



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

Office of the Speaker
ANTONIO R. UNPINGCO

Date: Oct. 16. 1998
Time: 11:20am
Rec'd by: [Signature]
Print Name: J. Roberto

OCT 16 1998

The Honorable Antonio R. Unpingco
Speaker
Mina'Bente Kuáttro na Liheslaturan Guåhan
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: 1:35pm
Date: 10.16.98


Dear Speaker Unpingco:

Enclosed please find Substitute Bill No. 597 (COR), "AN ACT TO AMEND §8134(a)(4) OF ARTICLE 1, CHAPTER 8 OF TITLE 4 OF THE GUAM CODE ANNOTATED, RELATIVE TO SURVIVOR ANNUITIES", which I have signed into law today as **Public Law No. 24-281**.

This legislation extends the survivor annuity or allowance for a minor child of a deceased retiree up to the age of 24 years, provided that the child is a full-time undergraduate student at an accredited educational institution. Currently, the law requires a surviving minor child to graduate by the age of 22 years.

This provides a safety net for those children of deceased retirees who, upon occasion, must work or otherwise interrupt their education after the death of their parent, but are striving to complete their education. This provision is optional and dependent upon the full-time attendance of the child.

Very truly yours,


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


Attachment: copy attached for signed bill
original attached for vetoed bill
01058

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

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

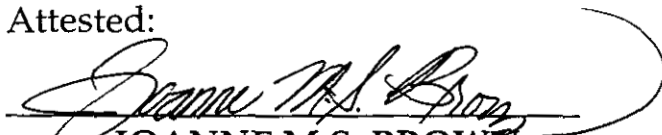
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 597 (COR), "AN ACT TO AMEND §8134(a)(4) OF ARTICLE 1, CHAPTER 8 OF TITLE 4 OF THE GUAM CODE ANNOTATED, RELATIVE TO SURVIVOR ANNUITIES," was on 2nd day of October, 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 6th day of October, 1998,
at 2:50 o'clock P.M.



Assistant Staff Officer
Maga'lahaen's Office

APPROVED:



CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: 10-16-98

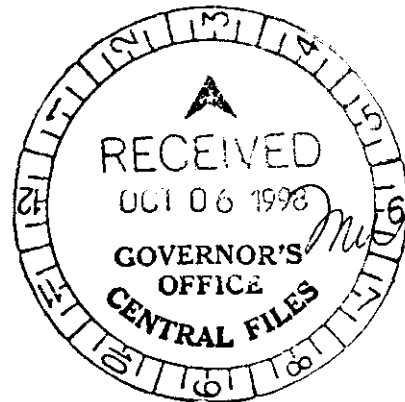
Public Law No. 24-281



MINA' BENTE KUATTRO NA LIHESLATURAN GUAHAN
TWENTY-FOURTH GUAM LEGISLATURE
155 Hesler Street, Agana, Guam 96910

October 6, 1998

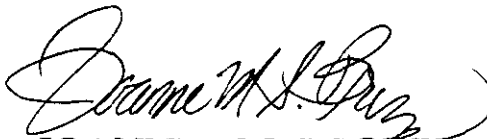
Honorable Carl T.C. Gutierrez
I Maga'lahaen Guahan
Office of *I Maga'laha*
Hagåtña, Guam 96910



Dear *Maga'laha* Gutierrez:

Transmitted herewith are Substitute Bill Nos. 182 (COR), 535 (COR), 597 (COR), 601 (COR), 637 (COR), 672 (COR) and Bill Nos. 447 (COR), 474 (COR), 565 (LS), and 644 (COR) which were passed by *I MINA' BENTE KUATTRO NA LIHESLATURAN GUAHAN* on October 2, 1998.

