/24/15				
MORRISON, THOMAS A. Member				✓ 4/24/15		
TORRES, MARY C. Member						



COMMITTEE REPORT DIGEST

Bill No. 66-33 (COR), As Substituted by the Committee - B.J. Cruz - "An act to *amend* Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to *add* a new Section 17 to Part I, Chapter II of Public Law 32-181; and to *amend* § 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219."

I. OVERVIEW

Bill No. 66-33 (COR) was introduced by Vice Speaker Benjamin J.F. Cruz on April 2, 2015, and subsequently referred to the **Committee on Appropriations and Adjudication** on April 3, 2015.

The **Committee on Appropriations and Adjudication** convened a public hearing on **Thursday, April 16, 2015**, beginning at 10:00AM in the Guam Legislature Public Hearing Room. The hearing for **Bill No. 66-33 (COR)** began at **10:32AM** and ended at **10:59AM**.

Public Notice Requirements

All legal requirements for public notices were met, with requests for publication sent to all media and all Senators on April 9, 2015, and April 14, 2015, via email. Copies of the hearing notices are appended to the report.

Senators Present

Vice Speaker Benjamin J.F. Cruz, *Chairperson*

Senator Frank B. Aguon, Jr., *Vice Chairperson*

Senator Rory J. Respicio, *Member*

Senator V. Anthony Ada, *Member*

Senator Thomas A. Morrison, *Member*

Senator Mary C. Torres, *Member*

Senator Brant T. McCreadie

Appeared Before the Committee

Mr. Jon J.P. Fernandez, *Superintendent, Guam Department of Education*

Submitted Written Testimonies

Mr. Jon J.P. Fernandez, *Superintendent, Guam Department of Education*

Mr. Jose S. Calvo, *Acting Director, Bureau of Budget and Management Research*

II. TESTIMONY & DISCUSSION

Chairman Benjamin J.F. Cruz announced Bill No. 66-33 (COR), and gave a few remarks as the sponsor of the legislation:

“It is no secret I've been trying to get the Guam Department of Education (GDOE) to start up a pre-kindergarten (pre-K) program. In fact the poor Superintendent (Mr. Jon J.P. Fernandez) suffered me for some time for his failure to include the pre-K program in his pre-budget request. I was very happy about a month ago when I noted Superintendent Fernandez wrote to the Speaker (Judith T. Won Pat) asking for One Point Two Million Dollars (\$1,200,000) or thereabout for the start-up [funding] for the pre-K program in four (4) pilot schools. I was so excited that I had to find money to make sure that GDOE [has] it [in time for the upcoming school year]. I tried to put Four Million Dollars (\$4,000,000) in last year's budget but nobody wanted [to support it]. So, I'm going to try to find [the money] now; [GDOE] wants at least One Point Two Million Dollars (\$1,200,000), which I'm willing to provide for them. Within the last month, almost coincidentally when [the Legislature received] the letter from the Superintendent, the Director of the [Department of] Revenue and Taxation (DRT) also issued a notice that the property values have been reassessed and he was expecting the Territorial Educational Facilities Fund (TEFF) would get at least Thirty-Five Million Dollars (\$35,000,000), or at least there would be Thirty-Five Million Dollars (\$35,000,000) mentioned by the press. The Office of Finance and Budget (OFB) thought it would be Thirty-Two Million Dollars (\$32,000,000). But whatever it was, it was going to be an increase. And if there was going to be an increase I wanted to make sure that any increase in the TEFF not already been appropriated would and should be set aside for the start up of this very, very important pre-K program. As small as [the pilot program] is [with] four (4) pilot schools, it is a start so I am very excited about it and that is the reason why I immediately introduced the legislation upon hearing that there will be possibility of additional funds.

“The testimony that I received from Bureau of Budget and Management Research (BBMR) is that I may have overestimated the amount by Sixty-Three Thousand Dollars (\$63,000), thereby over-appropriating in this bill. As I said this was a placeholder, and I'd written to the Superintendent Fernandez and asked how each classroom was going to cost Two Hundred Eighty Thousand Dollars (\$280,000) to retrofit and start up. I'm hoping today he'll give me some answers as to how it's possible that one classroom is going to cost that much and why playgrounds had to be in two different categories and the quotation for the [breakdown] of costs.”

Chairman Cruz called on Mr. Jon J.P. Fernandez to testify.

Mr. Jon J.P. Fernandez, Superintendent, GDOE, thanked the Committee for the opportunity to testify in support of Bill No. 66-33 (COR), which he proceeded to give:

“As you know and understand, and like you’ve mentioned in your opening comments, research shows that investment in early childhood education can pay dividends, very positive dividends for the community as a whole. It’s research that many of you know and have been familiar with—I know Senator [Mary C.] Torres has an interest and background in early childhood. While the research has been out there, it’s been developing, but now you’re seeing more states taking it upon themselves to make it policy, to expand, and perhaps even reach universal pre-K [implementation]. As a matter of fact, President Obama has made [universal pre-K implementation] a priority for the federal government’s allocation of resources. What I would say, in that light, I know both Governor Eddie Baza Calvo and the Legislature, [both the 33rd and the 32nd], were contemplating what this expansion would look like and discussing universal pre-K. But because of many of the costs associated with it and the issues that need to be worked out, ultimately legislation did not get passed.

“But it was in that discussion that I thought it was necessary to go ahead and move forward and try to see if we could pilot a more modest program. And in doing so, we were able to test out some of our assumptions [about the cost], what the investment would look like; we were able to create that foundation, then as we came back to it, as we collected data, we are able to inform the discussion as we go forward. So whether we are headed in the direction of universal pre-K or not, I do think the expansion of our pre-K for four-year-olds is the right direction to move in. We wanted to go ahead in the coming School Year 2015-2016, and be able to provide that modest expansion, and then report back again to our [Guam Education Policy] Board (GEPB) to approve this as we head into the budget year and then [also report] to all stakeholders what we’ve learned and what we’ve seen.

“We are committed to opening four (4) pre-K classes. We have one in each district that we have discussed with both the Legislature and the Governor, as one way to move forward. So the four (4) schools that have been selected for the coming year include Lyndon B. Johnson Elementary School (LBJ) [that] already has an early childhood model, Finegayan Elementary School (Finegayan), Marcial Sablan Elementary School (Marcial Sablan), and J.Q. San Miguel Elementary School (J.Q. San Miguel) [...] I think the thought process is that if it works, if there is a demand, then we would come back to add additional schools every year until perhaps we get closer and closer to that universal goal. But for now we have contemplated four (4) [schools] and we are perhaps looking at an additional four (4) more in the coming school year afterwards.

“At this point, we have done a lot of the planning. We looked a lot [from] a facilities perspective, an equipment and supplies perspective, at the teaching, from the teachers that need to be in the classrooms, as well as the registration process. We’ve begun [that entire] process to head towards the opening of these classes next year. The registration so far has been out there and there probably needs to be more follow-ups with interested parents in a couple of the schools. But at the latest count all classrooms [should] be able to serve eighteen (18) students at the most: Finegayan has returned applications for fifty (50) of those slots, JQ San Miguel has twenty-two (22) registrations, LBJ has fourteen (14) registrations turned in with an additional twenty-six (26) forms outstanding, Marcial Sablan returned ten (10) registrations with [ten (10) still outstanding]. We will continue to monitor so that [we can ensure that] we are able to support each of these classrooms.

“In your letter to me, Vice Speaker, we will be finalizing a response, but we can talk to what we will be providing. You requested some clarification and justification for that budget, so we will be able to address the various components, as you mentioned, and I definitely want to talk about facilities. As I mentioned, because it’s a pilot program, we are moving forward. We’ve identified classrooms, we go in and inspect them, and we realize the costs associated and what that work entails. As we go through this process, we are going to learn more about exactly what level of resources will be needed on an on-going basis. From the personnel side, we have budgeted in our request One Hundred Sixty-Five Thousand Eight Hundred and Sixty-One Dollars (\$165,861), to include the funding of a program coordinator to oversee not just the pre-K program, but also the pre-K to third grade connection; so it’s not just pre-K, but making sure kids are ready to enter kindergarten and that they are also able to sustain their progress through the third grade where we want them to be proficient in the key content areas. These personnel costs are also prorated from August 15, 2015, to September 30, 2015, for four (4) Early Childhood Education teachers—one in each classroom—as well as four (4) instructional aides. So that is the scope of the personnel costs anticipated.

“In addition, we requested Ninety-Two Thousand Six Hundred Ninety-Six Dollars (\$92,696) [for] operations to support the supply and equipment needs of the four (4) classrooms. This includes instructional supplies, chairs and tables, classroom equipment and some playground equipment, depending whether you are going to do individual playground fixtures or some of the Head Start models, which is the entire playground structure. We want to look at which one makes sense. The budget request, we can itemize and we can provide the details. But those are based on our internal estimates, which are generated from our experience in procuring equipment and supplies for all our classrooms, so we already go to a number of sources to provide these quotes. But you will get these

individual item-by-item quotations as needed to build up to that number. And then finally, which I think is a key cause, the Eight Hundred Thirty-Two Thousand Two Hundred Fifty-Nine Dollars (\$832,259), which you equated to about Two Hundred Thousand Plus Dollars (\$200,000+) for each room so what I wanted to clarify is that that amount is not only intended to support the four (4) pilot classrooms but we are hoping to support the beginning investments in beginning to retrofit or renovate additional classrooms for the coming school years.

“So that discussion we need to work out, if that’s the direction we want to go and we want to prepare for an additional expansion beyond the school year; we would like to start that work as soon as possible. We want to have those resources so that we may start to commit, so we don't need that entire amount, the Two Hundred Thousand Dollars (\$200,000) per classroom. What I think we are in the range of right now as we walk through the recommended classrooms, it’s in the range probably in the minimum of Sixty Thousand Dollars (\$60,000) to Seventy Thousand Dollars (\$70,000) if we are just renovating. We are also learning that some of the classrooms identified—you are well aware of the status of some of these facilities—that a much fuller renovation would get up to six figures, maybe [upwards of] One Hundred Thousand Dollars (\$100,000). Because you are not just talking about the walls and repairing some of the leaks here and there; we are talking about [putting in place] the necessary equipment are in place, e.g. sinks, restrooms, etc.

“I will say that what happened in this process as we contacted the schools was we gauged their interest in participating, we had community meetings in each of the four (4) regions, we gauged the interest, we asked them to identify a room that can be renovated for this purpose, and we moved from there. Once we identified and selected the schools, we did a deeper walkthrough. And we found out, as we entered some of the classrooms, that the work that we need to do was going to be a little bit more complicated. So if we were going to put in restrooms, we need to make sure they have access to sewage and water lines, and so forth. We actually had to work with the school to relocate their proposal locations of their classrooms, so I guess that’s where the costs, I think, are going up. So as we learn, we are actually going to develop an invitation for bid (IFB) for those classroom facilities, so we can get more accurate cost information, put the projects out to bid and ultimately award out to a contractor. So without going into exact amounts, we don’t affect the procurement process. I would just give the general estimate, that at the low end, we were thinking about Fifty Thousand Dollars (\$50,000) or Sixty Thousand Dollars (\$60,000) for some renovations—we definitely need to do the restrooms. And at the high end it would be six figures plus if it’s more extensive construction that needs to be happen.

“So, we are in a discussion with the schools right now about trying to minimize

the expenditures as it makes sense but still provide a good facility for our kids, so that's an act of discussion we are having. And that concludes [GDOE's testimony] and we can answer any questions [you may have]. We will have those official documents submitted to you after the hearing."

Chairman Cruz thanked Superintendent Fernandez and apologized for not commending him and the staff and management at Tamuning Elementary School (Tamuning Elementary) for the Western Association of Schools and Colleges (WASC) accreditation exit interview that the Vice Speaker observed earlier in the week. Chairman Cruz asked Superintendent Fernandez to clarify if Tamuning Elementary and LBJ were undergoing accreditation together as separate entities or as one school.

Superintendent Fernandez stated that the two schools have been treated as different facilities in the past with WASC coming in last year to do the accreditation visit for LBJ, and this year with Tamuning Elementary. He added that GDOE is trying to align both campuses, and so the next step based on the recommendations of the WASC Committee was to align the overall kindergarten to fifth grade connection, so they will be treated as a single entity for accreditation purposes.

