



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

Office of the Speaker
ANTONIO R. UNPINGCO
Date: 8/15/98
Time: 11:15
Rec'd by: [Signature]
Print Name: Laurie

Refer to
Legislative Secretary

AUG 14 1998

The Honorable Antonio R. Unpingco
Speaker
Mina'Bente Kuattro na Liheslaturan Guahan
Twenty-Fourth Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Hagåtña, Guam 96910

OFFICE OF THE LEGISLATIVE SECRETARY
ACKNOWLEDGMENT RECEIPT
Received By: [Signature]
Time: 8:45 am
Date: 8/18/98

Dear Speaker Unpingco:

Enclosed please find Substitute Bill No. 604 (COR), "AN ACT TO ADD §§3103.1, 3103.2 AND 3103.3 TO ARTICLE 1, CHAPTER 3, DIVISION 1, PART 1 OF TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO CREATING THE GUAM HIGHWAY PATROL AS A PERMANENT DIVISION OF THE GUAM POLICE DEPARTMENT, AND TO MANDATE MINIMUM STAFFING LEVELS AND FUNDING FOR THE GUAM HIGHWAY PATROL", which I have signed into law today as **Public Law No. 24-240**.

This legislation establishes a permanent division within the Guam Police Department called the Guam Highway Patrol. For staffing considerations, the Guam Highway Patrol should be a unit instead of a division. Although the legislation states that the Guam Highway Patrol has primary jurisdiction over the enforcement of the Vehicular Code, all traffic safety laws, and the investigation of traffic accidents and violations, the legislation also states that officers assigned to the Guam Highway Patrol also have the jurisdiction to investigate any other crime, effect any arrest or exercise any normal power, and likewise, any police officer not assigned to the Guam Highway Patrol can also enforce the Vehicular Code and traffic laws.

This legislation mandates that the Guam Highway Patrol must have a staffing level of no less than 30 officers. If at any time there are less than 30, the Chief of Police is directed to notify the Guam Legislature. Although

00956

members of the Guam Highway Patrol may be reassigned for purposes of promotion or discipline, if more than 20% are reassigned, the Chief of Police shall also notify the Guam Legislature.


There is no provision, as there is for the Municipal Police Division, for reassignment of police officers for purposes of emergency.

The Guam Highway Patrol Division must use special insignia on their uniforms and their vehicles.

Funding for the Highway Patrol Division is not provided, except as may be available from transfers from other programs of the government. Unlike the legislation establishing the Municipal Police Program, the provisions of this legislation become effective upon enactment. There is no transition time provided, and this may provide some administrative difficulties.

Finally, a technical correction needs to be made on Page 3, line 25. The word "any" is used four times in the sentence and the sentence need rephrasing to give it meaning.

Very truly yours,


Carl T. C. Gutierrez
I Maga'láhen Guåhan
Governor of Guam

00356

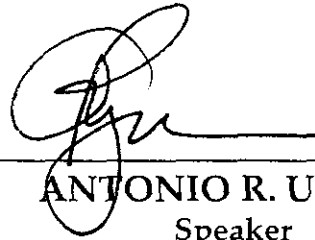
Attachment: copy attached for signed bill
 original attached for vetoed bill

cc: The Honorable Joanne M. S. Brown
 Legislative Secretary


MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN
1998 (SECOND) Regular Session

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


This is to certify that Substitute Bill No. 604 (COR), "AN ACT TO ADD §§3103.1, 3103.2 AND 3103.3 TO ARTICLE 1, CHAPTER 3, DIVISION 1, PART 1 OF TITLE 5 OF THE GUAM CODE ANNOTATED, RELATIVE TO CREATING THE GUAM HIGHWAY PATROL AS A PERMANENT DIVISION OF THE GUAM POLICE DEPARTMENT, AND TO MANDATE MINIMUM STAFFING LEVELS AND FUNDING FOR THE GUAM HIGHWAY PATROL," was on the 3rd day of August, 1998, duly and regularly passed.


ANTONIO R. UNPINGCO
Speaker

Attested:


JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahaen Guahan* this 24th day of August, 1998,
at 2:45 o'clock P.M.


