



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

Office of the Speaker
ANTONIO R. UNPINGCO

Date: 9-30-99

Time: 1705

Rec'd by: _____

Print Name: Alconcelon
0525/99-0317

SEP 30 1999

The Honorable Antonio R. Unpingco
Speaker
I Mina'Bente Singko na Liheslaturan Guåhan
Twenty-Fifth Guam Legislature
Guam Legislature Temporary Building
155 Hesler Street
Hagåtña, Guam 96910

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	<u>[Signature]</u>
Time	<u>10:10am</u>
Date	<u>10-1-99</u>

Dear Speaker Unpingco:

Enclosed please find Substitute Bill No. 322 (COR), "AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2000, TO MAKE OTHER APPROPRIATIONS, AND TO ESTABLISH MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS", which I have signed into law as Public Law No. 25-72.

Please note that there are a number of item-vetoes represented by reductions of the amounts of various appropriations. They are as follows:

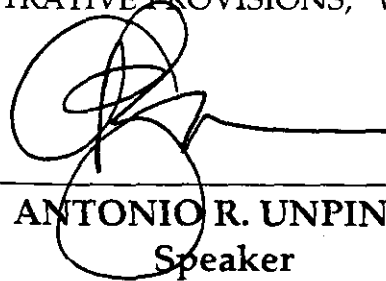
1. Page 9, Lines 15-16, Section 9 of Chapter III: Appropriation amount for Dededo Buffer Strip Revolving Fund is reduced from \$124,370 to \$24,370.
2. Page 18, Line 18, Section 23 of Chapter III: Appropriation amount for operations of I Liheslaturan Guåhan for Fiscal Year 2000 is reduced from \$9,720,000 to \$7,720,000.
3. Page 20, Lines 16-17, Section 25 of Chapter III: Appropriation amount for Off-Island Travel Fund is reduced from \$400,000 to \$300,000.

00512

MINA BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

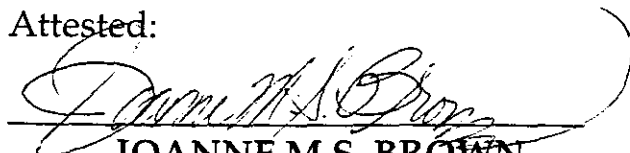
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUAHAN

This is to certify that Substitute Bill No. 322 (COR) "AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2000, TO MAKE OTHER APPROPRIATIONS, AND TO ESTABLISH MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," was on the 30th day of September 1999, duly and regularly passed.



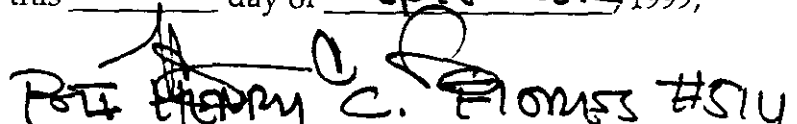
ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by I Maga'lahaen Guahan this BOTH day of SEPTEMBER, 1999,
at 3:30 o'clock A.M.



Pgt. Henry C. Flores #514
Assistant Staff Officer
Maga'laha's Office

APPROVED:



CARL T. C. GUTIERREZ
I Maga'lahaen Guahan

Date: 9-30-99

Public Law No. 25-72

MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session

Bill No. 322 (COR)

As substituted and amended
in the Committee of the Whole.

