

EDDIE BAZA CALVO
Governor



RAY TENORIO
Lieutenant Governor

Office of the Governor of Guam

FEB 13 2014

Honorable Judith T. Won Pat, Ed.D.
Speaker
I Mina'trentai Dos Na Liheslaturan Guåhan
155 Hesler Street
Hagåtña, Guam 96910

32-14-1299
Office of the Speaker
Judith T. Won Pat, Ed.D.
Date: 2/14/14
Time: 4:20 PM
Received by: [Signature]

Dear Madame Speaker:

Transmitted herewith is Bill No. 214-32 (COR) "AN ACT TO AMEND §20111 OF ARTICLE 1, CHAPTER 20 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING EMPLOYEES OF GOVERNMENT OF GUAM AGENCIES AND INSTRUMENTALITIES TO APPLY PAYROLL DEDUCTIONS TO REGISTERED NON-PROFITS" which I signed into law on February 10, 2014 as Public Law 32-118.

Senseramente,


EDDIE BAZA CALVO

2014 FEB 14 PM 4:49 [Signature]

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2014 (SECOND) Regular Session

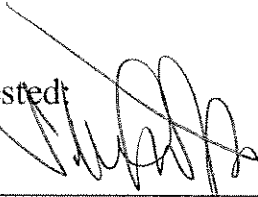
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN

This is to certify that Bill No. 214-32 (COR), "AN ACT TO *AMEND* § 20111 OF ARTICLE 1, CHAPTER 20 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING EMPLOYEES OF GOVERNMENT OF GUAM AGENCIES AND INSTRUMENTALITIES TO APPLY PAYROLL DEDUCTIONS TO REGISTERED NON-PROFITS," was on the 1st day of February, 2014, duly and regularly passed.



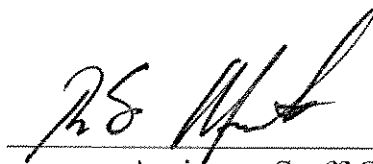
Judith T. Won Pat, Ed.D.
Speaker

Attested:



Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 1st day of FEB,
2014, at
10:50 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



EDWARD J.B. CALVO
I Maga'lahen Guåhan

Date: FEB 10 2014

Public Law No. 32-118

I MINA'TRENTAI DOS NA LIHESLATURAN GUÅHAN
2013 (FIRST) Regular Session

Bill No. 214-32 (COR)

As amended on the floor.

Introduced by:

Michael F. Q. San Nicolas
B. J.F. Cruz
FRANK B. AGUON, JR.
Judith T. Won Pat, Ed.D.
T. R. Muña Barnes
T. C. Ada
V. Anthony Ada
Chris M. Dueñas
Michael T. Limtiaco
Brant T. McCreadie
Tommy Morrison
Vicente (ben) C. Pangelinan
R. J. Respicio
Dennis G. Rodriguez, Jr.
Aline A. Yamashita, Ph.D.

AN ACT TO AMEND § 20111 OF ARTICLE 1, CHAPTER 20 OF TITLE 5, GUAM CODE ANNOTATED, RELATIVE TO ALLOWING EMPLOYEES OF GOVERNMENT OF GUAM AGENCIES AND INSTRUMENTALITIES TO APPLY PAYROLL DEDUCTIONS TO REGISTERED NON-PROFITS.

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

2 **Section 1. Short Title.** This Act *shall* be cited as the “Non-Profit Payroll
3 Deduction Act.”

4 **Section 2. Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
5 that there are hundreds of registered non-profits which provide numerous services
6 to our community. 501(c)(3) organizations are operated for religious, charitable,

1 scientific, testing for public safety, literary, or educational purposes; to foster
2 amateur sports competitions; to promote the arts; or to prevent cruelty to children
3 or animals. Such non-profit organizations tend to receive a substantial portion of its
4 income from the public, government or charitable endowments.

5 *I Liheslatura* finds that federal sequestration has had a negative impact on
6 many non-profit organizations which serve the people of Guam. Even some of the
7 best performing organizations have had major cuts to revenue which they need to
8 operate at current service levels.

9 *I Liheslatura* further finds that contributions from the community, including
10 government of Guam employees, can have significant positive impacts to
11 sustaining these vital organizations.

12 It is, therefore, the intent of *I Liheslatura* to allow employees of government
13 of Guam agencies and instrumentalities to apply payroll deductions to registered
14 non-profits, by amending §20111, Article 1, Chapter 20, Title 5, Guam Code
15 Annotated.

16 **Section 3. Payroll Deductions to Non-Profits.** §20111 of Article 1,
17 Chapter 20 of Title 5, Guam Code Annotated, is hereby *amended* to read:

18 “§ 20111. **Payroll Deductions and Marketing Within**
19 **Government.**

20 (a) Payroll Deduction. The government of Guam may
21 provide payroll deduction services to employees of the government as
22 requested by an employee; however, if payroll deduction services are
23 provided for payment to one of a class of businesses, it must be
24 provided for payment to all members of the class. Notwithstanding
25 any other provision to the contrary, upon request by an employee of
26 an agency or instrumentality of the government of Guam, the relevant
27 personnel office for the agency or instrumentality *shall* provide a

1 payroll deduction service for such employee to contribute to a
2 501(c)(3) non-profit registered with the Department of Revenue and
3 Taxation. Such deductions *shall* be reported on a cumulative basis on
4 the pay stub of the employee, and *shall* be reported as a cumulative
5 total on the employee's W-2. Government of Guam employers *shall*
6 make available a list of qualified 501(c)(3) registered non-profits as a
7 physical copy or electronic format to government employees upon
8 request. The list provided for in this Subsection *shall* be compiled
9 from the current list of 501(c)(3) non-profit organizations registered
10 with the Department of Revenue and Taxation *not later than* ninety
11 (90) days from the enactment of this Act. Thereafter, the list of non-
12 profits *shall* be updated annually by January 1st.

13 (b) Exclusivity of Marketing. The government of Guam may
14 provide the opportunity for employees to have access to the marketing
15 of certain products during working hours at government facilities;
16 however, if this access is provided for one of a class of products, it
17 must be provided for all members of the class. All 501(c)(3)
18 organizations registered with the Department of Revenue and
19 Taxation may be provided access to market their programs during
20 working hours and on government facilities. All such marketing
21 programs *shall not* interrupt the provision of government services.”