Assistant Staff Officer
Maga'laha's Office

APPROVED:


CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: 8-14-98

Public Law No. 24-240

**MINA'BENTE KUATTRO NA LIHESLATURAN GUAHAN
1998 (SECOND) Regular Session**

Bill No. 604 (COR)

As substituted by the Author
and amended on the Floor.

Introduced by:

Mark Forbes
A. C. Lamorena, V
F. B. Aguon, Jr.
E. J. Cruz
T. C. Ada
A. C. Blaz
J. M.S. Brown
Felix P. Camacho
Francisco P. Camacho
M. C. Charfauros
W. B.S.M. Flores
L. F. Kasperbauer
C. A. Leon Guerrero
L. A. Leon Guerrero
V. C. Pangelinan
J. C. Salas
A. L.G. Santos
F. E. Santos
A. R. Unpingco
J. Won Pat-Borja

**AN ACT TO ADD §§3103.1, 3103.2 AND 3103.3 TO
ARTICLE 1, CHAPTER 3, DIVISION 1, PART 1 OF
TITLE 5 OF THE GUAM CODE ANNOTATED,
RELATIVE TO CREATING THE GUAM HIGHWAY
PATROL AS A PERMANENT DIVISION OF THE
GUAM POLICE DEPARTMENT, AND TO
MANDATE MINIMUM STAFFING LEVELS AND
FUNDING FOR THE GUAM HIGHWAY PATROL.**

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

2 **Section 1. Findings.** Guam is experiencing rapid growth in traffic, as
3 the numbers of vehicles and drivers increase. Along with this increase in
4 vehicular traffic have come additional problems and accidents, resulting in
5 damage, destruction, injury and in extreme cases, fatalities. There is little
6 doubt that the solutions to Guam's increasing problems on the highway are to
7 be found in a variety of measures, of which better and more consistent
8 enforcement of Guam's Vehicular Code and laws pertaining to driving upon
9 Guam roads is but one, but there is little doubt that improvements can be
10 made in this area. It is noted that in the past year, the number of officers
11 assigned to the Guam Police Department's Traffic Division has been as few as
12 six (6). Although this is supplemented in theory by the presence on the roads
13 of patrol officers operating out of the precincts, this still seems a small number
14 of personnel to be assigned permanently to the enforcement of traffic laws
15 and the maintenance of safe driving on Guam. It is further noted that the
16 Guam Police Department has taken steps of late to alleviate this problem by
17 assigning additional personnel to the Traffic Division and by establishing a
18 highway patrol within this division. Inasmuch as the Guam Police
19 Department has been aware of pending legislation of this nature for some
20 months, this is an admirable move to anticipate a change in the law and in the
21 organization of the enforcement of traffic laws. However, it is found that this
22 move, although admirable, is insufficient for a number of reasons. Being
23 administrative in nature, it is easily reversed. The number of personnel

1 assigned to traffic enforcement becomes an administrative whim, and there
2 have been many initiatives embraced by one Chief of Police and then
3 abandoned by another. The body finds that enforcement of traffic laws is of
4 such importance as to require a permanent presence, with minimum staffing
5 levels and a minimum amount of casual transferring and re-assignment.

6 **Section 2.** Section 3103.1 is hereby *added* to Article 1, Chapter 3,
7 Division 1, Part 1 of Title 5 of the Guam Code Annotated to read as follows:

8 **“Section 3103.1. Guam Highway Patrol Established.** There is
9 established as a permanent division within the Guam Police
10 Department the Guam Highway Patrol. The Guam Highway Patrol
11 shall have primary jurisdiction over the enforcement of all laws on
12 Guam pertaining to vehicular traffic on Guam’s roads and highways
13 that are currently enforced by the Guam Police Department, including
14 the Vehicular Code of Guam, all traffic safety laws currently enforced
15 by the Guam Police Department, and the investigation of traffic
16 accidents and violations. This shall not be construed as to transfer
17 authority for enforcement as currently resides with the Department of
18 Revenue and Taxation. The Guam Highway Patrol shall include all
19 personnel, jurisdiction, equipment and function currently assigned to
20 the Traffic Division of the Guam Police Department, which shall be
21 merged into the Guam Highway Patrol. Nothing in this Section or
22 Chapter shall be construed as in any way limiting the police powers of
23 members of the Guam Highway Patrol in the investigation of any other
24 crimes on Guam, or the powers of any member of the Guam Highway
25 Patrol to effect any arrest or any exercise any normal power of any

1 police officer on Guam, nor is the ability of any police officer on Guam
2 to enforce traffic or other laws on the roads of highways of Guam to be
3 construed as diminished.”