Introduced by:

Committee on Rules,
Government
Reform, Reorganization and
Federal Affairs
by request of *I Maga'lahen*
Guåhan in accordance with the
Organic Act of Guam
Mark Forbes
F. B. Aguon, Jr.
E. C. Bermudes
A. C. Blaz
J. M.S. Brown
E. B. Calvo
M. G. Camacho
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
K. S. Moylan
V. C. Pangelinan
J. C. Salas
S. A. Sanchez, II
A. R. Unpingco

**AN ACT TO APPROPRIATE FUNDS FOR THE
OPERATION OF THE EXECUTIVE BRANCH OF
THE GOVERNMENT OF GUAM FOR FISCAL
YEAR ENDING SEPTEMBER 30, 2000, TO MAKE
OTHER APPROPRIATIONS, AND TO ESTABLISH**

4. Page 21, Lines 17-18, Subsection (a) of Section 30 of Chapter III: Appropriation amount for Commission on Decolonization operations for Fiscal Year 2000 is reduced from \$515,800 to \$475,800.
5. Page 21, Line 20, Subsection (b) of Section 30 of Chapter III: Appropriation amount for Free Association Task Force for Fiscal Year 2000 is reduced from \$40,000 to \$20,000.
6. Page 21, Line 22, Subsection (c) of Section 30 of Chapter III: Appropriation amount for Independence Task Force for operations for Fiscal Year 2000 is reduced from \$40,000 to \$20,000.
7. Page 22, Line 1, Subsection (d) of Section 30 of Chapter III: Appropriation amount for Statehood Task Force for operations for Fiscal Year 2000 is reduced from \$40,000 to \$20,000.

It is with great concern that I have today signed Public Law No. 25-72, adopted by the Guam Legislature. Although this measure purports to be a budget bill, it is in fact a three month funding of our government as a transition to something unknown. It is not the "appropriation bills providing for payments of the necessary current expenses of the government and meeting its legal obligations for the ensuing fiscal year," as mandated in §1423j(b) of the Organic Act of Guam.

Regrettably, the Legislature has chosen to once again present me, at the 11th hour, with a bill in excess of 430 pages with mere hours for review before the fiscal year expires. Once again, I am forced to act upon the measure before me in order to prevent a shutdown of our government, without being afforded the 10 day review period mandated by the Organic Act.

Given the prospect of the termination of vital public services and the disruption of the livelihood of thousands of public servants, I have chosen to sign this measure into law. Nevertheless, the measure created by you and your colleagues leaves serious cause for concern with respect to its consequences.

I want to point out some of the deficiencies of this bill. The first of these is the situation with the University of Guam. The \$27 million dollar budget provided to the University is clearly insufficient in light of the recent input from the faculty, parents and students. The University leadership

made its case directly to the Legislature, providing over 900 pages of justification and emphasizing the importance of the impending review of its accreditation status. The University's position clearly stated that the status quo was insufficient, and expressed concern that its accreditation would be placed in jeopardy without sufficient funds. They made a convincing case that the quality and breadth of the course offerings was critical for continued accreditation. It is unfortunate that the Legislature turned a deaf ear to the University's plea.

To fund the University, I have item-vetoed \$2.3 million dollars of appropriations in this bill, and it is my fervent hope that the Legislature will appropriate these savings to the University of Guam at their next legislative session. Education is our community's highest priority. Even in these austere times, one must never lose sight of our social responsibility to the community, and perhaps more importantly, to the future. Mr. Speaker, the University needs this additional \$2.3 million dollars.

One of the areas we have identified for item veto is \$2 million dollars from the Legislature; money which is clearly more needed at the University. This appropriation has escaped the same rigorous cost cutting applied to the Executive Branch and the educational institutions such as the UOG and the Guam Community College.

It is with considerable surprise that I have observed how the Legislature continues to justify increased funding for individual senators while claiming its overall budget is cut. The previous legislature had 21 members. When the Legislature was cut from 21 to 15 members, the people of Guam expected the cost savings to be proportionate to the decrease in senators. This is not the case. Worse yet, the 10% cuts experienced by nearly every essential agency of this government have not been shared by the Legislature either.

Furthermore, while all other branches of government are forced to live with reduced means, the Legislature has again added a provision in this bill, allowing them to roll-over funds from the previous year, creating a slush fund of hoarded money that could be as high as \$2 million dollars. Everybody else in government has a budget that expires on September 30, except the Legislature.