Chairman Cruz, addressing the listening audience, congratulated Superintendent Fernandez and the administration of Tamuning Elementary for their WASC accreditation exit interview, which the vice speaker attended the day prior. He added:

"It was amazing how many positives there were, even the issues of the things that needed to be addressed weren't things I wouldn't have thought should be listed as an issue. I mean one of the issues were, maybe they should put the two schools together as one. And I wouldn't have thought that was an issue, but that was listed as one of the 'negatives'. The one criticism that they had that I wanted to assist in today was making sure that the public knew what great work that school is doing. And that was one of the criticisms, is that they do a lot of really good work and nobody seems to know about it in the community and they need someone or somehow get more press coverage going on at that school and I wanted to be the one that recognized that. Especially since after I left there, I went [to church] and the sermon last night was that you don't put a candle under the bushel. So I just wanted to light that [candle] and congratulate Tamuning Elementary School for its excellent WASC accreditation."

Superintendent Fernandez said in response

"If I can just say thank you for that comment, not just for us, as the Superintendent and management here, but at the school-level management, as well as the faculty and staff there. I think you saw the evidence of a lot of hard work and I just want to say thank you to all the senators who also actively get out to our schools and visit because I think you would see a lot of hard work being put in. A lot of positives, and absolutely, I noted the same comment, why

don't we share this more broadly with the broader community but I will say thank you not just as superintendent but as a proud parent of Tamuning Elementary and LBJ students. Thank you."

Chairman Cruz said in jest that he would be afraid to be at Tamuning Elementary if Mrs. Fernandez were the Parent-Teacher Organization president. The discussion returned to the matter at hand and Chairman Cruz stated that he plans to hold onto the Bill No. 66-33 (COR) until he receives a revised budget for the pilot pre-K program. He notified Superintendent Fernandez for his reference that session is scheduled to begin on April 27, 2015. The vice speaker reiterated since BBMR found the bill over-appropriated, he will either take Sixty-Three Thousand Dollars (\$63,000) from the set-aside for the schools or subtract it from the general operations of Eight Hundred Plus Thousand Dollars (\$800,000+). He added that he wants to ensure that the excess TEFF revenue is immediately invested in education, and urged the superintendent to provide the budget information as soon as possible.

Superintendent Fernandez responded that his office has the requested information compiled and that he wishes to review the figures once more before he submits it to the Chairman Cruz by the end of the day. He added:

"I just want to be clear, that again, we are doing this as a one-year expansion. We are already getting questions about what's happening next year and the year after that. So that's why in the capital outlay, we can look at investing those, because if we look at the next year it does take a lot of lead time to find those rooms. And the other thing, you raise this issue of operations and the start-up cost for pre-K, one of the issues we had that was discussed about the charter allocation being given to a charter school, just a note as you realize, it's not a dollar-for-dollar amount. If one kid goes [to charter school] then we can remove a whole classroom or teacher, what you'll see as we are studying that the impact of charter schools, we do get kids from this class and this school but it does not equate to being able to remove an entire teacher salary and classroom, you just have a couple of students fewer than you might have had in the month before. So, we are taking that full amount per student and supporting the charter school while still having to support the current operating needs of those schools where they are losing a few kids here and there. And that's why you have mentioned there are some operating costs associated with that. We are still trying to meet the needs of our current students."

Chairman Cruz asked Superintendent Fernandez if the selection of the classrooms and the schools would deprive other grade levels or classes of resources.

Superintendent Fernandez replied that he has worked with the principals to ensure that does not occur. He explained:

"So, it's all based on our anticipated enrollment and any trends there and

identifying rooms that just needed some additional work. So some principals are saying, 'This is a class we can definitely use to welcome some students.' We can do it without having an investment, not just in making restrooms facilities but really [fixing classrooms and other spaces] to show that we are providing a safe learning environment.

Chairman Cruz declined to pose more questions and yielded the floor to Senator V. Anthony Ada, the main proponent of the pre-K program during the last legislative term.

Senator V. Anthony Ada thanked Chairman Cruz and asked Superintendent Fernandez if GDOE has the legal authority to establish a pre-K program.

Superintendent Fernandez responded that GDOE is piloting a pre-K program so he needs to ask if the issue has been considered. He stressed that GDOE has authority from GEPB to implement the pilot program. He concluded that sine the pilot program is voluntary and not compulsory, GDOE does not need wider statutory authority.

Senator Ada explained the rationale behind his inquiry:

"The reason why I ask that is that I recall almost ten (10) years ago, then Superintendent [Juan] Flores and legal counsel Fred Nishihara, had told the committee that they did not have the legal authority to establish a pre-K [program] and they stated that the GDOE's statutory mission was kindergarten to twelfth grade. So that's why I asked that. And back in the 31st [Legislature], I introduced Bill No. 179-31 (COR), which would have done two things: it would have given the Board the authority to establish a voluntary pre-school and also it would have given the Board flexibility to seek funding, whether through grants or whatever means they could to find the funding. So those are the questions that I have. So if we have to give authority before we start something, how are we starting it before giving authority?"

Superintendent Fernandez replied:

"I would be happy again to understand that argument. I know we currently provide pre-K services, so we provide it through the GATE Program, Pre-K GATE, and we also provide a Head Start program. So those already serve the age group we are looking at. So [with this] voluntary [pre-K] program, what we did was assure that we [we secured] approval and authority from the Board's perspective, and we allocate those resources and lean towards that direction. We are not aware of a statutory obstacle, but we will identify if there is one."

Senator Ada suggested that Superintendent Fernandez return to the GDOE legal counsel and determine if the department can legally establish a pre-school program.

Superintendent Fernandez responded that his team is not aware of any legal obstacles but they will look into it.

Senator Ada brought up the issue of transportation and asked the superintendent if GDOE would be responsible for bussing the children.

Superintendent Fernandez said that GDOE would work with Department of Public Works (DPW) if the pre-K program is conducted within the regular school schedule.

Senator Ada recalled Bill No. 179-31 (COR) was meant to establish a voluntary pre-school program but placed the responsibility of transportation on the parents. He stressed that the Legislature wants to ensure that everything runs smoothly for this program, especially since it is a pilot. He suggested that Superintendent Fernandez look into the issue of transportation for the pilot pre-K students.

Superintendent Fernandez stated that he appreciates the suggestions and he said past attempts at developing and implementing pre-K programs guided the department's discussions on how to create preschool pilot programs. He continued:

"So number one, can anyone just apply and attend? And the answer was that we were setting it up on attendance areas basis, [which means] that [the students who registered] were already within the bus routes that already serve the schools. And because it's a limited [number] of students—we are not talking in excess—we believe we can accommodate [all the pilot participants], and of course throughout the normal discussion with DPW, we would address that. It has been a challenge just to assure that we have sufficient resources; we would move forward with the coming school year in order to complete that discussion process."

Senator Ada asked the superintendent to explain the student selection process.

Superintendent Fernandez prefaced that the selection process can be an aspect of the pilot program that can be revisited once the program is underway. He proceeded to briefly explain the current process:

"You pick up a registration, you sign up, and if they are in excess of eighteen (18) slots then we would do a lottery to select. We have had inquiries about going forward, do we want to look like other qualifications, eligibility levels or income levels or so forth. But to start out, we're going to do it on that basis. Head Start already serves income-eligible populations, and then we have Pre-K GATE, which is a separate process. We can look at that component to see if we can take a different approach moving forward."

Senator Ada requested that Superintendent Fernandez report back the Chairman Cruz regarding GDOE's legal authority to establish a voluntary pre-K program to ensure that "we are all in check and balances and we are not putting the cart before the bull."

On account that there were neither additional questions from the Committee nor other individuals present to testify, **Chairman Cruz** considered Bill No. 66-33 (COR) heard.

III. FINDINGS AND RECOMMENDATIONS

The Committee on Appropriations and Adjudication finds that the Guam Department of Education (GDOE) has provided an updated budget request for its Early Childhood Education Program as a result of an inquiry from the Committee to the GDOE to clarify its initial request for funds (*letter appended to this report*). As a result of the Committee's receipt and review of the GDOE's updated budget request, the Committee recommends that such request be adjusted accordingly and the remaining funds continue to be provided to the GDOE for its operations in fiscal year 2015.

The Committee further finds that as a result of the Committee's Freedom of Information Act request to the Department of Revenue and Taxation (DRT) for data and information relative to the revaluation of real property on Guam, DRT has stated that the Board of Equalization certified the 2014 assessment roll on March 11, 2015, at \$35.6 million (*letter appended to this report*). As such, Bill No. 66-33 (COR), As Introduced, estimates an increase in the Territorial Educational Facilities Fund (TEFF) above the original estimate of \$28,568,285 to \$31,200,000.


The Committee on Appropriations and Adjudication to which was referred **Bill No. 66-33 (COR) - B.J. Cruz - "An act to amend Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to add a new Section 17 to Part I, Chapter II of Public Law 32-181; and to amend § 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219"** hereby submits these findings to *I Mina'trentai Tres na Liheslaturan Guåhan* and reports out **Bill No. 66-33 (COR)**. As Substituted by the Committee, with a recommendation TO

DO PASS

I MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN
2015 (FIRST) Regular Session

Bill No. 66 -33 (COR)

Introduced by:

B. J.F. Cruz 

AN ACT TO AMEND SECTION 2(II)(AF) OF CHAPTER I AND SECTION 1 OF PART I, CHAPTER II OF PUBLIC LAW 32-181; TO ADD A NEW SECTION 17 TO PART I, CHAPTER II OF PUBLIC LAW 32-181; AND TO AMEND SECTION 22425(q) OF CHAPTER 22, TITLE 5 OF THE GUAM CODE ANNOTATED; RELATIVE TO APPROPRIATING START-UP FUNDS FROM THE TERRITORIAL EDUCATIONAL FACILITIES FUND FOR THE GUAM DEPARTMENT OF EDUCATION (GDOE) EARLY CHILDHOOD EDUCATION PROGRAM/PRE-KINDERGARTEN PROGRAM AND TO PROVIDE ADDITIONAL FUNDS TO THE GDOE FOR ITS OPERATIONS AS A RESULT OF THE ENACTMENT OF PUBLIC LAW 32-219.

2015 APR -2 PM 3:54 BY

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Section 2(II)(AF) of Chapter I of Public Law 32-181 is hereby
3 amended to read as follows:

4 "AF. Territorial Educational Facilities Fund \$28,568,285 31,200,000"

5 Section 2. Section 1 of Part I, Chapter II of Public Law 32-181 is hereby
6 amended to read as follows:

7 "Section 1. Appropriation. Pursuant to §§ 52101 and 5102 of
8 Chapter 52, Division 2 of Title 11 GCA, the sum of ~~Two Hundred Thirty~~
9 ~~Million Eight Hundred Eighty Eight Thousand Forty Seven~~ Two Hundred
10 Thirty Three Million Five Hundred Eighty Three Thousand Five Hundred
11 Thirty Three Dollars (~~\$230,888,047~~ 233,583,533) is appropriated to the

1 Guam Department of Education (GDOE) Operations Fund for Fiscal Year
 2 2015. This sum is composed of Two Hundred Million Twenty Five
 3 Thousand Two Hundred Fifty Three Dollars (~~\$200,025,253~~) from the
 4 General Fund (including advanced appropriations from P.L. 32-068), and
 5 ~~Thirty Million Eight Hundred Sixty Two Thousand Seven Hundred Ninety~~
 6 ~~Four~~ Thirty Three Million Five Hundred Fifty Eight Thousand Two
 7 Hundred Eighty Dollars (\$30,862,794 ~~33,558,280~~) from the Public Library
 8 Resources Fund, the Territorial Educational Facilities Fund (including the
 9 continuing appropriation in P.L. 32-63, as amended by P.L. 32-120), the
 10 Healthy Futures Fund, and the School Lunch/Child Nutritional Meal
 11 Reimbursement Fund. This appropriation *shall* be expended in accordance
 12 with the cash disbursement schedules required by §52101(b) of Chapter 52,
 13 Title 11 GCA, and in accordance with the object class allocations outlined
 14 below:

15	PERSONNEL OBJECT CATEGORIES (111 to 115)	\$196,2554,840
16	OPERATIONS OBJECT CATEGORIES (220 to 450)	\$34,633,207 <u>37,028,693</u>
17	TOTAL	\$230,888,047 <u>233,583,533</u>

18 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$200,025,253
20	TERRITORIAL EDUCATIONAL FACILITIES FUND	\$17,967,302 <u>20,662,788</u>
21	PUBLIC LIBRARY RESOURCES FUND	\$839,429
22	HEALTHY FUTURES FUND	\$891,754
23	SCHOOL LUNCH/CHILD NUTRI. MEAL REIMB. FUND	<u>\$11,164,309</u>
24	TOTAL	\$230,888,047 <u>233,583,533</u>

25 **Section 3.** A new Section 17 is hereby *added* to Part I, Chapter II of Public

26 Law 32-181 to read:

1 “**Section 17.** The sum of Two Million Eighty Five Thousand Ninety
2 Nine Dollars (**\$2,085,099**) is hereby appropriated from the Territorial
3 Educational Facilities Fund (including the continuing appropriation in §
4 22425(q)(8), Chapter 22, Title 5 GCA) to the Guam Department of
5 Education (GDOE).