4 **Section 3.** Section 3103.2 is hereby *added* to Article 1, Chapter 3,
5 Division 1, Part 1 of Title 5 of the Guam Code Annotated to read as follows:

6 **“Section 3103.2. Minimum Staffing Required.** The Guam
7 Highway Patrol shall be maintained at a staffing level of no less than
8 thirty (30) officers. If at any time less than thirty (30) officers are
9 assigned to the Guam Highway Patrol, the Chief of Police shall notify
10 the Speaker of the *I Liheslaturan Guahan*, in writing, that such a condition
11 exists. Inasmuch as officers attached to the Guam Highway Patrol shall
12 receive specialized training and experience, the transfer of personnel
13 from the Guam Highway Patrol to other areas of the Guam Police
14 Department shall be kept to a minimum, except when such transfer
15 occurs for purposes of promotion or as a documented disciplinary
16 action. Should in any thirty (30) day period, more than twenty percent
17 (20%) of the compliment of officers attached to the Guam Highway
18 Patrol be re-assigned for purposes other than promotion or documented
19 disciplinary action, the Chief of Police shall notify the Speaker in writing
20 of this occurrence.”

21 **Section 4.** Section 3103.3 is hereby *added* to Article 1, Chapter 3,
22 Division 1, Part 1 of Title 5 of the Guam Code Annotated to read as follows:

23 **“Section 3103.3. Special Insignia and Designation.**

24 All members and all vehicles assigned to the Guam Highway

1 Patrol shall wear special insignia or other prominent designation
2 indicating assignment to the Guam Highway Patrol.”

3 **Section 5. Use of Transfer Authority to Fund Act.** Upon passage
4 of this Act, the Chief of Police shall inform *I Maga'lahaen Guahan* as to funding
5 required to achieve implementation of the Act. *I Maga'lahaen Guahan* shall
6 utilize his existing transfer authority to transfer such funds as are required,
7 exclusively for the purpose of implementing this Act, to the Guam Police
8 Department.

PL 24-240

24th Guam Legislature
Committee on Rules, Government
Reform and Federal Affairs
Senator Mark Forbes, Chairman



JUL 27 1998

Speaker Antonio R. Unpingco
I Mina' Bente Kuattro Na Liheslaturan Guahan
155 Hesler Street
Hagåtña, Guam 96910

Dear Mr. Speaker:

The Committee on Rules, Government Reform and Federal Affairs, to which Bill No. 604 was referred, wishes to report its findings and recommendations **TO DO PASS BILL NO. 604** "An act to create the Guam Highway Patrol as a permanent division of the Guam Police Department and to mandate minimum staffing levels and funding for the Guam Highway Patrol."

The voting record is as follows:

TO PASS	<u>7</u>
NOT TO PASS	<u>0</u>
ABSTAIN	<u>0</u>
TO PLACE IN INACTIVE FILE	<u>0</u>

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

Thank you and si Yu'os ma'ase for your attention to this matter.

MARK FORBES

Attachments

24th Guam Legislature
Committee on Rules, Government
Reform and Federal Affairs
Senator Mark Forbes, Chairman



MEMORANDUM

TO: Committee Members

FROM: Chairman *[Signature]*

SUBJECT: Committee Report- BILL NO. 604 "An act to create the Guam Highway Patrol as a permanent division of the Guam Police Department and to mandate minimum staffing levels and funding for the Guam Highway Patrol."

Transmitted herewith for your information and action is the report on Bill No. 604 from the Committee on Rules, Government Reform and Federal Affairs.

This memorandum is accompanied by the following:

1. Committee Voting Sheet
2. Committee Report
3. Bill No. 604
4. Public Hearing Sign-in Sheet
5. Written Testimony
6. Fiscal Note/ Fiscal Note Waiver
7. Notice of Public Hearing

Please take the appropriate action on the attached voting sheet. Your attention and cooperation in this matter is greatly appreciated.