At a time when the life is being squeezed out of many critical agencies and programs of the government, it is unconscionable that the Legislature should hoard money from prior appropriations and create a slush fund for

itself. And as if this was not enough, while most of our island was asleep in the early hours of this morning, the Legislature, in Chapter V, Section 19, tacked on a 10-day unlimited hiring spree for themselves that breaks ranks with the hiring freeze imposed on the rest of the government. Frankly, Mr. Speaker, these sleight-of-hand tricks do not serve the cause of responsible leadership, and undercut any legitimate attempt to bring fiscal responsibility to the government of Guam.

The remainder of the \$2.3 million for UOG includes \$100,000 in cuts to the Executive Branch Travel Fund, \$100,000 from the Dededo Buffer Zone reimbursement, and \$100,000 from the Commission on Decolonization.

However, the real problem with this bill, Mr. Speaker, is that it is not an annual budget. It provides only 3 months funding for agencies, and nothing more. As a matter of fact, it sows seeds of uncertainty and induces paralysis while the community waits for the next chapter to be written by the Legislature. Budgets are not soap operas, Mr. Speaker; you need to lay out the whole story for the people of this island.

This has become a depressingly familiar pattern. In March of this year, this legislature took the government to the brink before passing a budget. In August, again, the Legislature brought us all to the brink, and then in September, we are dragged to the brink again. Now, with this bill, under the pretext of government reorganization, we are told we are going to be taken to the brink yet again in December. This is not sound policy making, Mr. Speaker, this is brinkmanship.

Again, the pretext given here is government reorganization. On the one hand, you say a summary reduction of 50% of government agencies will be accomplished in the space of two months. On the other hand, you and your colleagues have consistently frustrated attempts at real reorganization. The GTA privatization which should have taken effect 2 years ago, has still not happened, largely because of legislative efforts to circumvent the process. Now, current efforts to privatize portions of the Waterworks authority are again being obstructed by several members of your body, led by Senator Joanne Brown, Chairperson of the oversight committee.

Most importantly, the cavalier attitude displayed by the legislature towards government reorganization flies in the face of government's responsibility to its people, both social and fiscal. Over the past six years, our government has brought down spending from \$660 million dollars to \$450 million dollars. Despite the cuts of over \$210 million dollars, our

government has seen increased responsibilities, a population increase, and an ever-increasing list of mandates from the Legislature and the federal government; also, unforeseen emergencies happen and unfunded mandates are required to be carried out. It is irresponsible to scare the public, but it is equally callous to pretend that we can slash the number of government workers and agencies and continue to provide an increasing amount of services to a larger population. More students require more teachers and professors. A larger population produces more trash, needs more services, and demands more police protection. To truly talk of government reorganization, the legislature has to come to the reality that it will have to choose which mandates and services the government will no longer provide to the people of Guam, if we are to shrink government. Additionally, as leaders of this community, we must understand that government is not a business. With high unemployment, the prospect of tossing individuals out onto the street without a job, to achieve a "leaner government," does not meet our responsibility to the people of Guam, their families, or our future.

In addition to those obligations I have listed above, we intend to identify a comprehensive list of the obligations and mandates, both local and federal, that we have been tasked with, so that together with the comprehensive budget data that we have already provided you, you will have a detailed picture of the scope of the reorganization proposed in your bill.

This failure of leadership in planning, budgeting, and real action bodes ill for the future of our island. Given this approach, it is with a great deal of caution that we examine the other diverse aspects of this bill, most of which have not received a public hearing. For example, there is \$40 million dollars of borrowing schemes to pay for legislative mandates contained in this bill, at a time when the government's finances are delicate. This administration has had a consistent policy of meeting operating expenses without borrowing money and living within our means, and I intend to continue that policy.