Sincerely,


JOANNE M.S. BROWN
Legislative Secretary

Enclosure: (10)



MINA' BENTE KUATTRO NA LIHESLATURAN GUAHAN

1998 (SECOND) Regular Session

Date: 10/2/98

VOTING SHEET

S Bill No. 597
Resolution No. _____
Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	ABSENT/ OUT DURING ROLL CALL
ADA, Thomas C.	1 ✓			
AGUON, Frank B., Jr.	✓			
BARRETT ANDERSON, Elizabeth	 	 	 	
BLAZ, Anthony C.	✓			
BROWN, Joanne M. S.	✓			
CAMACHO, Felix P.	✓			
CAMACHO, Francisco P.	✓			
CHARFAUROS, Mark C.	1 ✓			
CRUZ, Edwardo J.	✓			
FLORES, William B.S.M.	1 ✓			
FORBES, Mark	✓			
KASPERBAUER, Lawrence F.	✓			
LAMORENA, Alberto C., V	✓			
LEON GUERRERO, Carlotta A.	✓			
LEON GUERRERO, Lou	✓			
PANGELINAN, Vicente C.	✓			
SALAS, John C.	✓			
SANTOS, Angel L.G.	✓			
SANTOS, Francis E.	✓			
UNPINGCO, Antonio R.	✓			
WON PAT, Judith T.			<i>absent</i>	

TOTAL

19 1

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

Handwritten signatures and notes:
10/2/98
19 yeas, 1 nay
10/2/98



THE FOURTH
GUAM LEGISLATURE

Senator Felix P. Camacho

Power, Foreign Affairs and General Government Services

135 Hill Street
Agana, Guam 96917
472-3505, 6
472-9747

July 23, 1998

The Honorable
Antonio R. Unpingco
Speaker, Mina' Bente Kuattro Na Liheslaturan Guahan
Hågatña, Guam

via: Committee on Rules

Dear Mr. Speaker:

The Committee on Power, Foreign Affairs & General Government Services, to which was referred Bill No. 597, "An act to amend Section 8134(a)(4), Article 1, Chapter 8, Title 4 of the Guam Code Annotated, relative to survivor annuities," does hereby report back with the recommendation **TO DO PASS** as Substituted.

Votes of committee members are as follows:

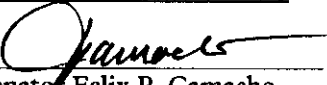

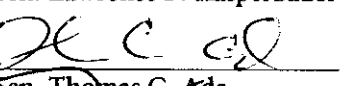
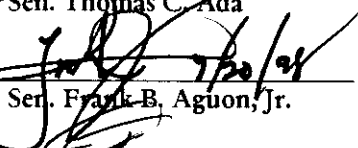

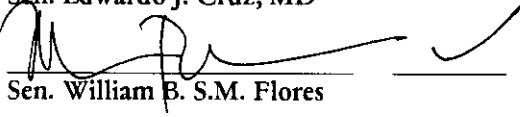
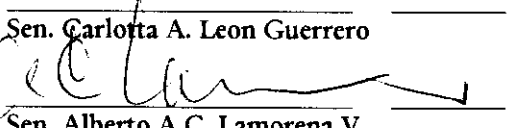
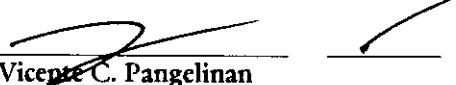
- (8) To pass
- Not to pass
- To place in inactive file
- Abstained
- (6) Not available/Off island

FELIX P. CAMACHO
Chairman

Attachments

SUBSTITUTE BILL NO. 597, VOTING SHEET

“An act to amend Section 8134(a)(4), Article 1, Chapter 8, Title 4 of the Guam Code Annotated, relative to survivor annuities.”