Should you have any questions regarding the report or accompanying documents, please do not hesitate to contact me.

Thank you and si Yu'os ma'ase.

MARK FORBES

Attachments

Committee on Rules, Government Reform and Federal Affairs
I Mina' Bente Kuáttro Na Liheslaturan Guahan

Voting Record

BILL NO. 604 "An act to create the Guam Highway Patrol as a permanent division of the Guam Police Department and to mandate minimum staffing levels and funding for the Guam Highway Patrol."

	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>ABSTAIN</u>	<u>INACTIVE FILE</u>
MARK FORBES, Chairman	✓			
ANTHONY C. BLAZ, Vice-Chairman	✓			
JOANNE M. S. BROWN, Member				
FELIX P. CAMACHO, Member	✓			
EDUARDO J. CRUZ, M.D., Member				
LAWRENCE F. KASPERBAUER, Member				
ALBERTO A. C. LAMORENA V., Member	✓			
CARLOTTA A. LEON GUERRERO, Member	✓			
JOHN C. SALAS, Member	✓			
MARK C. CHARFAUROS, Member	✓			
FRANCIS E. SANTOS, Member				
ANTONIO R. UNPINGCO, Member	✓	To report out		

I Mina' Bente Kuattro Na Liheslaturan Guahan

**Committee On Rules,
Government Reform & Federal Affairs
Senator Mark Forbes, Chairman**

Committee Report

on

BILL NO. 604

**“An act to create the Guam Highway Patrol as a permanent
division of the Guam Police Department and to mandate
minimum staffing levels and funding for the Guam Highway
Patrol.”**

I. OVERVIEW

The Committee on Rules, Government Reform and Federal Affairs held a public hearing on Monday, June 29, 1998 at 9:00 a.m. at I Liheslaturan Guahan. Public Notice of the hearing was announced in the June 18th, 25th, 27th, 28th, 29th, 1998 issues of the Pacific Daily News.

Senators in attendance were:

Senator Mark Forbes, Chairman
Senator Mark Charfauros, Member
Senator Edwardo Cruz, Member
Senator Larry Kasperbauer, Member
Senator John Salas, Member
Senator Frank Aguon

Appearing before the Committee were:

Mr. Eugene Santos
Captain James Marques, Chief of Police, Guam Police Department

Submitting Written Testimony:

Mr. Joseph T. Duenas, Director, Department of Revenue and Taxation (attached)

II. SUMMARY OF TESTIMONY

Mr. Eugene Santos, member of the Chalan Pago Municipal Council, presented oral testimony **in favor** of the measure. Mr. Santos stated that there should be a collaborative effort with the Guam Police Department in the design and maintenance of the highways and in educating the public on highway safety. Mr. Santos emphasized the importance of having a permanent police division to enforce vehicular traffic laws in order to reduce the number of traffic-related deaths and injuries.

Captain James Marques, Chief of Police, Guam Police Department, appeared before the Committee and presented oral testimony **in favor** of Bill 604. Captain Marques stated that the intentions of the measure are good.

Mr. Joseph Duenas, Director of the Department of Revenue and Taxation submitted written testimony **not in favor** of the bill. In his testimony, Mr. Duenas stated that the broad language of the bill would reorganize the Department of Revenue and Taxation and the Guam Police Department, giving GPD enforcement jurisdiction over those laws currently enforced by the Department of Revenue and Taxation and the Department of Public Works pertaining to issues such as drivers' licenses, registration, as well as size and weight limits on vehicles.

III. FINDINGS AND RECOMMENDATIONS

The Committee on Rules, Government Reform and Federal Affairs finds that the purpose of Bill No. 604 is to establish a *permanent* division within the Guam Police Department that would be tasked with enforcing all the laws of Guam pertaining to vehicular traffic. Currently, the trend in law enforcement is to assign more officers to the Traffic Division of the Guam Police Department to respond to the recent overwhelming number of incidences of injury and death on Guam's roads. However, this trend is a temporary response to a problem that has grown steadily over the years.

