



CARL T.C. GUTIERREZ  
GOVERNOR OF GUAM

MAR 12 1996

The Honorable Ted S. Nelson  
Acting Speaker  
Twenty-Third Guam Legislature  
Guam Legislature Temporary Building  
155 Hesler Street  
Agana, Guam 96910

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	<u>[Signature]</u>
Time	<u>1:10</u>
Date	<u>3-12-96</u>

Dear Speaker Nelson:

Enclosed please find a copy of Bill No. 221(LS), "AN ACT TO PUT A LEGISLATIVE REFORM PROPOSAL CONCERNING A LEGISLATIVE BUDGETARY CEILING BEFORE THE PEOPLE OF GUAM AS AN INITIATIVE MEASURE", which I have signed into law today as **Public Law No. 23-80**.

This is a step towards specifying the costs of operations of the Legislative Branch of government, by tying the operational cost of the Legislature with 2.5% of the revenue projections.

Very truly yours,

  
Carl T. C. Gutierrez

Attachment  
231037

Office of VICE-SPEAKER TED S. NELSON	
Received by <u>[Signature]</u>	
Print Name	Initial
Date: <u>3/12</u>	Time: <u>1:30pm</u>

TWENTY-THIRD GUAM LEGISLATURE  
1996 (SECOND) Regular Session

This is to certify that Bill No. 221 (LS), "AN ACT TO PUT A LEGISLATIVE REFORM PROPOSAL CONCERNING A LEGISLATIVE BUDGETARY CEILING BEFORE THE PEOPLE OF GUAM AS AN INITIATIVE MEASURE," was on the 28th day of February, 1996, duly and regularly passed.



D. PARKINSON  
Speaker

Attested:



JUDITH WON PAT-BORJA  
Senator and Legislative Secretary

-----  
This Act was received by the Governor this 1<sup>ST</sup> day of MARCH,  
1996, at 5:40 o'clock P.M.



Assistant Staff Officer  
Governor's Office

APPROVED:



CARL T. C. GUTIERREZ  
Governor of Guam

Date: 3-12-96

Public Law No. 23-80

TWENTY-THIRD GUAM LEGISLATURE  
1995 (FIRST) Regular Session

Bill No. 221 (LS)

As amended by the Committee on Rules

Introduced by:

M. Forbes  
D. Parkinson  
J. T. San Agustin  
A. C. Blaz  
A. R. Unpingco  
F. E. Santos  
J. P. Aguon  
S. L. Orsini  
F. P. Camacho  
E. Barrett-Anderson  
C. A. Leon Guerrero  
J. M. S. Brown  
A. C. Lamorena V  
T. C. Ada  
H. A. Cristobal  
L. A. Leon Guerrero  
T. S. Nelson  
A. L. G. Santos

AN ACT TO PUT A LEGISLATIVE REFORM PROPOSAL  
CONCERNING A LEGISLATIVE BUDGETARY  
CEILING BEFORE THE PEOPLE OF GUAM AS AN  
INITIATIVE MEASURE.

- 1           **BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:**  
2           **Section 1. Legislative Intent.** The Legislature intends that the  
3 electorate be given the opportunity to vote on the issue set forth herein.  
4           **Section 2.** The initiative measure indicated below shall be put before  
5 the voters at the next Special or General Election, whichever is sooner.

1           **Section 3.** For purposes of this election, a majority of the valid votes  
2 cast thereon shall be necessary for the approval and enactment into law of  
3 the initiative measure placed before electorate pursuant to this Act. The term  
4 valid votes cast thereon shall include all votes cast in favor or against the  
5 proposal but shall not include blank, spoiled, or invalid ballots cast.

6           **Section 4.** The initiative measure placed on the ballot pursuant to this  
7 Act shall be treated as an initiative measure which has been duly presented to  
8 the Election Commission with the necessary signatures on petitions for  
9 placement on the ballot, pursuant to 3 Guam Code Annotated 17201. Article 2  
10 of Chapter 17 of Title 3 shall apply to such initiative measure to the extent not  
11 inconsistent with this Act.