6 **(a) Early Childhood Education Program Start-up Funding.**

7 The sum of One Million One Hundred Thousand Dollars (**\$1,100,000**)
8 *shall* be allocated from the Territorial Educational Facilities Fund
9 (including the continuing appropriation in § 22425(q)(8), Chapter 22,
10 Title 5 GCA) in this Section to the GDOE for the Early Childhood
11 Program Fund (created pursuant to § 22425(q)(7), Chapter 22, Title 5
12 GCA) for the sole purpose of funding an Early Childhood Education
13 Program and the development and implementation of the Pre-
14 Kindergarten Program in four (4) public schools identified by the
15 department to pilot such a program. A breakdown of the appropriation
16 in this Section is as follows:

17	PERSONNEL OBJECT CATEGORIES (111 to 115)	\$165,861
18	OPERATIONS OBJECT CATEGORIES (220 to 363)	\$92,696
19	CAPITAL OUTLAY (450)	<u>\$832,259</u>
20	TOTAL	\$1,100,000

21 (b) The sum of Nine Hundred Eighty Five Thousand Ninety
22 Nine Dollars (**\$985,099**) *shall* be allocated from the Territorial
23 Educational Facilities in this Section to the GDOE for additional
24 funding for its operations as a result of the enactment of Public Law
25 32-219.”

26 **Section 4. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
27 that § 22425(q), Chapter 22, Title 5 of the Guam Code Annotated provides for

1 continuing appropriations from “any additional real property tax revenues received
2 as a result of the most recent valuation of real property due to commence during
3 the calendar years 2013 and 2014 [...] *not to exceed* Eight Million Five Hundred
4 Thousand Dollars (\$8,500,000), from the Territorial Educational Facilities Fund.”

5 Such continuing appropriations include:

6 (a) One Million One Hundred Fifty Eight Thousand Two Hundred
7 Eighty Three Dollars (\$1,158,283) for the construction of the Student
8 Services Center and Engineering Annex at the University of Guam;

9 (b) Two Hundred Seventy Eight Thousand Nine Hundred Dollars and
10 Fifty Two Cents (\$278,921.52) for the construction or renovation of
11 Building 100 and the DNA Laboratory at the Guam Community College;

12 (c) One Hundred Thirty Two Thousand Fifteen Dollars (\$132,015) to
13 the Guam Public Library System to hire a Territorial Librarian and a
14 Computer Analyst II;

15 (d) One Million Seven Hundred Seven Thousand Six Hundred Fifty
16 Two Dollars (\$1,707,652) to the Guam Department of Education (GDOE)
17 for the renovation or construction of a new Simon Sanchez High School;

18 (e) One Million Two Hundred Thousand Dollars (\$1,200,000) for
19 rental payments under the lease and the lease-back as described in Chapter
20 58D of Title 5 GCA;

21 (f) Eighty Percent (80%) of the remaining balance of the Eight
22 Million Five Hundred Thousand Dollars (\$8,500,000), which is calculated to
23 be Three Million Two Hundred Eighteen Thousand Five Hundred Two
24 Dollars (\$3,218,502), for rental payments due under the lease-leaseback
25 agreement with the GDOE for the renovation or construction of a new
26 Simon Sanchez High School, to include its athletic facilities, and other

1 GDOE public school facilities requiring new construction, rehabilitation or
2 maintenance;

3 (g) Three and One Half Percent (3.5%) of the remaining balance of
4 the Eight Million Five Hundred Thousand Dollars (\$8,500,000), which is
5 calculated to be One Hundred Forty Thousand Eight Hundred Nine Dollars
6 (\$140,809), for the Early Childhood Program Fund;

7 (h) Three and One Half Percent (3.5%) of the remaining balance of
8 the Eight Million Five Hundred Thousand Dollars (\$8,500,000), which is
9 calculated to be One Hundred Forty Thousand Eight Hundred Nine Dollars
10 (\$140,809), for *I Famagu'on-ta*, Child Adolescent Services Division of the
11 Guam Behavioral Health and Wellness Center, and Project *Kariñu*;

12 (i) Five Percent (5%) of the remaining balance of the Eight Million
13 Five Hundred Thousand Dollars (\$8,500,000), which is calculated to be Two
14 Hundred One Thousand One Hundred Fifty Six Dollars (\$201,156), for costs
15 related to the Real Property Tax Division of the Department of Revenue and
16 Taxation;

17 (j) Five Percent (5%) of the remaining balance of the Eight Million
18 Five Hundred Thousand Dollars (\$8,500,000), which is calculated to be Two
19 Hundred One Thousand One Hundred Fifty Six Dollars (\$201,156), for the
20 procurement of a unified financial management information system that is
21 subject to legislative appropriation; and

22 (k) Three Percent (3%) of the remaining balance of the Eight Million
23 Five Hundred Thousand Dollars (\$8,500,000), which is calculated to be One
24 Hundred Twenty Thousand Six Hundred Ninety Four Dollars (\$120,694),
25 for funding for island-wide school bus shelters.

26 *I Liheslaturan Guåhan* further finds that an exact number is required to
27 determine a baseline from which the sum of Eight Million Five Hundred Thousand

1 Dollars (\$8,500,000) in continuing appropriations from the Territorial Educational
2 Facilities Fund are identified such that any amounts above the baseline plus the full
3 continuing appropriation amount of Eight Million Five Hundred Thousand Dollars
4 (\$8,500,000) can be reasonably calculated each fiscal year.

5 Therefore, it is the intent of *I Liheslaturan Guåhan* to amend § 22425(q) of
6 Chapter 22, Title 5 of the Guam Code Annotated (not including §§ 22425(q)(1)
7 through 22425(q)(12)) to establish such a baseline to be actual real property tax
8 collections between fiscal years 2012 to 2014.

9 **Section 5.** § 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated
10 (not including §§ 22425(q)(1) through 22425(q)(12)) is hereby *amended* to read:

11 “(q) Notwithstanding any other provision of law, any additional real
12 property tax revenues received ~~as a result of the most recent valuation of real~~
13 ~~property due to commence during the calendar years 2013 and 2014~~ above
14 the average amount of the actual collections of real property taxes between
15 fiscal years 2012 and 2014 which shall be Twenty Million Seven Hundred
16 Fifty Five Thousand Seven Hundred Ten Dollars (\$20,755,710), is hereby
17 continuously appropriated annually, not to exceed Eight Million Five
18 Hundred Thousand Dollars (\$8,500,000), from the Territorial Educational
19 Facilities Fund in the amounts and for purposes set forth in this Subsection:”

20 **Section 6. Effective Date.** This Act *shall* take effect upon its enactment.

21 **Section 7. Severability.** *If* any provision of this Act or its application to any
22 person or circumstance is held invalid, the invalidity *shall not* affect other
23 provisions or applications of this Act which can be given effect without the invalid
24 provision or application and to this end the provisions of this Act is severable.

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2015 (FIRST) Regular Session

Bill No.66-33 (COR)

***As Substituted by the Committee on Appropriations and Adjudication**

Introduced by:

B. J.F. Cruz

AN ACT TO *AMEND* SECTION 2(II)(AF) OF CHAPTER I AND SECTION 1 OF PART I, CHAPTER II OF PUBLIC LAW 32-181; TO *ADD A NEW* SECTION 17 TO PART I, CHAPTER II OF PUBLIC LAW 32-181; AND TO *AMEND* SECTION 22425(q) OF CHAPTER 22, TITLE 5 OF THE GUAM CODE ANNOTATED; RELATIVE TO APPROPRIATING START-UP FUNDS FROM THE TERRITORIAL EDUCATIONAL FACILITIES FUND FOR THE GUAM DEPARTMENT OF EDUCATION (GDOE) EARLY CHILDHOOD EDUCATION PROGRAM/PRE-KINDERGARTEN PROGRAM AND TO PROVIDE ADDITIONAL FUNDS TO THE GDOE FOR ITS OPERATIONS AS A RESULT OF THE ENACTMENT OF PUBLIC LAW 32-219.

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

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3 *amended* to read as follows:

4 “AF. Territorial Educational Facilities Fund ~~\$28,568,285~~31,200,000”

5 **Section 2.**Section 1 of Part I, Chapter II of Public Law 32-181 is
6 hereby*amended* to read as follows:

7 “**Section 1. Appropriation.** Pursuant to §§ 52101 and 5102 of
8 Chapter 52, Division 2 of Title 11 GCA, the sum of ~~Two Hundred Thirty~~
9 ~~Million Eight Hundred Eighty Eight Thousand Forty Seven~~Two Hundred
10 Thirty Three Million Five Hundred Nineteen Thousand Seven Hundred

1 Sixty Two Dollars(~~\$230,888,047~~233,519,762) is appropriated to the Guam
 2 Department of Education (GDOE) Operations Fund for Fiscal Year 2015.
 3 This sum is composed of Two Hundred Million Twenty Five Thousand Two
 4 Hundred Fifty Three Dollars (~~\$200,025,253~~) from the General Fund
 5 (including advanced appropriations from P.L. 32-068), and ~~Thirty Million~~
 6 ~~Eight Hundred Sixty Two Thousand Seven Hundred Ninety Four~~Thirty
 7 Three Million Four Hundred Ninety Four Thousand Five Hundred Nine
 8 Dollars (~~\$30,862,794~~33,494,509) from the Public Library Resources Fund,
 9 the Territorial Educational Facilities Fund (including the continuing
 10 appropriation in P.L. 32-63, as amended by P.L. 32-120), the Healthy
 11 Futures Fund, and the School Lunch/Child Nutritional Meal Reimbursement
 12 Fund. This appropriation *shall* be expended in accordance with the cash
 13 disbursement schedules required by §52101(b) of Chapter 52, Title 11 GCA,
 14 and in accordance with the object class allocations outlined below:

15	PERSONNEL OBJECT CATEGORIES (111 to 115)	\$196,2554,840
16	OPERATIONS OBJECT CATEGORIES (220 to 450)	\$34,633,207 <u>36,964,922</u>
17	TOTAL	\$230,888,047<u>233,519,762</u>

18 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

19	GENERAL FUND	\$200,025,253
20	TERRITORIAL EDUCATIONAL FACILITIES FUND	\$17,967,302 <u>20,599,017</u>
21	PUBLIC LIBRARY RESOURCES FUND	\$839,429
22	HEALTHY FUTURES FUND	\$891,754
23	SCHOOL LUNCH/CHILD NUTRI. MEAL REIMB. FUND	<u>\$11,164,309</u>
24	TOTAL	\$230,888,047<u>233,519,762</u>

25 **Section 3.**A new Section 17 is hereby *added* to Part I, Chapter II of Public

26 Law 32-181 to read:

1 “**Section 17.** The sum of Two Million Eighty Five Thousand Ninety
2 Nine Dollars (**\$2,085,099**) is hereby appropriated from the Territorial
3 Educational Facilities Fund (including the continuing appropriation in §
4 22425(q)(8), Chapter 22, Title 5 GCA) to the Guam Department of
5 Education (GDOE).