This measure aims to provide a permanent response to the recent rapid growth in traffic and the additional problems that accompany such growth, such as accidents that result in property damage, injury and even death. In the past year, there have been as few as six (6) officers assigned to GPD's Traffic Division. Although that number has recently risen, Bill 604 would establish the Guam Highway Patrol of GPD with a minimum staffing of no less than thirty (30) police officers. This bill *permanently* establishes the minimum staffing and funding for these positions.

Accordingly, the Committee on Rules, Government Reform and Federal Affairs, to which Bill No. 604 was referred does hereby submit its findings and recommendations to I Mina' Bente Kuáttro Na Liheslaturan Guahan **TO DO PASS BILL NO. 604** "An act to create the Guam Highway Patrol as a permanent division of the Guam Police Department and to mandate minimum staffing levels and funding for the Guam Highway Patrol."



Dipårtamenton Kontribusion yan Adu'ana

DEPARTMENT OF

REVENUE AND TAXATION

GOVERNMENT OF GUAM

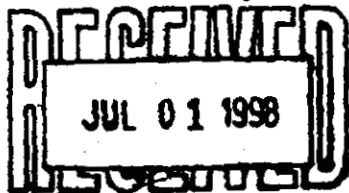
Gubetnamenton Guahan

CARL T. C. GUTIERREZ, Governor Maga'lahi
MADELINE Z. BORDALLO, Lt. Governor / Titikie Gubetnadore

JOSEPH T. DUENAS, Director / Direktor
CARL E. TORRES, Deputy Director
Segundo Direktor

Ufisinan I Direktot
Office of the Director

p/b



FAX TRANSMITTAL SHEET

Fechan Pa'go na ha'ani:
(TODAY'S DATE): July 01, 1998

Kinubre 3 pahina este na faks:
(Total pages of this fax)

Para (FOR:) Senator Mark Forbes

Lugat (ADDRESS:) _____

Numiron Faks FAX NO.: 477-5036

Ginen FROM: Joseph T. Duenas

Suheto SUBJECT: Comment on Bill 604 (coe)

ADDITIONAL INFORMATION Mas emfotmasion

Nina'faloffan as:
TRANSMITTED BY: Mary Ann

=====
The information contained in this facsimile transmission may be privileged and confidential. It is intended only for the use of the addressee named in this transmittal sheet. If you are not the intended recipient, or an employee responsible for delivering it to the intended recipient, any disclosure, distribution or photo copying of this facsimile transmission is strictly prohibited. If you have received this communication in error, please call us immediately by telephone (collect) so that we can arrange to retrieve the transmission.
=====



Dipattamenton Kontribusion yan Adu'ana

DEPARTMENT OF

REVENUE AND TAXATION

GOVERNMENT OF GUAM

Gubetnamenton Guahan

CARL T.C. GUTIERREZ, Governor Maga'Inhi
MADELEINE Z. BORDALLO, Lt. Governor / Tifente GubetnadoraJOSEPH T. DUENAS, Director / Direktor
CARL E. TORRES, Deputy Director
Segundo Direktor

July 1, 1998

Senator Mark Forbes
Committee on Rules, Government Reform
and Federal Affairs
Twenty-Fourth Guam Legislature

Re: Bill 604

Buenas yan Saluda!

I thank you for this opportunity to comment on bill 604. I have no objection to the stated intent of the bill to formally establish a traffic division within the Police Department called the Guam Highway Patrol. However, I am totally opposed to Bill 604 in its present form.

The broad language of section 2 of the bill is a sweeping reorganization of the Department of Revenue and Taxation and the Guam Police Department. Section 2 gives the new Guam Highway Patrol primary jurisdiction over the enforcement of all laws pertaining to vehicular traffic, including the Vehicle Code. The Vehicle Code is the entire Title 16 of the Guam Code Annotated.¹ Title 16 includes statutes covering the rules of the road, parking, accidents and the safe streets act. It is logical that the Highway Patrol would enforce these provisions. However, Title 16 also includes chapters pertaining to drivers' licenses, vehicle licensing and registration, vehicle safety inspection, mandatory insurance, motor vehicle insurance, assigned risk plans, vehicle transfer tax and tow truck specifications. It would be a massive reorganization to transfer the enforcement of these provisions to the Guam Highway Patrol.