Beyond this concern there are others as well. The measure provides for another year-long freeze on admissions to the Doc Sanchez Scholarship program. This freeze not only blocks out applicants who have been waiting a year to get into the program but also denies current enrollees the opportunity to pursue graduate degrees. If you really seek a more efficient government, advanced education for government workers is a prerequisite. Even without the legislature's support for this program, I

will continue to do everything in my power to find the necessary resources to fund this program.

The tone of this legislature is "cut, cut, cut". However, our Administration has consistently been at the forefront of economic expansion, understanding that without a vision for economic growth, you cannot ultimately improve the lives of our people. This legislature is clearly lacking such a vision. For months, a bill to open up the trust industry on Guam has languished in Senator Tony Lamorena's committee. While passage of this single bill could increase revenues by up to \$15 million in the next six months, instead, we are losing opportunities daily. Worse still, we may completely lose this opportunity because businesses are frustrated with the legislature's inaction, and they are ready to take their business elsewhere.

Finally, because you have presented this bill to the Administration at the 11th hour, we simply do not have the time to consider all the consequences and their implications to the community. We have noted several concerns in the bill. This heightens our own concern, because it raises the prospect that the legislature may be doing things without realizing the effect of what it has done.

With that in mind, Mr. Speaker, I hope you take my comments to heart. Rest assured, in the spirit of cooperation, this Administration continues to stand ready to work with you and your colleagues to provide real solutions to this island's problems.

Very truly yours,



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

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

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

MISCELLANEOUS AND ADMINISTRATIVE
PROVISIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 CHAPTER I.

3 Section 1. Short Title. This Act shall be known as the "General
4 Appropriations Act of 2000." Except as otherwise provided by this Act, the
5 appropriations made by this Act shall be available to pay for obligations
6 incurred on or after October 1, 1999, but no later than September 30, 2000. In
7 the event any appropriation of this Act is found contrary to Federal law, all
8 portions *not* so found shall remain valid.

9 Section 2. Adoption of Estimated Revenues for Fiscal Year 2000.

10 The Special Accounting Service of the Guam Finance Commission has
11 estimated that the revenues for the General Fund in Fiscal Year 2000 are Four
12 Hundred Fifty Million Eight Hundred Sixty-seven Thousand Six Hundred
13 Thirty-three Dollars (\$450,867,633). Special Funds are expected to collect
14 Forty Million Six Hundred Sixty-three Thousand Dollars (\$40,663,000).
15 Federal Grants-in-Aid requiring local matching totals Twenty-two Million
16 Eight Hundred Nineteen Thousand Two Hundred Sixty Dollars (\$22,819,260).
17 *I Liheslaturan Guahån* hereby adopts this revenue estimate for the purpose of
18 making the various appropriations contained in this Act. These fund sources
19 are detailed in "**Attachment A.**"

20 Section 3. The following are continuing appropriations:

21 A. 1989 WATER SYSTEM REVENUE BOND

22 (P.L. No. 20-16, Infrastructure Improvements, §30

23 Pledged and Due FY2009 as Final Year) \$4,612,178

1 **B. 1993 AND 1995 GENERAL OBLIGATION BONDS 1/**

2 **1/ Requirement from the General Fund to cover**
3 **shortfall of payment for debt service from the**
4 **General Education Facility Fund.**

5 (P.L. No. 22-19, Capital Projects Pledged and Due
6 FY2018 as Final Year; and P.L. No. 23-14, Tax Refunds,
7 Supplemental Retirement Payments Pledged and
8 Due FY2005 as Final Year)

\$10,864,375

9 **GRAND TOTAL**

\$15,476,553

10 **Section 4.** Section 4120.1(n) of Title 5 of the Guam Code Annotated is
11 hereby *repealed and reenacted* to read as follows:

12 “(n) ‘*Personnel Services*’ includes:

13 (1) salaries and wages payable to persons employed by
14 the government;

15 (2) the government’s contributions to the Government of
16 Guam Retirement Fund and the employer’s contributions under
17 the Federal Insurance Contribution Act;

18 (3) the government’s contributions for Medicare, health,
19 dental and life insurance plans; *and*

20 (4) all other forms of compensation to include, but not
21 limited to, overtime pay, night differential pay, holiday pay and
22 hazardous/environmental pay.”

