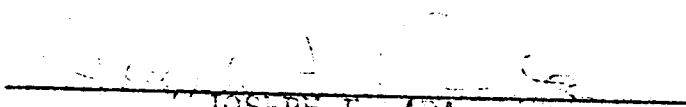


FOURTEENTH GUAM LEGISLATURE
1978 (SECOND) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 633, "An Act to repeal Sections 12230, 12230.1 and 12230.2 of the Government Code of Guam and to add Chapter V to Title XLIV of the Government Code", was on the 5th day of December, 1978, duly and regularly passed.



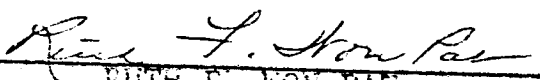
JOSEPH F. ADA
Speaker

ATTESTED:



ERNESTO M. ESPALDON
Legislative Secretary

This Act was received by the Governor this 6th day of December, 1978, at 4:30 o'clock P.M.



RUTH F. WON PAT
Assistant Staff Officer
Governor's Office

APPROVED:

RICARDO J. BORDALLO
Governor of Guam

DATED: _____

Public Law 14-154

Passed without Governor's signature
12/18/78

FOURTEENTH GUAM LEGISLATURE
1978 (SECOND) Regular Session

Bill No. 635
(As Substituted by
the Committee on
Commerce, Tourism
& Transportation)

Introduced by Committee on Rules
at the request of
the Governor

AN ACT TO REPEAL SECTIONS 12230, 12230.1 AND
12230.2 OF THE GOVERNMENT CODE OF GUAM AND
TO ADD CHAPTER V TO TITLE XLIV OF THE
GOVERNMENT CODE.

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

2 Section 1. Sections 12230, 12230.1 and 12230.2 of the Govern-
3 ment Code of Guam are repealed.

4 Section 2. Chapter V is added to Title XLIV of the Government
5 Code of Guam to read:

6 "CHAPTER V

7 Public Market

8 Section 47400. The Department of Commerce shall maintain
9 and operate under its control a public market or markets
10 for Guam products at such place or places as the Director may
11 deem proper. Any such market shall be maintained and operated
12 at all times in a sanitary and orderly manner, beneficial
13 to both producers and patrons alike. Producers and sellers
14 desiring to use space within such market to display or sell
15 their produce shall be levied a uniform fee based on the
16 amount of space used and period of such use.

17 Section 47401. Public Market Revolving Fund.

18 (a) There is established a fund to be known as the
19 Public Market Revolving Fund which shall be maintained
20 separate and apart from any other funds of the government
21 of Guam. Independent records and accounts shall be
22 maintained in connection therewith.

1 (b) Funds of the Public Market Revolving Fund shall
2 be used exclusively for the administration, operation
3 and maintenance of the Public Market.

4 (c) All funds collected from fees levied pursuant
5 to Section 47400 shall be deposited in the Public Market
6 Revolving Fund."

7 Section 3. Item 12 of Part II, Section 1, VI. of Public Law
8 14-132, as amended by Section 2 of Public Law 14-140, and as
9 amended by Section 10 of Public Law 14-150, is amended to read:

10 "12. Secondary Education

- 11 a. Personnel Services (not to
12 exceed 732 positions) \$9,919,850
13 b. Personnel benefits \$1,135,051
14 c. Travel & Transportation \$ 264,600
15 d. All other (of which \$16,200
16 is for the purchase of three
17 (3) education vehicles) \$1,075,720
18 e. Salaries for coaches, inter-
19 scholastic coaches, and
20 athletic directors \$ 86,920".

21 Section 4. Section 1., IV., A., of Public Law 14-87, as
22 amended by Public Law 14-132, is amended to read:

23 "IV. General Operation of the Fourteenth Guam
24 Legislature.

25 A. For expenses of general operation, to
26 include Personal Services, Personnel Benefits,
27 Travel and Transportation, Contractual Services,
28 Supplies and Materials, Equipment, Miscellaneous
29 Contingent Expenses and for the lump sum payment

1 of annual leave accrued and due to its employees,
2 not to exceed One Million Eight Hundred Forty-One
3 Thousand Eight Hundred Twenty-Two Dollars
4 (\$1,841,822). The sum appropriated herein may
5 also be allocated among the standing committees
6 of the Legislature to fund for year-end expendi-
7 tures and the accrued leave of their staffs."

8 Section 5. There is appropriated from the General Fund to
9 the Guam Legislature Operations Fund the sum of Two Hundred
10 Seventy-Five Thousand Dollars (\$275,000), of which Seventy-Five
11 Thousand Dollars (\$75,000) shall be allotted to the Minority Office,
12 to provide for the operation expenses of the Fifteenth Guam
13 Legislature. The appropriation made by this section is an interim
14 appropriation.

15 Section 6. There is appropriated to the Legislature Five
16 Thousand Dollars (\$5,000) to provide for expenses incurred in
17 conducting the Inauguration of the Fifteenth Guam Legislature.
18 The Speaker of the Fourteenth Guam Legislature is authorized to
19 commit and expend funds from this appropriation prior to January
20 1, 1979.