12           **Section 5. Initiative Measure to Restrict Legislative Budget to 2.5% of**  
13 **Total Revenue Projections.** The following initiative measure shall be placed  
14 before the voters at the next special election or general election, whichever is  
15 sooner:

16                           BE IT ENACTED BY THE PEOPLE OF GUAM AS AN  
17                           INITIATIVE MEASURE ADOPTED AT AN ELECTION  
18                           HELD ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 19  
19                           \_\_\_\_\_:

20                           Section 1. A new section 1121.1 is added to Title 2 of Guam  
21 Code Annotated to read:

22                           "Section 1121.1. Budgetary Ceiling Guam  
23 Legislature. Effective with the beginning of the next fiscal year, the  
24 total budget of the Guam Legislature shall at no time exceed two  
25 and one-half percent (2.5%) of the total Government of Guam  
26 revenue projections set for the same fiscal year, as enacted into law  
27 in the government of Guam Budget Act for that fiscal year. The

1           Legislature, or any other body designated by law, must set a revenue  
2           projection for the government of Guam in the annual Government  
3           of Guam Budget Act."

**TWENTY-THIRD GUAM LEGISLATURE**

1996 (SECOND) Regular Session

Date: 2/28/96

**VOTING SHEET**

Bill No. 221

Resolution No. \_\_\_\_\_

Question: \_\_\_\_\_

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	ABSENT/ OUT DURING ROLL CALL
ADA, Thomas C.	✓			
AGUON, John P.	✓			
BARRETT-ANDERSON, Elizabeth	✓			
BLAZ, Anthony C.	✓			
BROWN, Joanne S.	✓			
CAMACHO, Felix P.	✓			
CHARFAUROS, Mark C		✓		
CRISTOBAL, Hope A.	✓			
FORBES, MARK	✓			
LAMORENA, Alberto C., V	✓			
LEON GUERRERO, Carlotta	✓			
LEON GUERRERO, Lou	✓			
NELSON, Ted S.	✓			
ORSINI, Sonny L.	✓			
PANGELINAN, Vicente C		✓		
PARKINSON, Don	✓			
SAN AGUSTIN, Joe T.	✓			
SANTOS, Angel L. G.	✓			
SANTOS, Francis E.	✓			
UNPINGCO, Antonio R.	✓			
WONPAT-BORJA, Judith		✓		

TOTAL                                    18     3                    0                    0

CERTIFIED TRUE AND CORRECT:

\_\_\_\_\_  
Recording Secretary



Twenty-Third  
Guam Legislature

VICE CHAIRMAN  
Committee on  
Economic-  
Agricultural  
Development  
and Insurance

MEMBER  
Committee on  
Electrical Power and  
Consumer Protection

MEMBER  
Committee on Tourism  
and Transportation

MEMBER  
Committee on General  
Government Operations

MEMBER  
Committee on Ways  
and Means

Pl 23-80



THE HONORABLE  
**SONNY LUJAN ORSINI**  
CHAIRMAN, COMMITTEE ON RULES

February 14, 1996

The Honorable Don Parkinson  
Speaker  
Twenty-third Guam Legislature  
155 Hesler St.  
Agana, Guam 96910

Dear Mr. Speaker:

The Committee on Rules to which Bill No. 221 was referred, wishes to report back to the Legislature with the recommendation to **DO PASS, Substitute Bill No. 221 - AN ACT TO PUT A PROPOSAL BEFORE THE PEOPLE OF GUAM AS AN INITIATIVE MEASURE RELATIVE TO ESTABLISHING A BUDGETARY CEILING FOR THE GUAM LEGISLATIVE'S ANNUAL BUDGET.**

**The voting is as follows:**

TO PASS	<u>10</u>
NOT TO PASS	<u>1</u>
ABSTAIN	<u>0</u>
TO PLACE IN THE INACTIVE FILE	<u>0</u>

Copies of the Committee Report and other penitent documents are attached.

Your attention in this matter is greatly appreciated.

SONNY LUJAN ORSINI

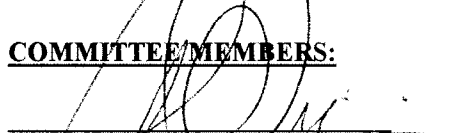

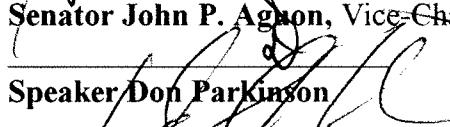
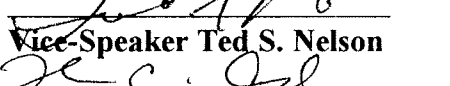
attachments

# COMMITTEE ON RULES

## TWENTY-THIRD GUAM LEGISLATURE

### VOTE SHEET

Substitute Bill No. 221. AN ACT TO PUT A PROPOSAL BEFORE THE PEOPLE OF GUAM AS AN INITIATIVE MEASURE RELATIVE TO ESTABLISHING A BUDGETARY CEILING FOR THE GUAM LEGISLATURE'S ANNUAL BUDGET.