6 **(a) Early Childhood Education Program Start-up Funding.**

7 The sum of Nine Hundred Eighty Two Thousand Five Hundred
8 Ninety Three Dollars (**\$982,593**) *shall* be allocated from the
9 Territorial Educational Facilities Fund (including the continuing
10 appropriation in § 22425(q)(8), Chapter 22, Title 5 GCA) in this
11 Section to the GDOE for the Early Childhood Program Fund (created
12 pursuant to § 22425(q)(7), Chapter 22, Title 5 GCA) for the sole
13 purpose of funding an Early Childhood Education Program and the
14 development and implementation of the Pre-Kindergarten Program in
15 four (4) public schools identified by the department to pilot such a
16 program. A breakdown of the appropriation in this Section is as
17 follows:

18	PERSONNEL OBJECT CATEGORIES (111 to 115)	\$165,861
19	OPERATIONS OBJECT CATEGORIES (220 to 363)	\$84,473
20	CAPITAL OUTLAY (450)	<u>\$732,259</u>
21	TOTAL	\$982,593

22 (b) The sum of One Million One Hundred Two Thousand Five
23 Hundred Six Dollars (**\$1,102,506**) *shall* be allocated from the
24 Territorial Educational Facilities in this Section to the GDOE for
25 additional funding for its operations as a result of the enactment of
26 Public Law 32-219.”

1 **Section 4. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that
2 § 22425(q), Chapter 22, Title 5 of the Guam Code Annotated provides for
3 continuing appropriations from “any additional real property tax revenues received
4 as a result of the most recent valuation of real property due to commence during
5 the calendar years 2013 and 2014 [...] *not to exceed* Eight Million Five Hundred
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7 Such continuing appropriations include:

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9 Eighty Three Dollars (\$1,158,283) for the construction of the Student
10 Services Center and Engineering Annex at the University of Guam;

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12 Fifty Two Cents (\$278,921.52) for the construction or renovation of
13 Building 100 and the DNA Laboratory at the Guam Community College;

14 (c) One Hundred Thirty Two Thousand Fifteen Dollars (\$132,015) to
15 the Guam Public Library System to hire a Territorial Librarian and a
16 Computer Analyst II;

17 (d) One Million Seven Hundred Seven Thousand Six Hundred Fifty
18 Two Dollars (\$1,707,652) to the Guam Department of Education (GDOE)
19 for the renovation or construction of a new Simon Sanchez High School;

20 (e) One Million Two Hundred Thousand Dollars (\$1,200,000) for
21 rental payments under the lease and the lease-back as described in Chapter
22 58D of Title 5 GCA;

23 (f) Eighty Percent (80%) of the remaining balance of the Eight
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25 be Three Million Two Hundred Eighteen Thousand Five Hundred Two
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27 agreement with the GDOE for the renovation or construction of a new

1 Simon Sanchez High School, to include its athletic facilities, and other
2 GDOE public school facilities requiring new construction, rehabilitation or
3 maintenance;

4 (g) Three and One Half Percent (3.5%) of the remaining balance of
5 the Eight Million Five Hundred Thousand Dollars (\$8,500,000), which is
6 calculated to be One Hundred Forty Thousand Eight Hundred Nine Dollars
7 (\$140,809), for the Early Childhood Program Fund;

8 (h) Three and One Half Percent (3.5%) of the remaining balance of
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11 (\$140,809), for *I Famagu'on-ta*, Child Adolescent Services Division of the
12 Guam Behavioral Health and Wellness Center, and Project *Kariñu*;

13 (i) Five Percent (5%) of the remaining balance of the Eight Million
14 Five Hundred Thousand Dollars (\$8,500,000), which is calculated to be Two
15 Hundred One Thousand One Hundred Fifty Six Dollars (\$201,156), for costs
16 related to the Real Property Tax Division of the Department of Revenue and
17 Taxation;

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19 Five Hundred Thousand Dollars (\$8,500,000), which is calculated to be Two
20 Hundred One Thousand One Hundred Fifty Six Dollars (\$201,156), for the
21 procurement of a unified financial management information system that is
22 subject to legislative appropriation; and

23 (k) Three Percent (3%) of the remaining balance of the Eight Million
24 Five Hundred Thousand Dollars (\$8,500,000), which is calculated to be One
25 Hundred Twenty Thousand Six Hundred Ninety Four Dollars (\$120,694),
26 for funding for island-wide school bus shelters.

1 *I Liheslaturan Guåhan* further finds that an exact number is required to
2 determine a baseline from which the sum of Eight Million Five Hundred Thousand
3 Dollars (\$8,500,000) in continuing appropriations from the Territorial Educational
4 Facilities Fund are identified such that any amounts above the baseline plus the full
5 continuing appropriation amount of Eight Million Five Hundred Thousand Dollars
6 (\$8,500,000) can be reasonably calculated each fiscal year.

7 Therefore, it is the intent of *I Liheslaturan Guåhan* to amend § 22425(q) of
8 Chapter 22, Title 5 of the Guam Code Annotated (not including §§ 22425(q)(1)
9 through 22425(q)(12)) to establish such a baseline to be actual real property tax
10 collections between fiscal years 2012 to 2014.

11 **Section 5.** § 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated
12 (not including §§ 22425(q)(1) through 22425(q)(12)) is hereby *amended* to read:

13 “(q) Notwithstanding any other provision of law, any additional real
14 property tax revenues received as a result of the most recent valuation of real
15 property due to commence during the calendar years 2013 and 2014 above
16 the amount of Twenty Million Seven Hundred Fifty Five Thousand Seven
17 Hundred Ten Dollars (\$20,755,710) (the average of the actual collections of
18 real property taxes between fiscal years 2012 and 2014), is hereby
19 continuously appropriated annually, not to exceed Eight Million Five
20 Hundred Thousand Dollars (\$8,500,000), from the Territorial Educational
21 Facilities Fund in the amounts and for purposes set forth in this Subsection:”

22 **Section 6. Effective Date.** This Act *shall* take effect upon its enactment.

23 **Section 7. Severability.** *If* any provision of this Act or its application to any
24 person or circumstance is held invalid, the invalidity *shall not* affect other
25 provisions or applications of this Act which can be given effect without the invalid
26 provision or application and to this end the provisions of this Act is severable.

SENATOR BENJAMIN J.F. CRUZ, VICE SPEAKER

Committee on Appropriations and Adjudication
 senator@senatorbjcruz.com | www.senatorbjcruz.com



I Mina'trentai Tres na Liheslaturan Guåhan
 THE THIRTY-THIRD GUAM LEGISLATURE

155 Hesler Place, Suite 107, Hagåtña, Guam 96910
 T: (671) 477-2520/1 | F: (671) 477-2522

PUBLIC HEARING SIGN-IN SHEET

Thursday, April 16, 2015 - 10:00AM
 Guam Legislature Public Hearing Room • Hagåtña, Guam

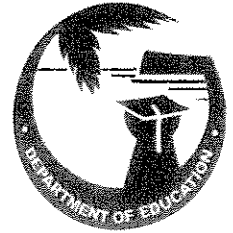
Bill No. 66-33 (COR) - B.J. Cruz - "An act to amend Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to add a new Section 17 to Part I, Chapter II of Public Law 32-181; and to amend Section 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219."

NAME	AGENCY OR ORGANIZATION	POSITION		TESTIMONY		PHONE NO.	EMAIL ADDRESS
		SUPPORT	OPPOSE	WRITTEN	ORAL		
Jon Fernandez	GDOE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	300 1547	jonfernandez@gdoe.net
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
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		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		



DEPARTMENT OF EDUCATION OFFICE OF THE SUPERINTENDENT

www.gdoe.net
500 Mariner Avenue
Barrigada, Guam 96913
Fax: (671)472-5001
Email: jonfernandez@gdoe.net



JON J. P. FERNANDEZ
Superintendent of Education

April 16, 2015

Honorable Benjamin J.F. Cruz
Vice-Speaker
I Mina' Trentai Tres na Liheslaturan Guåhan
155 Hesler Place, Suite 107
Hågatña, Guam 96910

RE: Testimony on Bill No. 16-33

Dear Vice-Speaker Cruz:

Thank you for this opportunity to testify in support of Bill No. 66-33, relative to appropriating start-up funds for the Guam Department of Education ("GDOE") Pre-Kindergarten Pilot Program and for operations. The funding includes \$1.1 million in start-up costs for the Pre-K initiative and an additional \$985,099 to support GDOE operations in general. This appropriation is necessary to help address the impact of Public Law 32-219, which authorized additional funds for charter schools to be drawn from the GDOE budget during the current fiscal year.

As you know and understand, research shows that investment in early childhood education can pay dividends for our community down the road. What we gain from providing high-quality pre-kindergarten are children who are ready to learn when they reach kindergarten, children who will benefit from an increased likelihood that they will graduate from high school, go to college, and becoming a productive taxpayer and citizen. Over the last few years, Governor Eddie Baza Calvo and proponents in the Guam Legislature, such as yourself, have discussed moving towards expanded early childhood education and, perhaps, towards universal pre-kindergarten for all 4 year-olds. The Guam Department of Education supports moving in this direction, and thus, we proposed to pilot a pre-kindergarten expansion in School Year 2015-2016 so we could begin to gather information to guide future decisions. Our expansion commits to opening four Pre-Kindergarten classes in the coming school year, one in each region of our school district. We would like to add four classes every year so long as we have sufficient demand from families and the resources to meet this demand.

In your letter to me, dated April 2, 2015, you requested clarification and justification for the budget needed to support the pilot pre-k initiative. The budget request was the result of discussions during the meetings of our Early Childhood Education Planning Committee.

We requested \$165,861 to support the personnel costs, including a program coordinator to oversee our early childhood programs, four early childhood teachers, and four instructional aides; the teacher and aide salaries were prorated from August 15 until September 30.

In addition, we requested \$92,696 in operations to support the supply and equipment needs of the four classrooms. This includes instructional supplies, chairs and tables, classroom equipment and playground sets. The budget request was based on internal estimates generated from our current experience procuring supplies and equipment for our general classrooms. The playground equipment is based on actual costs for our Head Start playgrounds.

Finally, the remaining \$832,259 will help to ensure the adequate renovation of existing classrooms or the construction of a new classroom at the identified schools for this year as well as four additional classrooms for next year. Our Capital Improvement Projects (CIP) Team has visited the sites, created a draft scope of work with estimates and is developing an IFB for the pre-kindergarten classroom facilities. More accurate cost information will be available when the project is put forth for bid and ultimately awarded to a contractor.

We will provide your office with the draft scope of work developed by our CIP Team for the schools identified by the Guam Education Board and a copy of the purchase order with other supporting documentation for a previous Head Start Playground Project. We will also provide to you the budget documents underlying our personnel and operations requests, which will help you to better understand our calculations.

Thank you for your support on this initiative and I look forward to working with the Legislature to ensure the successful launching of our pilot Pre-Kindergarten Program.

Senseramente,



JON J.P. FERNANDEZ
Superintendent of Education



BUREAU OF BUDGET & MANAGEMENT RESEARCH

OFFICE OF THE GOVERNOR
Post Office Box 2950, Hagåtña Guam 96932

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

JOSE S. CALVO
ACTING DIRECTOR

LESTER L. CARLSON, JR.
DEPUTY DIRECTOR

Hon. Benjamin J.F. Cruz
Vice-Speaker and Chairman,
Committee on Appropriations and Adjudication
I Mina'trentai Tres na Liheslaturan Guahan
Thirty-third Guam Legislature
155 Hessler Place, Suite 107
Hagatna, Guam 96910

Re: Testimony on Legislative Bill No. 66-33(COR)

Hafa Adai Vice-Speaker Cruz:

Thank you for the opportunity to provide testimony on Bill No. 66-33:

“AN ACT TO AMEND SECTION 2(II)(AF) OF CHAPTER I AND SECTION 1 OF PART I, CHAPTER II OF PUBLIC LAW 32-181; TO ADD A NEW SECTION 17 TO PART I, CHAPTER II OF PUBLIC LAW 32-181; AND TO AMEND SECTION 22425(q) OF CHAPTER 22, TITLE 5 OF GUAM CODE ANNOTATED; RELATIVE TO APPROPRIATING START-UP FUNDS FROM THE TERRITORIAL EDUCATIONAL FACILITIES FUND FOR THE GUAM DEPARTMENT OF EDUCATION (GDOE) EARLY CHILDHOOD EDUCATION PROGRAM/PRE-KINDERGARTEN PROGRAM AND TO PROVIDE ADDITIONAL FUNDS TO THE GDOE FOR ITS OPERATIONS AS A RESULT OF THE ENACTMENT OF PUBLIC LAW 32-219.”