21 Section 7. The road running from Route 1 to San Vitores
22 Road now known as Hospital Road is renamed "Chalan San Antonio".

23 Section 8. Notwithstanding any provisions of law, rule, or
24 regulations to the contrary, the avenue designated as Snyder
25 Avenue, more specifically that stretch of road within the village
26 of Agat that intersects Duenas Street and Juan L. G. Guerrero
27 Street is hereby renamed Sgt. Emilio Nededog Avenue.

1 Section 9. There is hereby appropriated the sum of Sixty
2 Thousand Dollars (\$60,000), of which Twenty Thousand Dollars
3 (\$20,000) shall be allotted to the Minority Office, from the General
4 Fund to the Guam Legislature for the renovation and additional
5 office space.

6 Section 10. Section 4220 of the Government Code is repealed
7 and reenacted to read:

8 "Section 4220. The responsibility for the operation of
9 the fund shall be vested in a board of trustees of five (5)
10 persons appointed by the Governor with the advice and consent
11 of the Legislature. Three (3) members shall be employees
12 having at least five (5) years total service credit as
13 members of the fund. The terms of office shall be for five
14 (5) years except that the original appointees shall be
15 appointed for terms of one (1), two (2), three (3), four (4)
16 and five (5) years. As their terms expire, new members shall
17 be appointed to fill vacancies and such appointments shall be
18 made for terms of five (5) years. In the case of an appoint-
19 ment to fill an unexpired term, the appointment shall be for
20 only so long as the unexpired portion of the term.

21 Section 11. Section 4222 of the Government Code is amended
22 to read:

23 "Section 4222. Director of Fund. The Director of the
24 fund shall be appointed by the Board of Trustees and shall be
25 in charge of the administration of the detailed affairs of
26 the fund. He shall keep all books, records, files and
27 accounts of the fund and receive all applications for annui-
28 ties, benefits and refunds. He shall prepare periodic re-
29 ports relative to the operations of the fund and an annual

1 report as of the close of each fiscal year reflecting the
2 results of the financial operations of the fund and embody-
3 ing all important financial and statistical data pertinent
4 to its operation."

5 Section 12. Transition period. Any member of the Board of
6 Trustees not qualifying for his position under the provisions
7 of Section 4220 of the Government Code, as amended by this Act,
8 shall be disqualified to hold office thirty (30) days after the
9 effective date of the provisions of this Act. The Governor shall
10 appoint new members to fill vacancies on the Board of Trustees as
11 soon as possible after the effective date of the provisions of
12 this Act.

13 Section 13. Section 4019.1 is added to the Government Code
14 to read:

15 "Section 4019.1. (a) All companies or other legal
16 entities providing or applying to provide prepaid health
17 insurance to government of Guam employees shall make their
18 financial records available to the Director of Administration
19 annually. Such records shall be public records.

20 (b) The Director of Administration shall promulgate
21 rules and regulations setting forth the information he
22 requires from the companies or legal entities; the time for
23 his review of such information and the method such information
24 shall be reported.

25 (c) The Director of Administration shall examine the
26 financial information of the prepaid health insurance
27 companies or other legal entities for the purpose of develop-
28 ing the most economical and beneficial prepaid health plan
29 for government of Guam employees."

1 Section 14. Section 18(d) of Public Law 14-150 is hereby
2 amended to read as follows:

3 "Section 18(d). The sum of One Million One Hundred
4 Fifty Four Thousand Nine Hundred Fifty-Two Dollars
5 (\$1,154,952) is hereby appropriated to Public Utility Agency
6 of Guam through June 30, 1980 to be expended for water
7 services connections as follows:

| | | |
|---|---------------------|----------------|
| 8 | Materials | \$606,499.00 |
| 9 | Labor and Equipment | \$545,453.00". |

10 Section 15. There is hereby appropriated from the General
11 Fund the sum of Sixty Thousand Dollars (\$60,000) to the Department
12 of Corrections for the erection of a second perimeter fence around
13 the Guam Penitentiary.

14 Section 16. There is hereby appropriated from the General
15 Fund the sum of Seventy-Five Thousand Dollars (\$75,000) to the
16 Department of Corrections to purchase, maintain and operate a
17 standby power generator to the Guam Penitentiary.

18 Section 17. The Governor of Guam is hereby authorized to
19 designate government owned real property in the municipality of
20 Dededo not to exceed ten (10) hectares for the construction of
21 baseball playing fields.

22 Section 18. This Act shall be effective upon the enactment
23 of this measure.

24 Section 19. There is hereby appropriated from the General
25 Fund to the Retirement Fund the sum of Thirty-Five Thousand
26 Seven Hundred Dollars (\$35,700) to pay the retirement pension of
27 the Governor and Lieutenant Governor of Guam for the Fiscal Year
28 ending September 30, 1979 pursuant to the provisions of Section
29 4234(a) of the Government Code of Guam. Any portion of the amount
30 herein appropriated which remains unexpended as of September 30,
31 1979 shall be returned to the Unappropriated Surplus of the General
32 Fund.