


CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

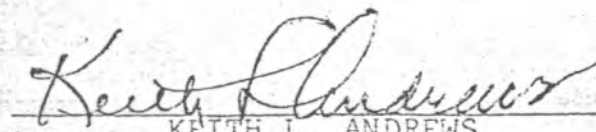
This is to certify that Bill No. 352, "An Act to repeal Section 21103 of the Government Code of Guam and to amend Sections 21003, 21503 (4) and 21553 of said Code to reduce charges for utility services for nonprofit educational facilities, churches, or publicly-owned hospital", which was heretofore passed and thereafter on September 14, 1973, returned to the Legislature without the approval of the Governor was, in accordance with the Organic Act of Guam, reconsidered by the Legislature and after such reconsideration the Legislature did on the 21st day of September, 1973, agree to pass said bill notwithstanding the objections of the Governor by a vote of more than two-thirds of all the members thereof, to wit: by a vote of 18 members.


F. T. RAMIREZ
Speaker

ATTESTED:


F. G. LUJAN, Acting
Legislative Secretary

This Act was received by the Governor this 23rd day
of September, 1973, at September o'clock 2:45 P.M.


KEITH L. ANDREWS
Attorney General of Guam

Public Law
12-42

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TWELFTH GUAM LEGISLATURE
1973 (FIRST) Regular Session

Bill No. 352

Introduced by

F. R. Santos
J. F. Ada
V. D. Ada
G. M. Bamba
P. J. Bordallo
P. M. Calvo
J. R. Duenas
W. D. L. Flores
C. T. C. Gutierrez
A. M. Palomo
F. T. Ramirez
J. M. Rivera
G. R. Salas
A. C. Sanchez
A. A. Sekt
R. F. Taitano
E. S. Terlaje
J. U. Torres

AN ACT TO REPEAL SECTION 21103 OF THE
GOVERNMENT CODE OF GUAM AND TO AMEND
SECTIONS 21003, 21503 (4) AND 21553 OF
SAID CODE TO REDUCE CHARGES FOR UTILITY
SERVICES FOR NONPROFIT EDUCATIONAL FAC-
ILITIES, CHURCHES, OR PUBLICLY-OWNED
HOSPITAL.

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

2 Section 1. Section 21103 of the Government Code of Guam
3 is hereby repealed in its entirety.

4 Section 2. Section 21003 of the Government Code of Guam
5 is hereby amended to read as follows:

6 "Section 21003. Functions. The functions of the
7 Board shall be to formulate, establish and publish, and
8 from time to time to review and where necessary revise,
9 subject to the approval of the Governor by Executive
10 Order, fair and reasonable schedules, uniform as to
11 classes, of public utility rates including all related
12 service, meter and other applicable charges for all public
13 utility services furnished by the government of Guam,
14 except electric service furnished by the Guam Power
15 Authority. Such schedules may provide for separate

1 residential, commercial, industrial or other standardized
2 categories of rates. Such schedules shall provide that
3 the rate charged for water utilized by bona fide farmers,
4 as certified by the Department of Agriculture, for irri-
5 gation purposes shall be not more than twenty-five cents
6 (\$.25) per thousand gallons and that the rate charged for
7 such farmers for watering their livestock, including but
8 not limited to poultry, pigs and cattle, shall also be
9 not more than thirty cents (\$.30) per thousand gallons.
10 Additionally, such schedules shall provide that the rate
11 charged for water supplied to and utilized by any
12 nonprofit educational facility, church, or publicly-
13 owned hospital, shall be not more than twenty-five cents
14 (\$.25) per thousand gallons. The Board shall annually,
15 and may in its discretion more often upon complaint or
16 upon its own motion, review and recommend revision of
17 such schedules of rates and related charges as may at
18 any time be in effect."

19 Section 3. Section 21503 (4) of the Government Code of
20 Guam is hereby amended to read as follows:

21 "(4) Establish and modify from time to time, without
22 reference to the Board on Utility Rates, reasonable rates
23 and charges for electric service, at least adequate to
24 cover the full cost of such service; and collect money
25 from customers using such service, all subject to any
26 contractual obligation of the Board to the holders of
27 any bonds, provided, however, that the rate for services
28 supplied to any nonprofit educational facility, church,
29 or publicly-owned hospital, shall not exceed one half
30 (1/2) of the minimum rate charged to any other customer;

1 enter into covenants to increase rates or charges from
2 time to time as may be necessary pursuant to any such
3 contractual obligation; and refund rates and charges
4 collected in error in accordance with regulations pres-
5 cribed by the Board;"

6 Section 4. Section 21553 of the Government Code of Guam
7 is hereby amended to read as follows:

8 "Section 21553. Amounts of rates and charges;
9 refunds. Except to the extent otherwise permitted or
10 required by an indenture or any contract relating to
11 indebtedness incurred by the Board, all rates and charges
12 shall at all times be fixed to yield annual revenues
13 equal to the annual principal payments and interest charges
14 and reserve fund requirements on all bonds at any time
15 issued and outstanding hereunder, the annual system oper-
16 ation and maintenance costs and the annual principal
17 payments and interest charges on all other outstanding
18 indebtedness incurred by the Board, provided, however, that
19 the rate for services supplied to any nonprofit educational
20 facility, church, or publicly-owned hospital shall not
21 exceed one half (1/2) of the minimum rate charged to any
22 other customer. An indenture or contract of indebtedness
23 may provide for payment from revenues of refunds of rates
24 and charges that are collected in error and that are re-
25 fundable by the Board in accordance with regulations
26 prescribed by it."