23 **Section 5.** Section 4120.1(i) of Title 5 of the Guam Code Annotated is
24 hereby *repealed*.

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CHAPTER II.

APPROPRIATIONS FOR PERSONNEL AND OPERATIONS.

Section 1. Personnel Appropriations. Eighty-six Million Two Hundred Forty Thousand Eight Hundred Seventy Dollars (\$86,240,870) is appropriated for the personnel requirements as detailed in "**Attachment B**" for the period beginning October 1, 1999 and ending December 31, 1999. This sum is composed of Seventy-nine Million Three Hundred Six Thousand Ten Dollars (\$79,306,010) from the General Fund; Four Million One Hundred Six Thousand Six Hundred Sixty-four Dollars (\$4,106,664) from Special Funds; and Two Million Eight Hundred Twenty-eight Thousand One Hundred Ninety-six Dollars (\$2,828,196) from Federal Matching Grants-in-Aid. The appropriation shall be expended as contained in "**Attachment B**," and as further detailed in the right most column in the attached staffing patterns for each department or agency.

Section 2. Executive Branch Operating Expenses. One Hundred Twenty-two Million Nine Hundred Thirty-seven Thousand Six Hundred Twenty-eight Dollars (\$122,937,628) is appropriated for operating expenses for the Executive Branch for the fiscal year ending September 30, 2000. This sum is composed of Ninety-four Million Five Hundred Five Thousand Six Hundred Eighty-eight Dollars (\$94,505,688) from the General Fund, which shall be expended as contained in "**Attachment C**"; Ten Million Five Hundred Ninety-six Thousand Eight Hundred Fifty-six Dollars (\$10,596,856) from Special Funds, which shall be expended as contained in "**Attachment D**"; and Seventeen Million Eight Hundred Thirty-five

1 Thousand Eighty-two Dollars (\$17,835,082) from Federal Matching Grants-in-
2 Aid, which shall be expended as contained in "**Attachment E.**"

3 **Section 3. Personnel Reserve.** (a) There is hereby created,
4 separate and apart from other funds of the government of Guam, a fund
5 known as the "*Personnel Reserve Fund*" ("PRF"), subject to appropriation
6 by *I Liheslaturan Guåhan*.

7 (b) The sum of One Hundred Ninety Million Seven Hundred
8 Sixty-three Thousand Seven Hundred Sixty-eight Dollars (\$190,763,768)
9 is appropriated from the General Fund to the Personnel Reserve Fund.

10 (c) No funds may be expended from the Personnel Reserve
11 Fund without the specific appropriation authority of *I Liheslaturan*
12 *Guåhan*. The Personnel Reserve Fund shall *not* be subject to *I Maga'lahaen*
13 *Guåhan's* Transfer Authority and no funds may be transferred into or
14 from the Personnel Reserve Fund.

15 16 **CHAPTER III.**

17 **Miscellaneous Appropriations.**

18 **Section 1. Appropriation to the Department of Youth Affairs.**

19 Four Hundred Thousand Dollars (\$400,000.00) is appropriated from the
20 General Fund to the Department of Youth Affairs ("DYA") for Sanctuary, Inc.
21 for their Fiscal Year 2000 operations. DYA shall make a report of the
22 expenditures of the funds of this appropriation to *I Maga'lahaen Guåhan* and *I*
23 *Liheslaturan Guåhan* within sixty (60) days following the end of the fiscal year
24 covered herein.