<u>COMMITTEE MEMBERS</u>	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>ABSTAIN</u>	<u>TO PLACE IN INACTIVE FILE</u>
 Senator Felix P. Camacho	✓			
 Sen. Lawrence F. Kasperbauer	+			
 Sen. Thomas C. Ada	✓			
 Sen. Frank B. Aguon, Jr.	✓			
 Sen. Francisco P. Camacho	✓			
Sen. Mark C. Charfauros				
Sen. Edwardo J. Cruz, MD				
 Sen. William B. S.M. Flores	✓			
Sen. Carlotta A. Leon Guerrero				
 Sen. Alberto A.C. Lamorena V	✓			
 Sen. Vicente C. Pangelinan	✓			
Sen. Angel L.G. Santos				
Sen. Francis E. Santos				
Sen. Antonio R. Unpingco (ex-officio member)				
Sen. Judith Won-Pat Borja				

**COMMITTEE ON POWER, FOREIGN AFFAIRS
AND GENERAL GOVERNMENT SERVICES**

Mina'Bente Kuattro Na Liheslaturan Guahan
155 Hesler Street, Hagatna, Guam 96910

**Committee Report on
Substitute Bill No. 597**

“An act to amend Section 8134(a)(4), Article 1, Chapter 8,
Title 4 of the Guam Code Annotated, relative to survivor
annuities.”

**COMMITTEE REPORT
POWER, FOREIGN AFFAIRS, AND GENERAL GOVERNMENT
SERVICES**

SUBSTITUTE BILL NO. 597

“An act to amend Section 8134(a)(4), Article 1, Chapter 8, Title 4 of the Guam Code Annotated, relative to survivor annuities.”

PUBLIC HEARING

9:00 a.m., Monday, July 13, 1998
Public Hearing Room, *I Liheslaturan Guahan*

SENATORS PRESENT

Felix P. Camacho	Chairman
E. J. Cruz	Member
V.C. Pangelinan	Member
F. B. Aguon, Jr.	Member
Francisco P. Camacho	Member

PRESENT TO TESTIFY

John A. Rios Director, Retirement Fund

BACKGROUND

Introduced by Senator Frank B. Aguon, Jr.

Referred to the Committee on Power, Foreign Affairs and General Government Services on April 9, 1998.

Heard by the Committee on Monday, July 13, 1998.

Fiscal Note received on June 1, 1998.

TESTIMONY AND DISCUSSION

Mr. John A. Rios, Retirement Fund: Submitted and read written testimony in favor of Bill 597. The Retirement Fund supports extending the current age qualification for survivor benefit payments to minor children pursuing post secondary degrees. However, the following changes were recommended: (1) maintain the requirement that the student pursue his undergraduate degree on a full time basis; (2) do not extend the qualification to graduate, masters, doctorate, and/or other

advanced degrees, and (3) amend the proper Section, which is Section 4 of paragraph (a), and not Section 2 of paragraph (a). (*See attached testimony*).

Sen. F.B. Aguon, Jr: There have been a couple of cases where a surviving child had been working on a full time basis while trying to attend college full time, making it “stressful” for the individual to obtain a degree between the ages of 18 and 22. Purpose of Bill 597 is simply to allow a surviving child of a retiree to receive survivor benefit payments while attending college until he/she is 24 years old.

Understands Retirement Fund’s concerns on extending the qualification to graduate or post graduate educational opportunities. Agrees.

Rios: There is no opposition from the Retirement Fund nor from its Board of Trustees on this bill.

Pointed out that Bill No. 597, as introduced, would only apply to those minor children who have a surviving parent, and not to those minor children without a surviving parent. Bill 597 incorrectly amends Section 8134(a)(2), and not Section 8134(a)(4). Suggestion is to amend the proper section.

Sen. Felix P. Camacho: Conclusion.

FINDINGS

The Committee finds that, in the interest of making post secondary education more accessible to surviving children of GovGuam retirees, there is a need to extend the current age limit for said children who are receiving survivor benefit payments while pursuing a post secondary education to the age of twenty four (24), provided that they are attending college on a full time basis and are not obtaining advanced degrees.