The proposed bill is seeking to amend Section 2(II)(AF) of the Chapter I of Public Law 32-181, the General Appropriations Act of 2015, to increase the Total Estimated Special Fund Revenues of the Territorial Educational Facilities Fund (TEFF) from the current TEFF revenue level of \$28,568,285 to a revised TEFF revenue level of \$31,200,000 for Fiscal Year 2015. This is a 9.2% increase or \$2,631,715 over the current estimated/adopted TEFF revenue level for Fiscal Year 2015. The Bureau is unable to reasonably estimate the amount of additional revenues as there is no revenue collection experience as a result of the new real property revaluations.

In addition to the proposed increase in the TEFF revenues of \$2,631,715 for Fiscal Year 2015, Section 2 of the proposed bill intends to also amend the appropriation to the Guam Department of Education (GDOE) for Fiscal Year 2015 under Section 1 of Part I, Chapter II of Public Law 32-181. However, the proposed appropriation from the TEFF to GDOE of \$2,695,486 will cause an over-appropriation of \$63,771 above the proposed increase of the TEFF revenue level for Fiscal Year 2015 of \$2,631,715.

Section 3 of the proposed bill will add a new Section 17 to Part I, Chapter II of Public Law 32-181 making an appropriation of \$2,085,099 from the TEFF to GDOE of which \$1,100,000 is to fund an Early Childhood Education Program and the development and implementation of the Pre-Kindergarten Program in four (4) public schools identified by GDOE to pilot such a program, and \$985,099 is to provide additional funding for its operations as a result of the enactment of Public Law 32-219.

Section 5 of the proposed bill will amend §22425(q) of Chapter 22 of Title 5 of the Guam Code Annotated to change the language for the purpose of the continuing appropriations from the TEFF are identified such that any amounts above the baseline plus the full continuing appropriation amount of \$8,500,000 can be reasonably calculated each fiscal year. The amendment provides that "any additional real property tax revenues received" is no longer "as a result of the most recent valuation of real property due to commence during the calendar years 2013 and 2014" but instead to read "above the average amount of the actual collections of real property taxes between fiscal years 2012 and 2014 which shall be \$20,755,710", is hereby continuously appropriated annually, not to exceed \$8,500,000, from the TEFF in the amount and for purposes set forth in this Subsection. The intent of this section is unclear as to which amount is appropriated, as the language provides "...which shall be \$20,755,710", is hereby continuously appropriated annually, not to exceed \$8,500,000...".

The intent of Bill No. 66-33 (COR) is laudable however based on the foregoing concerns, the Bureau is unable to support proposed Bill 66-33(COR).

Respectfully yours,

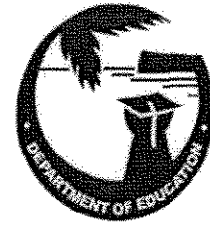


Jose S. Calvo



DEPARTMENT OF EDUCATION OFFICE OF THE SUPERINTENDENT

www.gdoe.net
500 Mariner Avenue
Barrigada, Guam 96913
Telephone: (671) 300-1547/1536 • Fax: (671) 472-5001
Email: jonfernandez@gdoe.net



JON J. P. FERNANDEZ
Superintendent of Education

April 21, 2015

Honorable Benjamin J.F. Cruz
Vice-Speaker
I Mina' Trentai Tres na Liheslaturan Guåhan
155 Hesler Place, Suite 107
Hågatña, Guam 96910

RE: Early Childhood Education Program Budget Details Request

Dear Vice-Speaker Cruz:

I am writing in response to your letter dated April 2, 2015, requesting further details, clarification and justification relative to the budget request for Early Childhood Education Program. The Early Childhood Education Program budget request was the result of discussions and planning meetings conducted by the Early Childhood Education Planning Committee. The information is provided by category below. All costs are pro-rated with the exception of equipment and capital outlay.

The funding requested for personnel would allow GDOE to hire 1 Program Coordinator (PC), 4 Teachers and 4 Pre-School Certified Teachers. The PC will be hired as soon as funding is provided and will coordinate the implementation of the GDOE Pre-Kindergarten Program to include curriculum and professional development. Mirroring the Head Start, each Pre-Kindergarten classroom will have a teaching team consisting of 1 Teacher and 1 Pre-School Certified Teacher 1B to assist. All classroom personnel will begin in the latter part of Fiscal Year 2015 with salaries and benefits pro-rated accordingly. Classroom personnel expenses will be transitioned into their respective school budgets for Fiscal Year 2016 and each subsequent year thereafter.

The proposed contractual budget is to fund phone, internet, and meals to include breakfast, lunch and snacks. The greater portion of the contractual budget is for student meals. We are estimating to serve meals to a total of 72 students in the four schools for approximately 40 days in Fiscal Year 2015. The budget for contractual expense is based on GDOE historical cost and pro-rated for the last quarter of Fiscal Year 2015.

Supplies and Materials are comprised of instructional, administrative, library and medical supplies and materials. The budget requested is based on GDOE's standard per student cost allocation for supplies and pro-rated for the last quarter in Fiscal Year 2015. Funding was also included in the initial budget for cafeteria supplies in the event a school with a GDOE operated cafeteria was selected and has since been deleted.

The initial equipment request for the classrooms has been adjusted from \$16,000 per classroom to \$11,600 per classroom. Only equipment deemed essential to the start of the program will be purchased.

Other equipment may be requested at a later time at the discretion of GDOE's Pre-Kindergarten Program Coordinator. The updated pre-kindergarten classroom equipment includes but is not limited to age appropriate chairs and tables, shelving, area carpets, storage units and cabinets.

The initial capital outlay budget was prepared to accommodate the renovation of existing classrooms or the construction of new classrooms had the need risen. Our Capital Improvement Projects (CIP) Team has visited the four selected school sites, created a draft scope of work and is developing an IFB for the Pre-Kindergarten Program's classroom facilities. Among the items in the scope of work are design and build of a classroom, installation of plumbing, restroom, and hand washing facilities, air conditioning, linking of classroom into existing fire alarm system, renovation of classroom interior and other related infrastructure upgrades. The scope for each school varies based on classroom availability and location on campus.

The budget was also prepared to accommodate the purchase and installation, including ground preparation, of Pre-Kindergarten playgrounds. The original estimates for the playgrounds were based on the high end cost of previous playground projects. We are revising the playground floor surface specifications and will be reducing the budget for each new playground to \$50,000.

As always, GDOE is committed to the efficient use of our resources. Any savings realized in the construction of the classrooms or the playgrounds will be used for the preparation of additional Pre-Kindergarten facilities.


Attached is a revised budget for your review in the amount of \$982,593. We would ask that the difference between the revised and original budget be allocated to GDOE to augment our current operating budget.

Additionally, to address concerns brought up regarding GDOE's legal authority to create a Pre-School Pilot Program, we have consulted with GDOE's legal counsel and it has been determined that no prohibitions to the creation and implementation of a voluntary Pre-Kindergarten Program exist.

In closing, I would like to thank you for your support on this initiative and I look forward to working with the legislature to ensure the successful launch of the GDOE Pre-Kindergarten Program.

Should you have any questions you may contact me at 300-1547 or via email at jonfernandez@gdoe.net or Ms. Taling Taitano, GDOE Deputy Superintendent of Finance & Administrative Services at 300-1556 or via email at tmtaitano@gdoe.net. Thank you.

Senseramente,


JON J.P. FERNANDEZ
Superintendent of Education

Attachments

CC: Chairman and Members, Guam Education Board
Senator Nerissa Bretania Underwood, Ph.D.
Deputy Superintendent, Finance and Administrative Services

Vice Speaker Benjamin J.F. Cruz

Date: 4/21/15 Time: 2:51 pm

File No.: 33-289

Received By: 

Function: Pre-Kindergarten Education
 Department/Agency: Guam Department of Education
 Program: Local

Schedule B- Contractual

Item	Quantity	Unit Price	Total Price	Funded in FY 2014?	
				Yes	No
ERATE Contractual Services 0 per annum 4 prorated	4	\$ 43.98	\$ 43.98		X
School Lunch Program 0 per annum 72 prorated (40 days) (\$377.40=40days x \$9.43 ea (\$3.28B + \$4.90L + 1.25S))	72	\$ 377.40	\$ 27,172.80		X
			\$ -		
			\$ -		
Total Contractual			\$ 27,216.78		

Schedule C - Supplies & Materials

Item	Quantity	Unit Price	Total Price	Funded in FY 2014?	
				Yes	No
Supplies, Instruction 0 per annum 72 prorated	72	\$ 51.70	\$ 930.60		X
Supplies, Administrative 0 per annum 72 prorated	72	\$ 13.75	\$ 247.50		X
Supplies, Nurse 0 per annum 72 prorated	72	\$ 2.00	\$ 36.00		X
Supplies, Counselor 0 per annum 72 prorated	72	\$ 5.70	\$ 102.60		X
Supplies, Cafeteria (Only if GDDÉ operated) 0 per annum 72	0	\$ 13.70	\$ -		X
Library Materials 0 per annum 72 prorated	72	\$ 20.00	\$ 360.00		X
Total Supplies & Materials			\$ 1,676.70		

Schedule D - Equipment

Item	Quantity	Unit Price	Total Price	Funded in FY 2014?	
				Yes	No
			\$ -		
			\$ -		
			\$ -		
			\$ -		
See Attached List	4	11,599.10	\$ 46,396.40		X
					X
Total Equipment		11,599.10	\$ 46,396.40		

Schedule E - Miscellaneous

Item	Quantity	Unit Price	Total Price	Funded in FY 2014?	
				Yes	No
			\$ -		
			\$ -		
			\$ -		
			\$ -		
			\$ -		
			\$ -		
Total Miscellaneous			\$ -		

Schedule F - Capital Outlay

Item	Quantity	Unit Price	Total Price	Funded in FY 2014?	
				Yes	No
Renovation Costs (wall space, shelves, playground)	4	\$ 103,065	\$ 412,259.20		X
Installation of sink, toilet and other utility infrastructure	4	\$ 30,000.00	\$ 120,000.00		X
Playground Outlay Costs (playground)	4	\$ 50,000.00	\$ 200,000.00		X
			\$ -		
Total Capital Outlay			\$ 732,259.20		

Government of Guam
Fiscal Year 2015
Budget Digest

(BBMR BD-1)

Function: Pre-Kindergarten Education
Department/Agency: Guam Department of Education
Program: Local

AS400 Account Code	Appropriation Classification	A	B	C			D	E	F
		FY 2013 Expenditures & Encumbrances	FY 2014 Authorized Level	FY 2015 General Fund	FY 2015 Federal Match Fund(s)	FY 2015 Other Fund 1/	FY 2015 Total Req. (C+D+E)		
PERSONNEL SERVICES									
111	Regular Salaries/Increments	-	-	109,412	-	-	-	-	109,412
111	Teacher Prep	-	-	-	-	-	-	-	-
111	Reclassification	-	-	-	-	-	-	-	-
112	Overtime/Special Pay	-	-	-	-	-	-	-	-
112	On-Call Substitute	-	-	-	-	-	-	-	-
111	Part-time	-	-	-	-	-	-	-	-
113	Benefits	-	-	56,449	-	-	-	-	56,449
TOTAL PERSONNEL SERVICES		-	-	165,861	-	-	-	-	165,861
OPERATIONS									
220	TRAVEL: Off-island/Local Airfare Reimbursement	-	-	-	-	-	-	-	-
230	CONTRACTUAL SERVICES:	-	-	27,217	-	-	-	-	27,217
233	OFFICE SPACE RENTAL:	-	-	-	-	-	-	-	-
240	SUPPLIES & MATERIALS:	-	-	1,677	-	-	-	-	1,677
250	EQUIPMENT:	-	-	46,396	-	-	-	-	46,396
270	WORKERS COMPENSATION	-	-	-	-	-	-	-	-
271	DRUG TESTING	-	-	-	-	-	-	-	-
280	SUB-RECIPIENT/SUBGRANT:	-	-	-	-	-	-	-	-
290	MISCELLANEOUS:	-	-	-	-	-	-	-	-
TOTAL OPERATIONS		-	-	75,290	-	-	-	-	75,290
UTILITIES									
361	Power	-	-	1,457	-	-	-	-	1,457
362	Water/ Sewer	-	-	7,649	-	-	-	-	7,649
363	Telephone/ Toll	-	-	77	-	-	-	-	77
TOTAL UTILITIES		-	-	9,183	-	-	-	-	9,183
450	CAPITAL OUTLAY	-	-	742,259	-	-	-	-	742,259
TOTAL APPROPRIATIONS		-	-	943,393	-	-	-	-	943,393
1/ Specify Fund Source									
FULL-TIME EQUIVALENCES (FTEs)									
UNCLASSIFIED		-	-	-	-	-	-	-	-
CLASSIFIED		-	-	9.00	-	-	-	-	9.00
TOTAL FTEs		-	-	9.00	-	-	-	-	9.00