<u>COMMITTEE MEMBERS:</u>	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>ABSTAIN</u>	<u>TO PLACE IN INACTIVE FILE</u>
 Senator Sony Lujan Orsini, Chairman	✓			
 Senator John P. Agnon, Vice-Chairman	✓			
 Speaker Don Parkinson	✓			
 Vice-Speaker Ted S. Nelson	✓			
Senator Tom Ada				
Senator Anthony C. Blaz	✓			
Senator Felix P. Camacho				
Senator Mark C. Charfauros				
Senator Hope A. Cristobal	✓			
Senator Alberto Lamorena V				
Senator Lou Leon Guerrero				
Senator Vicente C. Pangelinan				✓ Would give information increases to budget with no relation to work level.
Senator Angel L. G. Santos	✓			
Senator Francis E. Santos	✓			
Senator Joe T. San Agustin	✓			
Senator Antonio R. Unpingco				
Senator Judith Won Pat-Borja				



# **COMMITTEE ON RULES REPORT ON SUBSTITUTE BILL NO. 221**

**Substitute Bill No. 221.** AN ACT TO PUT A PROPOSAL BEFORE THE PEOPLE OF GUAM AS AN INITIATIVE MEASURE RELATIVE TO ESTABLISHING A BUDGETARY CEILING FOR THE GUAM LEGISLATURE'S ANNUAL BUDGET.

## **PREFACE**

The Committee on Rules convened at 10:00 a.m. Thursday, March 9, 1995 in the Legislature's Public Hearing Room in Agana, Guam.

Alongside Chairman Sonny Lujan Orsini was Senator Anthony C. Blaz, F.P. Camacho, and A.R. Unpingco

## **OVERVIEW**

The Government of Guam is made up of three separate but equal branches. These branches of Government are namely, the Executive Branch, Legislative Branch and the Judicial Branch. The Legislative Branch is made up of twenty-one members, elected by the people every other year.

The Legislature in accordance with the Organic Act of Guam is the policy-making body of the Government of Guam.

Bill 221 proposes to place an initiative before the people of Guam in the next election, be it Special, Primary or General Election.

The initiative proposes to establish a cap of 2.5% of the projected revenues for the Legislative Budget for the same fiscal year. The 2.5% cap would include the cost of the operations of each Senatorial Office, each Standing Committee and the Central Operations within the Legislature.

## **COMMITTEE FINDINGS**

The subject matter contained in Substitute Bill 221 was previously included in Bill 31. However, due to a ruling by the Speaker that Bill 31 contained five separate issue in-

germane to each other, Senator Mark Forbes made a motion to remove the section relative to the establishment of a Legislative Budget cap. (Attachment I)

Senator Mark Forbes testified before the Committee in support of returning the power to govern back to the people.

Senator Anthony Blaz expressed his support of the contents of Bill 221 and emphasized that passage of Bill 221 would empower the people to decide on important policies of the Territory.

Senator Orsini expressed his support of Bill 221 and then concluded the meeting.

## **COMMITTEE RECOMMENDATION**

In light of the strong voice expressed during the initiative drive and by the number of signatures received during the circulation of the initiatives, the Committee on Rules wishes to report out Substitute Bill 221 with the recommendation to **do PASS**.

TWENTY-THIRD GUAM LEGISLATURE  
1995 (FIRST) REGULAR SESSION

Bill No. 221 LS  
as amended by the Committee on Rules  
Introduced By:

  
M. Forbes  
D. Parkinson  
J.T. San Agustin  
A.C. Blaz  
A.R. Unpingco  
F. Santos  
J. Aguon  
S. Orsini  
F. Camacho  
E. Barrett-Anderson  
C. Leon Guerrero  
J.S. Brown  
A.C. Lamorena V

AN ACT TO PUT A LEGISLATIVE REFORM PROPOSAL CONCERNING  
A LEGISLATIVE BUDGETARY CEILING BEFORE THE PEOPLE OF  
GUAM AS AN INITIATIVE MEASURE.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:  
2

3 Section 1. Legislative Intent. The Legislature intends that the electorate be  
4 given the opportunity to vote on the issue set forth herein.