The broad language of section 2 would also affect agencies other than the Department of Revenue and Taxation. The Department of Public Works enforces certain provisions in Title 16. DPW issues permits for vehicles which exceed size and weight limits.² And DPW may restrict the use

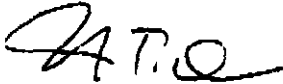
¹ 16 GCA § 1101.

² 16 GCA § 5114.

of highways when conditions are unsafe.³ The broad language of section 2 would also preempt the Governor's authority over traffic control in the interest of civil defense.⁴ There may be other laws which "pertain to vehicular traffic," but are enforced by entities other than GPD.

In order to avoid the many known and unknown problems the broad language of section 2 would create, I suggest that the second sentence in § 3103.1 of the bill be changed to read: "The Guam Highway Patrol shall have primary jurisdiction over the enforcement of all laws in Guam which are currently enforced by the Guam Police Department and which pertain to vehicular traffic on Guam roads and highways, traffic safety and the investigation of traffic accidents and violations." This language would make it clear that the jurisdiction of the Guam Highway Patrol is limited by the current jurisdiction of the Guam Police Department.

Senseramente,



JOSEPH T. DUENAS

³ 16 GCA § 5115.

⁴ 10 GCA § 65111.

FISCAL NOTE
BUREAU OF BUDGET AND MANAGEMENT RESEARCH

BBMR-F7

Bill Number: 604(COR)

Date Received: 06/29/98

Amendatory Bill: Yes

Date Reviewed: 06/15/98

Department/Agency Affected: Guam Police Department

Department/Agency Head: James Marquez, Chief of Police

Total FY Appropriation to Date: \$ 27,500,000

Bill Title (preamble):

An act to create the Guam Highway Patrol as a permanent division of the Guam Police Department and to mandate minimum staffing levels and funding for the Guam Highway Patrol.

Change in Law: Yes

Bill's Impact on Present Program Funding:

Increase x Decrease _____ Reallocation _____ No Change x

Bill is for:

Operations x Capital Improvement _____ Other _____

FINANCIAL/PROGRAM IMPACT

ESTIMATED SINGLE-YEAR FUND REQUIREMENTS (Per Bill)			
PROGRAM CATEGORY	GENERAL FUND	OTHER	TOTAL
Public Health & Safety			

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

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

AGENCY/PERSON/DATE CONTACTED: _____

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

ANALYST Christine D.F. Quichocho DATE 7/15/98 DIRECTOR Joseph E. Rivera, Acting DATE JUL 17 1998

FOOTNOTE: *The proposed legislation establishes a permanent division within the Guam Police Department created as the Guam Highway Patrol. The legislation proposes to maintain a staffing level of no less than thirty*

(30) officers. The officers assigned to this proposed division shall wear a special insignia or some sort in order to differentiate these particular officers. The proposed legislation does not appropriate a specific amount of funds however the bill does propose the utilization of the Governor's Transfer Authority in order that this particular division be established. Per E.O. 98-14, the former Traffic Investigation Section under the Criminal Investigation Division was redesignated to the GPD Highway Patrol Section or simply the Highway Patrol Section. This proposed legislation will pose a fiscal impact for additional personnel, supplies and equipment specifically the outfitting for these officers as well as the possible costs of capital outlay. Please be apprised of the following:

General Fund Appropriation Status

Fiscal Year 1998 general fund adopted revenues available for appropriation, as adopted in Public Law 24-59 is \$353,292,790 (includes \$7,600,000 Autonomous Agency Fund, \$7,000,000 Use Tax, \$3,200,000 & Custom & Immigration Reimbursement). The current appropriation level against the General Fund up to P.L. 24-205 and continuing appropriations for debt service total \$390,353,559. This leaves a fiscal year budgetary shortfall of (\$37,060,769). Additionally, the prospect of collecting the \$7,600,000 Autonomous Agency Fund and the \$7,000,000 Use Tax is not likely to be realized. As such, the budgetary shortfall may increase by another \$14,000,000 adding to the budgetary shortfall.

Fiscal Year 1998 Revenues (P.L. 24-59)	\$353,292,790
Less: Appropriation to date	<u>390,353,559</u>
Revenue available for appropriation	<u>(37,060,769)</u>