1 **Section 2. Appropriations for Scholarships and Training Programs**
2 **for the University of Guam.** (a) Student Scholarship, Financial

3 Assistance and Program Administration. Two Million Five Hundred
4 Fifty-three Thousand Two Hundred Seventy Dollars (\$2,553,270) is
5 appropriated from the General Fund to the University of Guam to be
6 expended for the following student scholarships, financial assistance
7 programs and program administrations: Merit Awards, Student Loans,
8 Nurse Training Programs, Professional and Technical Awards, Reserve
9 Officer Training Corp. ("ROTC"), Regent Scholarships, Marine Lab
10 Graduates Assistance Programs, Doctoral Fellowships, Advanced High
11 School Placement Programs and administration of all student financial
12 assistance programs. The University of Guam shall determine the
13 allocation of this appropriation in order to fund the various student
14 scholarships, financial assistance programs and program administration.

15 (b) **Pedro "Doc" Sanchez Scholarship Program.** Two Hundred
16 Eighty Thousand Dollars (\$280,000.00) is appropriated from the General
17 Fund to the University of Guam for the Pedro "Doc" Sanchez
18 Scholarship Program to be spent in accordance with its rules and
19 regulations and §15107 of Title 17 of the Guam Code Annotated, as
20 amended.

21 (c) **Dr. Antonio C. Yamashita Educator Corps.** Two Million
22 Five Hundred Fifty-two Thousand Nine Hundred Twenty-four Dollars
23 (\$2,552,924) is appropriated from the General Fund to the University of
24 Guam, which shall disburse the funds pursuant to the directives and
25 policies of the Educator Corps Council, for stipends for the Dr. Antonio

1 C. Yamashita Educator Corps, and for the administration of the
2 Educator Corps Council, in accordance with the provisions of Public
3 Law Number 24-231 and §15107 of Title 17 of the Guam Code
4 Annotated, as amended.

5 (d) Chamorro Teaching Degree Institute. One Hundred
6 Thirteen Thousand Eight Hundred Six Dollars (\$113,806.00) is
7 appropriated from the General Fund to the University of Guam for the
8 operations of the Chamorro Teaching Degree Institute. This
9 appropriation shall continue until expended for the operations and
10 other purposes of the Institute.

11 **Section 3. Appropriations to the University of Guam.** (a) Twenty
12 Seven Million Fifty One Thousand Five Hundred Thirty-five Dollars
13 (\$27,051,535) is appropriated from the General Fund to the University of
14 Guam for their operations.

15 (b) Three Hundred Fifty-one Thousand Four Hundred Thirty-
16 two Dollars (\$351,432.00) is appropriated from the General Fund to the
17 University of Guam ("UOG") for the International Tourism Program.

18 **Section 4. Appropriations to the Guam Community College.** (a) Nine
19 Million Four Hundred Seventy-seven Thousand Five Hundred Fifty-five
20 Dollars (\$9,477,555) is appropriated from the General Fund to the Guam
21 Community College for their operations.

22 (b) One Million Three Hundred Eighteen Thousand Four
23 Hundred Dollars (\$1,318,400) is appropriated from the General Fund to
24 the Guam Community College for the School of Business, Social Science
25 and Tourism.

1 (c) The unencumbered balances and Fiscal Year 2000 revenues
2 of the Pari-mutuel Fund is appropriated to the Guam Community
3 College for their operations. This appropriation shall *not* exceed Nine
4 Hundred Thousand Dollars (\$900,000.00).

5 (d) Nine Hundred Two Thousand Two Hundred Eight Dollars
6 (\$902,208.00) is appropriated to the Guam Community College from the
7 Manpower Development Fund to be expended in accordance with
8 Public Law Number 23-106.

9 **Section 5. Appropriation for Water and Environmental Research**
10 **Institute of the Western Pacific.** There is hereby appropriated from the
11 General Fund to the University of Guam to fund the Water and
12 Environmental Research Institute of the Western Pacific ("WERI") the sum of
13 Two Hundred Thirty-two Thousand Dollars (\$232,000.00) for the sole purpose
14 of funding the Guam Hydrologic Survey ("GHS"). WERI shall continue to
15 administer the Guam Hydrological Survey for the same purposes that have
16 previously been established by the laws of Guam. Such funds may *not* be
17 transferred or used for any other purpose.