5 Section 2. The initiative measure indicated below shall be put before the voters  
6 at the next special or general election, whichever is sooner.

7 Section 3. For purposes of this election, a majority of the valid votes cast thereon  
8 shall be necessary for the approval and enactment into law of the initiative measure  
9 placed before electorate pursuant to this act. The term valid votes cast thereon shall  
10 include all votes cast in favor or against the proposal but shall not include blank,  
11 spoiled, or invalid ballots cast.

12 Section 4. The initiative measure placed on the ballot pursuant to this act shall  
13 be treated as an initiative measure which has been duly presented to the Election  
14 Commission with the necessary signatures on petitions for placement on the ballot,

1 pursuant to 3 Guam Code Annotated 17201. Article 2 of chapter 17 of Title 3 shall  
2 apply to such initiative measure to the extent not inconsistent with this act.

3 Section 5. Initiative measure to restrict legislative budget to 2.5% of total  
4 revenue projections. The following initiative measure shall be placed before the  
5 voters at the next special election or general election, whichever is sooner:

6  
7 BE IT ENACTED BY THE PEOPLE OF GUAM AS AN INITIATIVE  
8 MEASURE ADOPTED AT AN ELECTION HELD ON THE \_\_\_\_\_ DAY OF  
9 \_\_\_\_\_, 19 \_\_\_\_\_:

10  
11 Section 1. A new section 1121.1 is added to Title 2 of Guam Code Annotated to  
12 read:

13 "Section 1121.1 Budgetary Ceiling Guam Legislature. Effective with the  
14 beginning of the next fiscal year, the total budget of the Guam Legislature shall at no  
15 time exceed two and one-half percent (2.5%) of the total Government of Guam  
16 revenue projections set for the same fiscal year, as enacted into law in the  
17 Government of Guam Budget Act for that fiscal year. The Legislature, or any other  
18 body designated by law, must set a revenue projection for the Government of Guam  
19 in the annual Government of Guam Budget Act."



# COMMITTEE ON RULES

Twenty-Third Guam Legislature  
155 Hesler St., Agana, Guam 96910

April 24, 1995

## MEMORANDUM

**TO:** Chairperson, Committee on Rules

**FROM:** Chairman, Committee on Rules

**SUBJECT:** Referral - Bill No. 221

The above Bill is referred to your Committee as the principal committee. Please note that the referral is subject to ratification by the Committee on Rules at its next meeting. It is recommended you schedule a public hearing at your earliest convenience.



**SONNY LUJAN ORSINI**

Attachment

TWENTY-THIRD GUAM LEGISLATURE  
1995 (FIRST REGULAR SESSION)

Bill No. 221  
Introduced By:

M. Forbes  
D. Parkinson  
~~J.T. San Agustin~~  
A.C. Blaz  
A.R. Unpingco  
F. Santos  
J. Aguon  
S. Orsini  
F. Camacho  
E. Barrett-Anderson  
C. Leon Guerrero  
J.S. Brown  
A.C. Lamorena

AN ACT TO PUT A LEGISLATIVE REFORM PROPOSAL CONCERNING  
A LEGISLATIVE BUDGETARY CEILING BEFORE THE PEOPLE OF  
GUAM AS AN INITIATIVE MEASURE.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:  
2

3 Section 1. Legislative Intent. The Legislature intends that the electorate be  
4 given the opportunity to vote on the issue set forth herein. The Legislature further finds  
5 that action either by the Legislature or the Governor would be required to hold a special  
6 election on this matter and, therefore, calls for such a special election to be held so that  
7 the electorate may act on this matter expeditiously.

8 Section 2. The initiative measure indicated below shall be put before the voters  
9 at the next special or general election, whichever is sooner.

10 Section 3. For purposes of this election, a majority of the valid votes cast  
11 thereon shall be necessary for the approval and enactment into law of the initiative  
12 measure placed before electorate pursuant to this act. The term valid votes cast  
13 thereon shall include all votes cast in favor or against the proposal but shall not include  
14 blank, spoiled, or invalid ballots cast.