GDOE Pre-Kindergarten Program
Fiscal Year 2015 Equipment List

Product	Suggested Quantity (per classroom)	Estimated Price	Sub-Total
5 Section Locker - Fully Assembled	4	459.95	1,839.80
Locking Tall Teacher's Cabinet	1	999.95	999.95
Large 5 Shelf Book Display	3	179.95	539.85
Fun with Phonics Rectangle Carpet 8'4"x13'4"	1	469.95	469.95
Kids Computer Desk	1	359.95	359.95
CPU Booth	2	79.95	159.90
11 1/2" Stackable Blue Chairs	24	26.95	646.80
Light Table	1	394.95	394.95
Modular Science Center	1	269.95	269.95
30" Round Table- 24" legs	2	149.95	299.90
Acrylic Mirror	1	129.95	129.95
Natural Wood Mission Table with 2 Chairs	1	229.95	229.95
Natural Wood Mission Chairs	1	109.95	109.95
4 sided Block Storage Box	1	149.95	149.95
30" Lock & Fold Storage - Fully Assembled	1	599.95	599.95
Neighborhood Carpet 5'10"x8'4"	1	289.95	289.95
Full Size Deluxe Sand or Water play Tabvle with Top	1	359.95	359.95
See All Storage Unit	1	159.95	159.95
Multi-Sectional Storage Center	1	454.95	454.95
24" x 60" Birch Rectangle Table- 22" Legs	2	249.95	499.90
20 Tray Storage Fully Assembled	1	359.95	359.95
Nine Tray Storage With Trays	1	478.95	478.95
Book Bench	1	259.95	259.95
Blue Vinyl Seating Group	1	339.95	339.95
Bear Clothes Tree	1	54.95	54.95
Line Multi-Purpose Shelf	1	309.95	309.95
Big Book Easel/Storage Unit	1	289.95	289.95
Pre-School Cots	20	25.00	500.00
Telephone Instruments	1	40.00	40.00

Total \$11,599.10



DEPARTMENT OF
REVENUE AND TAXATION
GOVERNMENT OF GUAM Gubetnamenton Guáhan

JOHN P. CAMACHO, Director
Direktot
MARIE M. BENITO, Deputy Director
Sigundo Direktot

April 17, 2015

Vice Speaker Benjamin J.F. Cruz
Committee on Appropriations and Adjudication
155 Hesler Place, Suite 107
Hagatna, GU 96910

Re: Freedom of Information Act Request: 2014 Real Property Tax Assessment Roll

Hafa Adai Vice Speaker Cruz:

The 2014 assessment roll was certified by the Board of Equalization on March 11, 2015 at \$35.6 million subject to pending application of appeals to the Board of Equalization, additional updates, value adjustments, correction of tax assessment and records, and the inclusion of any and all real property not previously assessed on the real property which has been identified by the tax assessor to have escaped taxation in one or more prior years. The assessment records are continuously being updated due to building and land valuation errors as well as adjustments of taxes for exemption credits that are valid for 2014. On March 24, 2015 we published an adjusted 2014 assessment roll on our website that showed \$32.9 million.

The following are provided pursuant to your request:

As of April 15, 2015, the total amount of real property taxes billed in the 2014 Real Property Tax Assessment Roll

Total Tax: \$32,238,913

As of April 16, 2015, the total assessed value in the 2014 Real Property Tax Assessment Roll

Total Land Assessed Value	\$ 7,631,862,180
Total Building Assessed Value	\$ 8,443,812,597
Total Land and Building Assessed Value	\$16,075,674,777

Thank you for your continued support and patience.

Respectfully,


JOHN P. CAMACHO,
Tax Assessor



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muna Barnes
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
Nerissa Bretania Underwood
Member


V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

April 16, 2015

Memorandum

To: **Rennae Meno**
Clerk of the Legislature

From: **Senator Rory J. Respicio** 
Majority Leader & Rules Chair

Subject: **Fiscal Notes**

Hafa Adai!

Attached please find the fiscal notes for the bill numbers listed below. Please note that the fiscal notes are issued on the bills as introduced.

FISCAL NOTES:

- Bill No. 56-33(COR)
- Bill No. 66-33(COR)
- Bill No. 70-33(COR)
- Bill No. 74-33(COR)

Please forward the same to MIS for posting on our website. Please contact our office should you have any questions regarding this matter.

Si Yu'os ma'åse'!

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 66-33 (COR)**

AN ACT TO AMEND SECTION 2(II)(AF) OF CHAPTER I AND SECTION 1 OF PART I, CHAPTER II OF PUBLIC LAW 32-181; TO ADD A NEW SECTION 17 TO PART I, CHAPTER II OF PUBLIC LAW 32-181; AND TO AMEND SECTION 22425(q) OF CHAPTER 22, TITLE 5 OF THE GUAM CODE ANNOTATED; RELATIVE TO APPROPRIATING START-UP FUNDS FROM THE TERRITORIAL EDUCATIONAL FACILITIES FUND FOR THE GUAM DEPARTMENT OF EDUCATION (GDOE) EARLY CHILDHOOD EDUCATION PROGRAM/PRE-KINDERGARTEN PROGRAM AND TO PROVIDE ADDITIONAL FUNDS TO THE GDOE FOR ITS OPERATIONS AS A RESULT OF THE ENACTMENT OF PUBLIC LAW 32-219.

Department/Agency Appropriation Information	
Dept./Agency Affected: Guam Department of Education	Dept./Agency Head: Jon J.P. Fernandez, Superintendent
Department's General Fund (GF) appropriation(s) to date: FY15 Revenues (\$200,025,253); FY16 Advanced (\$1,500,000)	201,525,253
Department's Other Fund (Specify) appropriation(s) to date: Territorial Educational Facilities Fund (\$17,967,302); Public Library Resources Fund (\$839,429); Healthy Futures Fund (\$891,754); School Lunch/Child Nutritional Meal Reimbursement Fund (\$11,164,309)	30,862,794
Total Department/Agency Appropriation(s) to date:	\$232,388,047

Fund Source Information of Proposed Appropriation			
	General Fund:	Territorial Educational Facilities Fund	Total:
FY 2014 Unreserved Fund Balance		\$34,140	\$34,140
FY 2015 Adopted Revenues	\$0	\$28,568,285	\$28,568,285
FY 2015 Appro. (P.L. 32-181 thru 32-233)	\$0	(\$28,568,285)	(\$28,568,285)
Sub-total:	\$0	\$34,140	\$34,140
Less appropriation in Bill	\$0	(\$2,695,486)	(\$2,695,486)
Total:	\$0	(\$2,661,346)	(\$2,661,346)

Estimated Fiscal Impact of Bill						
	One Full Fiscal Year	For Remainder of FY 2015 (if applicable)	FY 2016	FY 2017	FY 2018	FY 2019
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Territorial Educational Facilities Fund	\$0	\$2,695,486	1/	1/	1/	1/
Total	\$0	\$2,695,486	1/	1/	1/	1/

- Does the bill contain "revenue generating" provisions? / / Yes / X / No
If Yes, see attachment
- Is amount appropriated adequate to fund the intent of the appropriation? / / N/A / X / Yes / / No
If no, what is the additional amount required? \$ / / N/A
- Does the Bill establish a new program/agency? / X / Yes / / No
If yes, will the program duplicate existing programs/agencies? / / Yes / X / No
Is there a federal mandate to establish the program/agency? / / Yes / X / No
- Will the enactment of this Bill require new physical facilities? / / Yes / X / No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: / / Yes / X / No
/ / Requested agency comments not received by due date / X / Other: Time constraints

Analyst: William P. Talingning Date: 4/10/15 Director: Jose S. Calvo Date: 4.15.15
 William P. Talingning, BMA Supvr. Jose S. Calvo, Acting Director

Footnotes:
 1/ See attached comments.

COMMENTS ON BILL NO. 66-33 (COR)

The Section 1 of the proposed bill is seeking to amend Section 2(II)(AF) of the Chapter I of Public Law 32-181, the General Appropriations Act of 2015, to increase the Total Estimated Special Fund Revenues of the Territorial Educational Facilities Fund (TEFF) from the current TEFF revenue level of \$28,568,285 to a revised TEFF revenue level of \$31,200,000 for Fiscal Year 2015. This is a 9.2% increase or \$2,631,715 over the current estimated/adopted TEFF revenue level for Fiscal Year 2015.

Due to the proposed increase in the TEFF revenues of \$2,631,715 for Fiscal Year 2015, Section 2 of the proposed bill intends to also amend the appropriation to the Guam Department of Education (GDOE) for Fiscal Year 2015 under Section 1 of Part I, Chapter II of Public Law 32-181.

It should be noted that Section 1 of the proposed bill provides for an increase of the TEFF revenue level for FY2015 by \$2,631,715, however, Section 2 provides for additional appropriation from the TEFF of \$2,695,486. As such, Section 2 will cause an over-appropriation of \$63,771 above the appropriation level as proposed for amendment.

The proposed increase of \$2,631,715 of additional revenues from the TEFF may be unattainable for Fiscal Year 2015. The current Government of Guam FY2015 Special Revenue Fund Tracking Report for the month ending February 28, 2015 does reflect a positive tracking for the TEFF, however, the total projection is estimated at \$88,698 over the adopted revenue level of \$28,568,285 for the TEFF for Fiscal Year 2015.

Section 3 of the proposed bill will add a new Section 17 to Part I, Chapter II of Public Law 32-181 making an appropriation of \$2,085,099 from the TEFF to GDOE of which \$1,100,000 is to fund an Early Childhood Education Program and the development and implementation of the Pre-Kindergarten Program in four (4) public schools identified by GDOE to pilot such a program, and \$985,099 is to provide additional funding for its operations as a result of the enactment of Public Law 32-219.

Section 5 of the proposed bill amends §22425(q) of Chapter 22 of Title 5 of the Guam Code Annotated to change the language for the purpose of the continuing appropriations from the TEFF are identified such that any amounts above the baseline plus the full continuing appropriation amount of \$8,500,000 can be reasonably calculated each fiscal year. The amendment provides that "any additional real property tax revenues received" is no longer "as a result of the most recent valuation of real property due to commence during the calendar years

2013 and 2014" but instead to read "above the average amount of the actual collections of real property taxes between fiscal years 2012 and 2014 which shall be \$20,755,710", is hereby continuously appropriated annually, not to exceed \$8,500,000, from the TEFF in the amount and for purposes set forth in this Subsection. The intent of this section is unclear as to which amount is appropriated, as the language provides "...which shall be \$20,755,710", is hereby continuously appropriated annually, not to exceed \$8,500,000...".

The proposed Bill 66-33(COR) poses a few concerns as the intent is to increase the estimated TEFF revenue level for Fiscal Year 2015 by \$2,631,715, however, the Bureau is unable to reasonably estimate the amount of additional revenues as there is no revenue collection experience as a result of the new real property revaluations. Also, the proposed appropriation from the TEFF to GDOE of \$2,695,486 will cause an over-appropriation of \$63,771 above the proposed increase (\$2,631,715) of the TEFF revenue level for Fiscal Year 2015.