18 **Section 6. Appropriation for the Comprehensive Water Resource**
19 **Monitoring Program.** There is hereby appropriated from the General Fund to
20 the University of Guam to fund the Water and Environmental Research
21 Institute of the Western Pacific ("WERI") the sum of One Hundred Eighty
22 Thousand Dollars (\$180,000.00) for the sole purpose of funding the
23 Comprehensive Water Resource Monitoring Program. Said funds shall be
24 used to match the Federal funding for said program. WERI shall continue to
25 administer the Comprehensive Water Resource Monitoring Program for the

1 same purposes that have previously been established by the laws of Guam.
2 Such funds may *not* be transferred or used for any other purpose.

3 **Section 7. Appropriation for ADA Compliance in the Department of**
4 **Education's Personnel Services Division.** The sum of Eleven Thousand
5 Dollars (\$11,000.00) is hereby appropriated from the General Fund to the
6 Department of Education for equipment, supplies and capital outlay to bring
7 the Personnel Services Division in compliance with the Americans with
8 Disabilities Act ("ADA").

9 **Section 8. Appropriation to the Department of Education for**
10 **Academic Coaches' Stipends and Accreditation Costs.** The Sum of One
11 Hundred Fifty Thousand Dollars (\$150,000.00) is hereby appropriated from
12 the General Fund to the Department of Education for academic coaches'
13 stipends for team competitions and accreditation costs.

14 **Section 9. Appropriation to the Dededo Buffer Strip Revolving Fund.**
15 *Twenty-Four Thousand Three Hundred Seventy Dollars*
16 The sum of ~~One Hundred Twenty-four Thousand Three Hundred Seventy~~
~~Dollars (\$124,370.00)~~ *(\$24,370.00)* is hereby appropriated from the General Fund to the
17 *Dededo Buffer Strip Revolving Fund* ("Fund") to reimburse the *Fund*.

18 **Section 10. Appropriations for the Summer School Program.**
19 There is hereby appropriated such sums as are necessary from the *Summer*
20 *School Fund* established pursuant to §6118 of Title 17 of the Guam Code
21 Annotated to the Department of Education to fund the operations of the 1999
22 and 2000 Summer School Program.

23 **Section 11. Appropriation for Overtime Due to Division of Solid**
24 **Waste, Department of Public Works.** The sum of Two Hundred Eighteen

1 Thousand Dollars (\$218,000.00) is appropriated from the Fiscal Year 1999
2 August and September revenues of the Solid Waste Operations Fund to the
3 Division of Solid Waste, Department of Public Works to pay for Fiscal Year
4 1999 accumulated overtime hours.

5 **Section 12. Appropriation for Equipment Rental to the Division**
6 **of Solid Waste, Department of Public Works.** The amount of Eighty
7 Thousand Five Hundred Dollars (\$80,500.00) is appropriated from the August
8 and September revenues of the Solid Waste Operations Fund to the Division
9 of Solid Waste, Department of Public Works, to pay for Fiscal Year 1999
10 equipment rental at the Ordot Landfill.

11 **Section 13. Appropriation for the First Quarter Operations of the**
12 **Solid Waste Division, Department of Public Works.** (a) One Million
13 Five Hundred Thousand Dollars (\$1,500,000) is hereby appropriated
14 from the General Fund to the Division of Solid Waste of the Department
15 of Public Works to serve as the advanced initial budget of the Division
16 of Solid Waste for operational purposes in Fiscal Year 2000.

17 (b) The Department of Public Works shall reimburse the
18 General Fund this total amount from the revenues collected from
19 tipping/user fees, by setting aside *at least* Twenty-five Percent (25%) of
20 the monthly collected revenues in the Solid Waste Operations Fund to
21 pay back the General Fund on a quarterly basis until such time that the
22 total amount of the appropriated loan under Subsection (a) is paid up.