1           Section 4. The initiative measure placed on the ballot pursuant to this act shall  
2 be treated as an initiative measure which has been duly presented to the Election  
3 Commission with the necessary signatures on petitions for placement on the ballot,  
4 pursuant to 3 Guam Code Annotated 17201. Article 2 of chapter 17 of Title 3 shall  
5 apply to such initiative measure to the extent not inconsistent with this act.

6           Section 5. Initiative measure to restrict legislative budget to 2.5% of total  
7 revenue projections. The following initiative measure shall be placed before the  
8 voters at the next special election or general election, whichever is sooner:  
9

10                           BE IT ENACTED BY THE PEOPLE OF GUAM AS AN INITIATIVE  
11 MEASURE ADOPTED AT AN ELECTION HELD ON THE \_\_\_\_\_ DAY OF  
12 \_\_\_\_\_, 19 \_\_\_\_\_:  
13

14                           Section 1. A new section 1121.1 is added to Title 2 of Guam Code Annotated to read:  
15   "Section 1121.1 Budgetary Ceiling Guam Legislature. Effective October 1,  
16   1995, the Total budget of the budget of the Guam Legislature shall at no time exceed two  
17   and one-half percent (2.5%) of the total Government of Guam revenue projections set for  
18   the same fiscal year, as enacted into law in the Government of Guam Budget Act for that  
19   fiscal year. The Legislature, or any other body designated by law, must set a revenue  
20   projection for the Government of Guam in the annual Government of Guam Budget Act."



# COMMITTEE ON RULES

Twenty-Third Guam Legislature  
155 Hesler St., Agana, Guam 96910

January 20, 1995

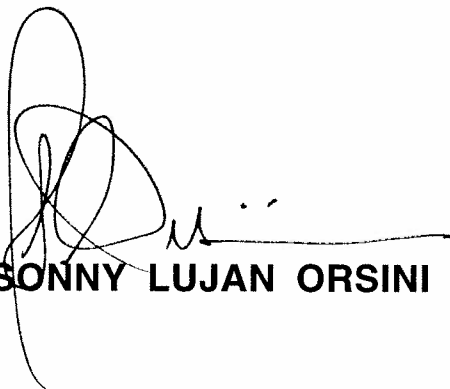
## MEMORANDUM

**TO:** Chairman, Committee on Rules

**FROM:** Chairman, Committee on Rules

**SUBJECT:** Referral - Bill No. 31

The above Bill is referred to your Committee as the principal committee. Please note that the referral is subject to ratification by the Committee on Rules at its next meeting. It is recommended you schedule a public hearing at your earliest convenience.



**SONNY LUJAN ORSINI**

Attachment



TWENTY-THIRD GUAM LEGISLATURE  
1995 (FIRST) REGULAR SESSION

Bill No. 31  
Introduced By:

M. Forbes  
D. Parkinson  
J.T. San Agustin  
A. C. Blaz  
A. R. Unpingco  
F. Santos  
J. Aguon  
S. Orsin  
F. Camacho  
E. Barret-Anderson  
C. Leon Guerrero  
J. S. Brown  
A. C. Lamorena V.

**AN ACT TO PUT FIVE LEGISLATIVE REFORM PROPOSALS  
BEFORE THE PEOPLE OF GUAM AS INTIATIVE MEASURES AT  
A SPECIAL ELECTION.**

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

1       Section 1.     Legislative Intent. The Legislature intends that the electorate  
2 be given the opportunity to vote on the issues set forth herein. The Legislature  
3 further finds that action either by the Legislature or the Governor would be  
4 required to hold a special election on these matters and, therefore, calls for such a  
5 special election to be held so that the electorate may act on these matters  
6 expeditiously.

7       Section 2. The five (5) initiative measures indicated below shall be put before  
8 the voters at a special election to be held not less than 120 days after the effective date  
9 of this act, nor more than 150 days thereafter, on a Saturday election date to be set by  
10 the election commission, hereinafter referred to as the special election. The day

11 preceding such special election shall not be a holiday. The ballots at such election may  
12 be handcounted at such location(s) as the Election Commission may specify.

13 Section 3. For purposes of this special election as mandated by this act, a  
14 majority of the valid votes cast thereon shall be necessary for the approval and  
15 enactment into law of any of the initiative measure placed before electorate pursuant to  
16 this act. The term valid votes cast thereon shall include all votes cast in favor or  
17 against the proposal but shall not include blank, spoiled, or invalid ballots cast.