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

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Senator
Nerissa Bretania Underwood
Member

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

April 3, 2015

VIA E-MAIL
joey.calvo@bbmr.guam.gov

Jose S. Calvo
Acting Director
Bureau of Budget & Management Research
P.O. Box 2950
Hagåtña, Guam 96910

RE: Request for Fiscal Notes– Bill Nos. 66-33(COR) through 68-33(COR)

Hafa Adai Mr. Calvo:

Transmitted herewith is a listing of *I Mina'trentai Tres Na Liheslaturan Guåhan's* most recently introduced bills. Pursuant to 2 GCA §9103, I respectfully request the preparation of fiscal notes for the referenced bills.

Si Yu'os ma'åse' for your attention to this matter.

Very Truly Yours,

Senator Rory J. Respicio
Chairperson of the Committee on Rules

Attachment (1)

Cc: Clerk of the Legislature

Bill Nos.	Sponsor	Title
66-33 (COR)	B. J.F. Cruz	AN ACT TO AMEND SECTION 2(II)(AF) OF CHAPTER I AND SECTION 1 OF PART I, CHAPTER II OF PUBLIC LAW 32-181; TO ADD A NEW SECTION 17 TO PART I, CHAPTER II OF PUBLIC LAW 32-181; AND TO AMEND SECTION 22425(q) OF CHAPTER 22, TITLE 5 OF THE GUAM CODE ANNOTATED; RELATIVE TO APPROPRIATING START-UP FUNDS FROM THE TERRITORIAL EDUCATIONAL FACILITIES FUND FOR THE GUAM DEPARTMENT OF EDUCATION (GDOE) EARLY CHILDHOOD EDUCATION PROGRAM/PRE-KINDERGARTEN PROGRAM AND TO PROVIDE ADDITIONAL FUNDS TO THE GDOE FOR ITS OPERATIONS AS A RESULT OF THE ENACTMENT OF PUBLIC LAW 32-219.
67-33 (COR)	Judith T. Won Pat, Ed.D.	AN ACT TO AUTHORIZE THE CONTINUING APPROPRIATION OF THE UNEXPENDED BALANCE OF FUNDS APPROPRIATED TO THE CONTROLLED SUBSTANCES DIVERSION FUND.
68-33 (COR)	Judith T. Won Pat, Ed.D.	AN ACT TO AUTHORIZE THE CONTINUING APPROPRIATION OF THE UNEXPENDED BALANCE OF FUNDS APPROPRIATED TO THE ENVIRONMENTAL HEALTH FUND FOR FISCAL YEAR 2009 AND THE ENVIRONMENTAL HEALTH FUND FOR FISCAL YEAR 2010.



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muna Barnes
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
Nerissa Bretania Underwood
Member

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

April 3, 2015

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio**
Chairperson, Committee on Rules

Subject: Referral of Bill No. 66-33(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 66-33(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Tres Na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

Attachment

I Mina'Trentai Tres Na Liheslaturan Received

Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
66-33 (COR)	B. J.F. Cruz	AN ACT TO AMEND SECTION 2(II)(AF) OF CHAPTER I AND SECTION 1 OF PART I, CHAPTER II OF PUBLIC LAW 32-181; TO ADD A NEW SECTION 17 TO PART I, CHAPTER II OF PUBLIC LAW 32-181; AND TO AMEND SECTION 22425(q) OF CHAPTER 22, TITLE 5 OF THE GUAM CODE ANNOTATED; RELATIVE TO APPROPRIATING START-UP FUNDS FROM THE TERRITORIAL EDUCATIONAL FACILITIES FUND FOR THE GUAM DEPARTMENT OF EDUCATION (GDOE) EARLY CHILDHOOD EDUCATION PROGRAM/PRE-KINDERGARTEN PROGRAM AND TO PROVIDE ADDITIONAL FUNDS TO THE GDOE FOR ITS OPERATIONS AS A RESULT OF THE ENACTMENT OF PUBLIC LAW 32-219.	04/02/15 3:54 p.m.	04/03/15	Committee on Appropriations and Adjudication			



Ealani Flores <eflores@senatorbjcruz.com>

FIRST NOTICE of Public Hearing – April 16, 2015

Dani Reyes <danireyes@senatorbjcruz.com>

Thu, Apr 9, 2015 at 10:00 AM

To: PH Notice <phnotice@guamlegislature.org>

Cc: "Senator Rory J. Respicio" <cor@guamlegislature.org>, "Sergeant-at-Arms (Legislature)"

<sgtarms@guamlegislature.org>, Management Information System <mis@guamlegislature.org>, Clerks

<clerks@guamlegislature.org>

April 9, 2015

MEMORANDUM

To: All Members / All Senators

From: Vice Speaker Benjamin J.F. Cruz, Chairman

Re: **FIRST NOTICE of Public Hearing – April 16, 2015**

Håfa Adai! The **Committee on Appropriations and Adjudication** will conduct a Public Hearing of Bills beginning at **10:00AM** on **Thursday, April 16, 2015**, in the ***Liheslatura* Public Hearing Room** with the following schedule:

10:00AM - Public Hearing of Bills

- **Bill No. 56-33 (COR)** – F.B. Aguon, Jr. – “An act to amend §2101.1(f) and §2101.3 of Chapter 2, Title 5 of the Guam Code Annotated relative to recognizing the independence of the Judiciary of Guam relative to the receipt of Federal funds.”
- **Bill No. 66-33 (COR)** – B.J.F. Cruz – “An act to amend Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to add a new Section 17 to Part I, Chapter II of Public Law 32-181; and to amend Section 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219.”
- **Bill No. 70-33 (COR)** – N.B. Underwood, Ph.D. / R.J. Respicio – “An act to Amend Section 41105 of Chapter 41, Article 1 of 17 Guam Code Annotated, Relative to the registry for Individuals with Disabilities.”
- **Bill No. 74-32 (COR)** – B.J.F. Cruz – “An act to amend Section 13, Chapter XII of Public Law 32-181; relative to enhancing fiscal discipline and efficiency by authorizing the expenditure of fiscal year 2015 continuing appropriations subject to specific requirements.”

(The links provided above, as shown in the boldfaced and underlined text, direct to the respective PDF documents posted on the Guam Legislature website. For direct access, go to <http://www.guamlegislature.org>; bills are found under Bills > Introduced > 33rd).

Testimonies may be submitted via hand delivery to the Office of Vice Speaker Benjamin J.F. Cruz at the Guam Legislature; via postal mail to 155 Hesler Street, Hagåtña Guam 96910; via facsimile to 477-2522; or via e-mail to senator@senatorbjcruz.com. Please submit testimonies at least one day prior to the date of the hearing.

All government activities, programs, and services are accessible for people with disabilities in compliance with Title II of the Americans with Disabilities Act (ADA). Should you or interested parties require assistance or special accommodations to fully participate in this public hearing, please contact Mr. Carlo J. Branch at the Office of the Vice Speaker at 477-2521 or via e-mail at carlo.branch@senatorbjcruz.com.

We look forward to your attendance and participation.

cc: COR
Sgt-at-Arms
MIS
Clerks
Media

—
Dani Reyes
Policy Analyst

Vice Speaker Benjamin J.F. Cruz
I Minatrentai Tres na Liheslaturan Guáhan
T 671-477-2520 | F 671-477-2522
<http://www.senatorbjcruz.com>

2 attachments

 **FIRST NOTICE MEMO PH 04162015.pdf**
902K

 **FIRST NOTICE PR PH 04162015.pdf**
894K

VICE SPEAKER BENJAMIN J.F. CRUZ

Committee on Appropriations and Adjudication
senator@senatorbjcruz.com | www.senatorbjcruz.com



I Mina' trentai Ires na Liheslaturan Guahan

THE 33RD GUAM LEGISLATURE

155 Hesler Place, Suite 107, Hagåtña, Guam 96910
T: (671) 477-2520/1 | F: (671) 477-2522

April 9, 2015

MEMORANDUM

To: All Members/ All Senators
From: Vice Speaker Benjamin J.F. Cruz, Chairman

Re: **FIRST NOTICE of Public Hearing - April 16, 2015**

Håfa Adai! The **Committee on Appropriations and Adjudication** will conduct a Public Hearing of Bills beginning at **10:00AM on Thursday, April 16, 2015**, in the *I Liheslatura Public Hearing Room* with the following schedule:

10:00AM - Public Hearing of Bills

- **Bill No. 56-33 (COR)** – F.B. Aguon, Jr. – “An act to amend §2101.1(f) and §2101.3 of Chapter 2, Title 5 of the Guam Code Annotated relative to recognizing the independence of the Judiciary of Guam relative to the receipt of Federal funds.”
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Testimonies may be submitted via hand delivery to the Office of Vice Speaker Benjamin J.F Cruz at the Guam Legislature; via postal mail to 155 Hesler Street, Hagåtña Guam 96910; via facsimile to 477-2522; or via e-mail to senator@senatorbjcruz.com. Please submit testimonies at least one day prior to the date of the hearing.

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We look forward to your attendance and participation.



FOR IMMEDIATE RELEASE
April 9, 2015

FIRST NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law (GUAM PUB. L. 24-109), relative to notice for public meetings, let this release serve as five (5) days' notice for a Public Hearing by the **Committee on Appropriations and Adjudication** scheduled on **Thursday, April 16, 2015**, in the Guam Legislature Hearing Room in Hagåtña, on the following:

10:00AM - Public Hearing of Bills

- **Bill No. 56-33 (COR)** – F.B. Aguon, Jr. – “An act to amend §2101.1(f) and §2101.3 of Chapter 2, Title 5 of the Guam Code Annotated relative to recognizing the independence of the Judiciary of Guam relative to the receipt of Federal funds.”
- **Bill No. 66-33 (COR)** – B.J.F. Cruz – “An act to amend Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to add a new Section 17 to Part I, Chapter II of Public Law 32-181; and to amend Section 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219.”
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Testimonies may be submitted in person to the Office of Vice Speaker Benjamin J.F Cruz at the Guam Legislature; by postal mail to 155 Hesler Place, Hagåtña Guam 96910; by facsimile to 477-2522; or by e-mail to senator@senatorbjcruz.com. Copies of written testimonies received at least one day before the scheduled date will be available at the hearing.

Individuals requiring assistance or special accommodations should contact Mr. Carlo J. Branch at the Office of the Vice Speaker at 477-2521, or by e-mail at carlo.branch@senatorbjcruz.com.

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Ealani Flores <eflores@senatorbjcruz.com>

SECOND NOTICE of Public Hearing – April 16, 2015

Dani Reyes <danireyes@senatorbjcruz.com>

Tue, Apr 14, 2015 at 9:30 AM

To: PH Notice <phnotice@guamlegislature.org>

Cc: Management Information System <mis@guamlegislature.org>, "Senator Rory J. Respicio" <cor@guamlegislature.org>, "Sergeant-at-Arms (Legislature)" <sgtarms@guamlegislature.org>, Clerks <clerks@guamlegislature.org>

April 14, 2015

MEMORANDUM

To: All Members / All Senators

From: Vice Speaker Benjamin J.F. Cruz, Chairman

Re: **SECOND NOTICE of Public Hearing – April 16, 2015**

Håfa Adai! The Committee on Appropriations and Adjudication will conduct a Public Hearing of Bills at 10:00AM on Thursday, April 16, 2015, in the *I Liheslatura* Public Hearing Room with the following agenda:

10:00AM - Public Hearing of Bills

- **Bill No. 56-33 (COR)** – F.B. Aguon, Jr. – “An act to amend §2101.1(f) and §2101.3 of Chapter 2, Title 5 of the Guam Code Annotated; relative to recognizing the independence of the Judiciary of Guam relative to the receipt of federal funds.”
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(The links provided above, as shown in the boldfaced and underlined text, direct to the respective PDF documents posted on the Guam Legislature website. For direct access, go to <http://www.guamlegislature.org>; bills are found under Bills > Introduced > 33rd).