RECOMMENDATION

The Committee on Power, Foreign Affairs and General Government Services wishes to report out Bill No.597 As Substituted by the Committee **TO DO PASS.**



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

APR 09 1998

MEMORANDUM

TO: Chairman
Committee on Power, Foreign Affairs and General Government
Services

FROM: Chairman
Committee on Rules, Government Reform and Federal Affairs

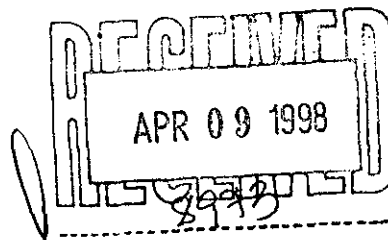
SUBJECT: Referral - Bill No. 597

The above Bill is referred to your Committee as the principal committee. It is recommended you schedule a public hearing at your earliest convenience.

Thank you for your attention to this matter.

MARK FORBES

Attachment





FONDON RITIRAO GUBETNAMENTON GUÅHAN
Government of Guam Retirement Fund
424 ROUTE 8
MAITE, GUAM 96927
Telephone Nos. (671) 475-8900/8901
Facsimile No. (671) 475-8922



July 13, 1998

The Honorable Felix P. Camacho
Chairman, Committee on Power, Foreign Affairs
And General Government Services
Twenty-Fourth Guam Legislature
155 Hesler Street
Agana, Guam 96932

Re: Bill No. 597

Dear Senator Camacho and members of the Committee:

Thank you for this opportunity to testify on Bill 597. This Bill extends the current age qualification for survivor benefit payments to minor children pursuing post secondary degrees.

Our current statute provides an allowance paid to a minor child or children up to the age of 18 years, or 22 years under the condition that they are full-time students in an accredited college or university. Bill 597 will extend the age qualification to 24 years of age.

The Retirement Fund is in full support of Bill 597 provided:

- a) the requirement that the student pursuit his undergraduate studies on a full-time basis remains; and
- b) the qualification does not extend to graduate, masters, doctorate, and/or other advanced degrees; and
- c) the amendment of the Act be made to Section 4 of Paragraph (a), and not Section 2 of Paragraph (a).

Thank you again for giving me the opportunity to appear before you.

Sincerely,


JOHN A. RIOS
Director



FISCAL NOTE
BUREAU OF BUDGET AND MANAGEMENT RESEARCH

BBMR-P7

Bill Number: 597(COR)
 Amendatory Bill: Yes
 Department/Agency Affected: Guam Retirement Fund
 Department/Agency Head: Jolui Rios, Director
 Total FY Appropriation to Date: \$ 29,743,000

Date Received: 05/11/98
 Date Reviewed: 05/28/98

Bill Title (preamble):

An act relative to promoting continuous educational training for our island's Government of Guam retirement survivors through the extension of the current age qualification when attaining post secondary degrees through amending paragraph (A) of subsection 8134 of chapter 8, title 4, Guam Code Annotated.

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
<i>Autonomous</i>			

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 5/28/98

DIRECTOR Joseph E. Rivera, Acting

DATE JUN 01 1998

FOOTNOTE: *The proposed legislation extends the receipt of annuity benefits to a child of age twenty-four (24)*

on the condition that the child is a full-time student at an accredited post-secondary learning establishment. The proposed legislation will have an impact on the retirement fund requirement however such impact is undeterminable at this time. Please be apprised of the following:

General Fund Appropriation Status

<i>FY 1998 Adopted Revenues</i>	<i>353,292,790</i>	<i>1/</i>
<i>less: Appropriations to date</i>	<i><u>386,353,359</u></i>	<i>2/</i>
<i>Revenues available for appropriation</i>	<i><u>(33,060,569)</u></i>	

<i>1/ General Fund revenues adopted in P.L. 24-59 which includes:</i>	<i>7.6 Autonomous Agency Fund</i>
	<i>7.0 Use Tax</i>
	<i>3.2 Customs & Immigration Reimb</i>
	<i><u>\$17.8</u></i>

It should be noted that the actual collection of the \$17.8 in alternative revenues is not likely to be realized. As such, the budgetary shortfall may be increased by the \$17.8 million.

2/ Covers appropriations up to P.L. 24-177 inclusive of continuing appropriations for debt service.