18 Section 3. All initiative measures placed on the ballot pursuant to this act shall  
19 be treated as initiative measures which have been duly presented to the Election  
20 Commission with the necessary signatures on petitions for placement on the ballot,  
21 pursuant to 3 Guam Code Annotated 17201. Article 2 of chapter 17 of Title 3 shall  
22 apply to such initiative measures to the extent not inconsistent with this act.

23 Section 4. Initiative measure to change number of Senators from 21 to 15. The  
24 following initiative measure shall be placed before the voters at the special election:

25  
26 **BE IT ENACTED BY THE PEOPLE OF GUAM AS AN**  
27 **INITIATIVE MEASURE ADOPTED AT A SPECIAL ELECTION HELD**  
28 **ON THE \_\_\_ DAY OF \_\_\_\_\_, 19\_\_\_:**

29 "Section 6101 of Title 3 of the Guam Code Annotated is hereby amended to read:

30 "Section 6101. Guam Legislature Description. The Guam  
31 Legislature shall be a unicameral body consisting of fifteen (15) members who  
32 are elected as provided by law, commencing with the election of the Twenty-  
33 Fourth Guam Legislature. "

34  
35 Section 5. Initiative measure to change votes to restrict legislative budget to  
36 2.5% of total revenue projections. The following initiative measure shall be placed  
37 before the voters at the special election:

38  
39

40  
41 **BE IT ENACTED BY THE PEOPLE OF GUAM AS AN**  
42 **INITIATIVE MEASURE ADOPTED AT A SPECIAL ELECTION HELD**  
43 **ON THE \_\_\_ DAY OF \_\_\_\_\_, 19\_\_:**  
44

45 "Section 1. A new section 1121.1 is added to Title 2 of Guam Code Annotated to read:

46 "Section 1121.1 Budgetary Ceiling Guam Legislature. Effective  
47 October 1, 1995, the Total budget of the budget of Guam Legislature shall at  
48 no time exceed two and one-half percent (2.5%) of the total Guam  
49 Government of Guam revenue projections set for the same fiscal year, as  
50 enacted into law in the Government of Guam Budget Act for that fiscal year.  
51 The Legislature must set a revenue projection for the Government of Guam in  
52 the annual government of Guam budget act."  
53

54 Section 6. Initiative measure to change votes to reduce Senatorial Salaries. The  
55 following initiative measure shall be placed before the voters at the special election:  
56  
57

58 **BE IT ENACTED BY THE PEOPLE OF GUAM AS AN**  
59 **INITIATIVE MEASURE ADOPTED AT A SPECIAL ELECTION HELD**  
60 **ON THE \_\_\_ DAY OF \_\_\_\_\_, 19\_\_:**

61 "Section 1106 of Title 2 of the Guam Election Code Annotated is hereby amended to  
62 read:

63 "Section 1106. Legislative Compensation and allowances.  
64 Compensation for each member of the Guam Legislature shall be paid in  
65 twenty-six (26) equal installments at the rate of forty thousand dollars  
66 (\$40,000.00) per annum. Such compensation shall be paid out of funds to be  
67 appropriated by the Guam Legislature. This provision shall take effect  
68 beginning with the convening of the Twenty-Fourth Guam Legislature."  
69

70 Section 7. Initiative measure to change votes set term limits on Senators. The  
71 following initiative measure shall be placed before the voters at the special election:  
72

73

74

75

76

**BE IT ENACTED BY THE PEOPLE OF GUAM AS AN  
INITIATIVE MEASURE ADOPTED AT A SPECIAL ELECTION HELD  
ON THE \_\_\_ DAY OF \_\_\_\_, 19\_\_:**

77

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Section 1. A new Section 1126 is added to Title 2 of the Guam Code

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81

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Annotated to read as follows:

Section 1126. No person who has been elected to four full

successive terms as Senator shall be eligible to run for another term until one

full term has intervened. For purposes of this section successive terms shall

mean terms that commence on and after the date of the inauguration of the

Twenty-Fourth Guam Legislature.