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We look forward to your attendance and participation.

cc: COR
Sgt-at-Arms
MIS
Clerks
Media

--

Dani Reyes
Policy Analyst

Vice Speaker Benjamin J.F. Cruz
I Mina'trentai Tres na Liheslaturan Guáhan
T 671-477-2520 | F 671-477-2522
<http://www.senatorbjcruz.com>

2 attachments

 **SECOND NOTICE PR PH 04162015.pdf**
895K

 **SECOND NOTICE Memo PH 04162015.pdf**
901K

VICE SPEAKER BENJAMIN J.F. CRUZ

Committee on Appropriations and Adjudication
senator@senatorbjcruz.com | www.senatorbjcruz.com



I Mina'trentai Tres na Liheslaturan Guåhan

THE 33RD GUAM LEGISLATURE

155 Hesler Place, Suite 107, Hagåtña, Guam 96910

T: (671) 477-2520/1 | F: (671) 477-2522

April 14, 2015

MEMORANDUM

To: All Members/ All Senators
From: Vice Speaker Benjamin J.F. Cruz, Chairman
Re: **SECOND NOTICE of Public Hearing - April 16, 2015**

Håfa Adai! The Committee on Appropriations and Adjudication will conduct a Public Hearing of Bills at 10:00AM on Thursday, April 16, 2015, in the *I Liheslatura Public Hearing Room* with the following agenda:

10:00AM

- **Bill No. 56-33 (COR)** – F.B. Aguon, Jr. – “An act to amend §2101.1(f) and §2101.3 of Chapter 2, Title 5 of the Guam Code Annotated; relative to recognizing the independence of the Judiciary of Guam relative to the receipt of federal funds.”
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We look forward to your attendance and participation.

VICE SPEAKER BENJAMIN J.F. CRUZ

Committee on Appropriations and Adjudication
senator@senatorbjcruz.com | www.senatorbjcruz.com



I Mina'trentai Tres na Liheslaturan Guåhan
THE 33RD GUAM LEGISLATURE

155 Hesler Place, Suite 107, Hagåtña, Guam 96910
T: (671) 477-2520/1 | F: (671) 477-2522

FOR IMMEDIATE RELEASE

April 14, 2015

SECOND NOTICE OF PUBLIC HEARING

In accordance with the Open Government Law, P.L. 24-109, relative to notice for public meetings, let this release serve as forty-eight (48) hours' notice for a Public Hearing by the **Committee on Appropriations and Adjudication** scheduled on **Thursday, April 16, 2015**, in the Guam Legislature Hearing Room in Hagåtña, on the following:

10:00AM

- **Bill No. 56-33 (COR)** - F.B. Aguon, Jr. - "An act to *amend* §2101.1(f) and §2101.3 of Chapter 2, Title 5 of the Guam Code Annotated; relative to recognizing the independence of the Judiciary of Guam relative to the receipt of federal funds."
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###

Listserv: phnotice@guamlegislature.org

Updated as of March 25, 2015

aalladi@guampdn.com
action@weareguahan.com
admin2@guamrealtors.com
admin@frankaguonjr.com
admin@guamrealtors.com
admin@weareguahan.com
aguon4guam@gmail.com
agusto.aflague@gmail.com
ahernandez@guamlegislature.org
ajuan@kijifm104.com
alerta.jermaine@gmail.com
aline4families@gmail.com
am800guam@gmail.com
amandalee.shelton@mail.house.gov
amcborja@gmail.com
amier@mvguam.com
ang.duenas@gmail.com
ataligba@gmail.com
av@guamlegislature.org
avon.guam@gmail.com
baza.matthew@gmail.com
bbautista@spbg Guam.com
bdydasco@senatorada.org
bella@judiwonpat.com
bernice@tinamunabarnes.com
berthaduenas@guamlegislature.org
betsy@spbg Guam.com
bmkelman@guampdn.com
brantforGuam@gmail.com
breanna.lai@mail.house.gov
bruce.lloyd.media@gmail.com
bshringi@moylans.net
carlaborja.73@yahoo.com
carlsanchez@judiwonpat.com
carlsonc@pstripes.osd.mil
ccastro@guamchamber.com.gu
ccharfauros@guamag.org
ccolbert@guamlegislature.org
ccruz.duenas@gmail.com
charlesonedera@gmail.com
chechsantos@gmail.com
cheerfulcatunao@yahoo.com
christine.quinata@takecareasia.com
cipo@guamlegislature.org
clerks@guamlegislature.org
clynt@spbg Guam.com
committee@frankaguonjr.com
communications@frankaguonjr.com
communications@guam.gov
cor@guamlegislature.org
coy@senatorada.org
cyrus@senatorada.org
danireyes@senatorbjcruz.com

darryl@tinamunabarnes.com
dcrisost@guam.gannett.com
delisleduenas@judiwonpat.com
desori623@hotmail.com
divider_j_jimenez@hotmail.com
dleddy@guamchamber.com.gu
dmgeorge@guampdn.com
dtamondong@guampdn.com
duenasenator@gmail.com
ed@tonyada.com
edelynn1130@hotmail.com
editor@mvguam.com
editor@saipantribune.com
edpocague@judiwonpat.com
eflores@senatorbjcruz.com
egg3759@yahoo.com
emqcho@gmail.com
eo@guamrealtors.com
etajalle@guamlegislature.org
evelyn4families@gmail.com
ewinstoni@yahoo.com
fbtorres@judiwonpat.com
fes22744@gmail.com
flores@senatorada.org
frank.blasjr@gmail.com
frank@judiwonpat.com
frank@mvguam.com
gdumat-ol@guampdn.com
gerry@mvguam.com
gerrypartido@gmail.com
gina@mvguam.com
gina.fccg12@yahoo.com
gktv23@hotmail.com
guadalupeignacio@gmail.com
guam.avon@gmail.com
guam@pstripes.osd.mil
guamnativesun@yahoo.com
hana@guam-shinbun.com
hermina.certeza@senatorbjcruz.com
hill.bruce@abc.net.au
hottips@kuam.com
info@chinesetimesguam.com
janela@mvguam.com
jason@kuam.com
jason@senatormorrison.com
jean@tinamunabarnes.com
jennifer.lj.dulla@gmail.com
jennifer@mvguam.com
jespaldonesq@gmail.com
joan@kuam.com
joe@toduguam.com
joesa@guamlegislature.org
john.calvo@noaa.gov

Listserv: phnotice@guamlegislature.org

Updated as of March 25, 2015

john@kuam.com
johnluces@toduguam.com
jon.calvo@mail.house.gov
jontalk@gmail.com
jpmanuel@gmail.com
jstedtaotao@gmail.com
jtenorio@guamcourts.org
julian.c.janssen@gmail.com
juliette@senatorada.org
kai@spbguam.com
kcn.kelly@gmail.com
keepinginformed.671@gmail.com
kelly.toves@mail.house.gov
kennylg@guamlegislature.org
kenq@kuam.com
kevin@spbguam.com
khmg@hbcguam.net
koreannews@guam.net
koreatv@kuentos.guam.net
kstokish@gmail.com
kstonews@ite.net
law@guamag.org
legislativecounsel@guamlegislature.org
leling@judiwonpat.com
life@guampdn.com
ljalcairo@gmail.com
llmatthews@guampdn.com
louella@mvguam.com
louise@tonyada.com
m.salaila@yahoo.com
mabuhaynews@yahoo.com
mahoquinene@guam.net
malainse@gmail.com
maria.pangelinan@gec.guam.gov
marym@guamlegislature.org
marycamachotorres@gmail.com
maryfejeran@gmail.com
matthew@senatormorrison.com
matthew.santos@senatorbjcruz.com
mcarlson@guamlegislature.org
mcpherson.kathryn@abc.net.au
media@frankaguonjr.com
menchu@toduguam.com
millie@tinamunabarnes.com
mindy@kuam.com
mis@guamlegislature.org
miseke@mcvguam.com
mlwheeler2000@yahoo.com
monty.mcdowell@amiguam.com
mspeps4873@gmail.com
mvariety@pticom.com
mwatanabe@guampdn.com
natasha@toduguam.com

news@guampdn.com
news@spbguam.com
nick@kuam.com
nicoleramos@toduguam.com
norman.aguilar@guamcc.edu
nsantos@guamlegislature.org
odngirairikl@guampdn.com
office@senatorada.org
officeassistant@frankaguonjr.com
oliviampalacios@gmail.com
onlyonguam@acubedink.com
orleen@senatorbjcruz.com
pacificjournalist@gmail.com
parroyo@k57.com
pdkprg@gmail.com
pete@tonyada.com
phillipsguam@gmail.com
policy@frankaguonjr.com
publisher@glimpsesofguam.com
rennae@guamlegislature.org
responsibleguam@gmail.com
rfteehan@yahoo.com
rgibson@k57.com
ricknauta@hitradio100.com
rlimtiaco@guampdn.com
rolly@ktkb.com
roryforguam@gmail.com
rowena@senatormorrison.com
senator@senatorbjcruz.com
senator@tinamunabarnes.com
senatorbrantmccreadie@gmail.com
senatordrodriguez@gmail.com
senjvespaldon@gmail.com
senatorsannicolas@gmail.com
senatorTonyada@guamlegislature.org
senatorunderwood@guamlegislature.org
sgflores@tinamunabarnes.com
sgtarms@guamlegislature.org
sitarose2@yahoo.com
sixquintanilla@gmail.com
slimtiaco@guampdn.com
smendiola@guamlegislature.org
sonedera-salas@guamlegislature.org
speaker@judiwonpat.com
staff@frankaguonjr.com
stephaniemendiola@gmail.com
tanya4families@gmail.com
tasigirl@gmail.com
tcastro@guam.net
telo.taitague@visitguam.org
tessa@senatorbjcruz.com
thebigshow@guamcell.net
thebigshow@k57.com

Listserv: phnotice@guamlegislature.org
Updated as of March 25, 2015

therese.hart.writer@gmail.com
tina@tinamunabarnes.com
tina.alicto@yahoo.com
tinamunabarnes@gmail.com
tjtaitano@cs.com
tom@senatorada.org
tommy@senatormorrison.com
tony@senatorada.org
tony@tonyada.com
tpocaique@judiwonpat.com

tritten@pstripes.osd.mil
tterlaje@guam.net
vejohntorres@guamlegislature.org
vince@tinamunabarnes.com
vleonguerrero@judiwonpat.com
xiosormd@gmail.com
xiosormd@yahoo.com
ylee2@guam.gannett.com
zita@mvguam.com
zpalomo@guamag.org

VICE SPEAKER BENJAMIN J.F. CRUZ

Committee on Appropriations and Adjudication
senator@senatorbjcruz.com | www.senatorbjcruz.com



I Mina'trentai Tres na Liheslaturan Guåhan

THE 33RD GUAM LEGISLATURE

155 Hesler Place, Suite 107, Hagåtña, Guam 96910

T: (671) 477-2520/1 | F: (671) 477-2522

PUBLIC HEARING AGENDA

Thursday, April 16, 2015

Guam Legislature Public Hearing Room • Hagåtña, Guam

10:00AM

PUBLIC HEARING OF BILLS

Bill No. 56-33 (COR) – F.B. Aguon, Jr. – “An act to *amend* §2101.1(f) and §2101.3 of Chapter 2, Title 5 of the Guam Code Annotated; relative to recognizing the independence of the Judiciary of Guam relative to the receipt of federal funds.”

Bill No. 66-33 (COR) – B.J. Cruz – “An act to *amend* Section 2(II)(AF) of Chapter I and Section 1 of Part I, Chapter II of Public Law 32-181; to *add a new* Section 17 to Part I, Chapter II of Public Law 32-181; and to *amend* Section 22425(q) of Chapter 22, Title 5 of the Guam Code Annotated; relative to appropriating start-up funds from the Territorial Educational Facilities Fund for the Guam Department of Education (GDOE) early childhood education program/pre-kindergarten program and to provide additional funds to the GDOE for its operations as a result of the enactment of Public Law 32-219.”

Bill No. 70-33 (COR) – N.B. Underwood, Ph.D. / R.J. Respicio – “An act to *amend* Section 41105 of Chapter 41, Article 1 of 17 Guam Code Annotated; relative to the registry for Individuals with Disabilities.”

Bill No. 74-33 (COR) – B.J. Cruz – “An act *amend* Section 13, Chapter XII of Public Law 32-181; relative to enhancing fiscal discipline and efficiency by authorizing the expenditure of Fiscal Year 2015 continuing appropriations subject to specific requirements.”