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Section 8. Initiative measure to change votes to pass initiative. The following  
initiative measure shall be placed before the voters at the special election:

**BE IT ENACTED BY THE PEOPLE OF GUAM AS AN  
INITIATIVE MEASURE ADOPTED AT A SPECIAL ELECTION HELD  
ON THE \_\_\_ DAY OF \_\_\_\_, 19\_\_:**

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99

Section 1. A new Section 17107 is added to 3 Guam Code Annotated to read  
as follows:

"Section 17107. Votes required to pass an initiative, referendum or  
legislative submission. A majority of the valid votes cast thereon shall be  
necessary for the approval and enactment into law of any initiative measure,  
referendum, or legislative submission. The term valid votes cast thereon shall  
include all votes cast in favor or against the proposal but shall not include  
blank, spoiled, or invalid ballots cast."

100 Section 2. Section 17203 of 3 Guam Code Annotated is amended to read as  
101 follows:

102 \*Section 17203. Same: Presentation of. The Election Commission  
103 shall submit the initiative to the electorate after certification at the next general  
104 election held at least ninety (90) days after it qualifies. ~~[or at a territory-wide~~  
105 ~~special election held at least ninety (90) days after certification provided~~  
106 ~~however that the Legislature may call a territory-wide special election for the~~  
107 ~~purpose of having the electors vote on an initiative measure.]~~ Each initiative  
108 measure shall be on a separate ballot sheet, provided that if there are more than  
109 three initiatives considered at one election the initiatives may be combined on  
110 one or more ballot sheets, and further provided that only one side of the ballot  
111 sheet may be used.

112 Section 3. Section 17204 of 3 Guam Code Annotated is amended to read as  
113 follows:

114 ~~"[Subsection 17204. Same: Majority Required; Effective Date.~~  
115 ~~"An initiative must be approved by fifty percent (50%) plus one (1) of all~~  
116 ~~voters who get to the polls to vote in the special or general election at which~~  
117 ~~the initiative so approved by fifty percent (50%) plus one (1) of all voters who~~  
118 ~~go to the polls to vote at said elections shall take effect sixty (60) days after the~~  
119 ~~date on which the Commission certifies that the initiative has been passed.]~~  
120 An initiative shall require the number of votes specified in 3 Guam Code  
121 Annotated 17107 to pass."  
122  
123  
124

**FISCAL NOTE**  
**BUREAU OF BUDGET AND MANAGEMENT RESEARCH**

**BMMR**

Bill No. 221

Date Received: 5/09/95

Amendatory Bill: No

Date Reviewed: 5/15/95

Department/Agency Affected: Guam Legislature and Election Commission

Department/Agency Head: Richard I. Underwood and Henry A. Torres

Total FY 1995 Appropriation to Date: \$19,287,511 and \$534,876

Bill Title (preamble): AN ACT TO TO PUT A LEGISLATIVE REFORM PROPOSAL CONCERNING A LEGISLATIVE BUDGETARY CEILING BEFORE THE PEOPLE OF GUAM AS AN INITIATIVE MEASURE..

Change in Law: To add a new Section 1121.1 to 2 GCA

Bill's Impact on Present Program Funding:

Increase  (GEC)    Decrease  (Leg)    Reallocation \_\_\_\_\_    No Change \_\_\_\_\_

Bill is for:

Operations     Capital Improvement \_\_\_\_\_    Other \_\_\_\_\_

**FINANCIAL/PROGRAM IMPACT**

ESTIMATED SINGLE-YEAR FUND REQUIREMENTS (Per Bill)			
PROGRAM CATEGORY	GENERAL FUND	OTHER	TOTAL
Legislature and Community Services	1/		1/

ESTIMATED MULTI-YEAR FUND REQUIREMENTS (Per Bill)						
FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND	1/					1/
OTHER						
TOTAL	1/					1/

FUNDS ADEQUATE TO COVER INTENT OF THE BILL? 1/ IF NO, ADD'L AMOUNT REQUIRED \$ 1/

AGENCY/PERSON/DATE CONTACTED: Election Commission/Liz Blas/5-15-95

ESTIMATED POTENTIAL MULTI-YEAR REVENUES						
FUND	1st	2nd	3rd	4th	5th	TOTAL
GENERAL FUND						N/A
OTHER						
TOTAL						

ANALYST Angela E. Merfalen DATE 5/17/95 DIRECTOR Joseph E. Rivera, Acting DATE 5/18/95

FOOTNOTES: 1/ Bill No. 221 does not provide a General Fund appropriation measure for the Election Commission. However, to include any number of initiative measures under one (1) ballot at the next special or general election, whichever is sooner, is estimated to cost \$50,000. Additionally, the Bill poses a positive fiscal impact on the General Fund through limitation of the Legislature's total budget not to exceed 2.5% of the total Government of Guam revenue projections per the Guam Budget Act for that year or a budget reduction of \$5.8 from FY95 to FY96 inclusive of lump sum and based on the FY96 revenue estimate of \$540 Million.

It is noted that presently, the General Fund appropriation level totals \$545 million and the FY 1995 revenue forecast is \$527 million resulting in an \$18 million deficiency for Fiscal Year 1995.



**Introduced**

APR 20 1995

TWENTY-THIRD GUAM LEGISLATURE  
1995 (FIRST REGULAR SESSION)

Bill No. 221 (LS)  
Introduced By:

M. Forbes  
D. Parkinson  
J.T. San Agustin  
A.C. Blaz  
A.R. Unpingco  
F. Santos  
J. Aguon  
S. Orsini  
F. Camacho  
E. Barrett-Anderson  
C. Leon Guerrero  
J.S. Brown  
A.C. Lamorena

AN ACT TO PUT A LEGISLATIVE REFORM PROPOSAL CONCERNING  
A LEGISLATIVE BUDGETARY CEILING BEFORE THE PEOPLE OF  
GUAM AS AN INITIATIVE MEASURE.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:  
2

3 Section 1. Legislative Intent. The Legislature intends that the electorate be  
4 given the opportunity to vote on the issue set forth herein. The Legislature further finds  
5 that action either by the Legislature or the Governor would be required to hold a special  
6 election on this matter and, therefore, calls for such a special election to be held so that  
7 the electorate may act on this matter expeditiously.

8 Section 2. The initiative measure indicated below shall be put before the voters  
9 at the next special or general election, whichever is sooner.

10 Section 3. For purposes of this election, a majority of the valid votes cast  
11 thereon shall be necessary for the approval and enactment into law of the initiative  
12 measure placed before electorate pursuant to this act. The term valid votes cast  
13 thereon shall include all votes cast in favor or against the proposal but shall not include  
14 blank, spoiled, or invalid ballots cast.



1 Section 4. The initiative measure placed on the ballot pursuant to this act shall  
2 be treated as an initiative measure which has been duly presented to the Election  
3 Commission with the necessary signatures on petitions for placement on the ballot,  
4 pursuant to 3 Guam Code Annotated 17201. Article 2 of chapter 17 of Title 3 shall  
5 apply to such initiative measure to the extent not inconsistent with this act.

6 Section 5. Initiative measure to restrict legislative budget to 2.5% of total  
7 revenue projections. The following initiative measure shall be placed before the  
8 voters at the next special election or general election, whichever is sooner:

9  
10 BE IT ENACTED BY THE PEOPLE OF GUAM AS AN INITIATIVE  
11 MEASURE ADOPTED AT AN ELECTION HELD ON THE \_\_\_\_\_ DAY OF  
12 \_\_\_\_\_, 19 \_\_\_\_\_:

13  
14 Section 1. A new section 1121.1 is added to Title 2 of Guam Code Annotated to read:

15 "Section 1121.1 Budgetary Ceiling Guam Legislature. Effective October 1,  
16 1995, the Total budget of the budget of the Guam Legislature shall at no time exceed two  
17 and one-half percent (2.5%) of the total Government of Guam revenue projections set for  
18 the same fiscal year, as enacted into law in the Government of Guam Budget Act for that  
19 fiscal year. The Legislature, or any other body designated by law, must set a revenue  
20 projection for the Government of Guam in the annual Government of Guam Budget Act."



23rd Guam Legislature  
Office of  
Senator Elizabeth Barrett-Anderson

Tel: (671) 472-3431

Capitol Plaza Building,  
120 Father Duenas Ave., Suite 110  
Agana, Guam 96910

Fax: (671) 472-3432

April 13, 1995

TO: Senator M. Forbes

FR: Senator E. Barrett-Anderson *EAB*

SUB: Initiative Bill

Thank you for including my name as potential co-sponsor on your initiative bills, however, I must decline to co-sponsor all but one of the new bills; relative to compensation of the Legislature. My position on the others is not yet determined. *Budgetary ceiling*

I am certain the debate on these bills will be quite interesting, as we have already seen. I look forward to review the bills on the floor once again.

cc: Legal Counsel  
Co- Minority Leaders