23 **Section 14.** Section 16 of Chapter III of Public Law Number 25-03
24 is hereby *repealed and reenacted* to read as follows:

1 **"Section 16. Appropriation to DPW From the Village Streets**
2 **Fund.** (a) One Million Five Hundred Thousand Dollars
3 (\$1,500,000) is appropriated from the Village Streets Fund created
4 pursuant to §25 of Chapter IV of Public Law Number 23-128 to the
5 Department of Public Works for expenditures as authorized pursuant to
6 §1504(k) of Title 5 of the Guam Code Annotated.

7 (b) Notwithstanding any other provision of law, the
8 Department of Public Works shall use One Million Five Hundred
9 Thousand Dollars (\$1,500,000) from the money appropriated in
10 Subsection (a) of this Section for the following purposes:

11 (1) the repair, including, but not limited to,
12 widening, paving and sidewalks, of Clara Street in Toto,
13 leading to J. Q. San Miguel Elementary School; *and*

14 (2) monetary compensation or land exchange on
15 value-per-value basis to private landowners whose
16 properties are condemned as a result of the provisions of
17 this Subsection."

18 **Section 15. Mayor's Council Appropriation.** (a) The Sum of
19 Three Hundred Thirty-three Thousand Nine Hundred Fifty-four Dollars
20 (\$333,954.00) is hereby appropriated from the Village Streets Fund to the
21 Mayors' Council of Guam only for the purpose of maintaining Village
22 streets. This sum shall *not* be used for hiring of additional personnel,
23 nor shall it be used to supplement any personnel costs or services.

24 (b) The Sum of Six Million Eight Hundred Sixteen Thousand
25 Forty-six Dollars (\$6,816,046) is appropriated from the General Fund to

1 the Mayors' Council of Guam for their personnel and operating
2 expenses for Fiscal Year 2000.

3 (c) **Exemption from BBMR Control.** The budget of the
4 Mayor's Council is *not* subject to the allotment process or control of the
5 Bureau of Budget and Management Research or its successor Agency;
6 nor shall *I Maga'lahaen Guåhan* impound or transfer funds appropriated
7 to the Mayor's Council. The Mayor's Council shall receive from the
8 Department of Administration or its successor agency an amount
9 totaling no less than one twelfth (1/12) of the balance of the
10 appropriation on the first of every month of the Fiscal Year until such
11 appropriation has been exhausted. On a month were more than two (2)
12 pay periods occur, the Department of Administration shall release such
13 funds required for the purpose of meeting the operational needs of the
14 Mayor's Council for that month, *provided* a sufficient balance of the
15 appropriation remains.

16 (d) **Mayor's Council Fund.** There is created a Mayor's
17 Council Operations Fund. The annual budget of the Mayor's
18 Council shall be deposited in the Mayors' Council Operations
19 Fund.

20 (e) **Annual Review.** The Mayors' Council shall
21 continue to submit its annual budget to *I Liheslaturan Guåhan* for
22 review on the 30th day of March of each year.

1 (f) **Lapses.** Lapses in the Mayors' Council annual
2 Budget shall *not* revert back to the General Fund, but shall be
3 carried over into the next Fiscal Year.

4 **Section 16. Transfer of Funds and Employees from DOA to**

5 **DPW.** (a) Notwithstanding any other provision of law, and effective
6 October 1, 1999, the twelve (12) employees of the Housing Management
7 Division of the Department of Administration ("DOA") are transferred
8 to the Division of Building Maintenance of the Department of Public
9 Works ("DPW").

10 (b) The amount of One Hundred Sixty Thousand Four Hundred
11 Eight Dollars (\$160,408.00) from the Housing Revolving Fund is hereby
12 appropriated to the Division of Building Maintenance, DPW, in
13 accordance with the provision of Subsection (a) to fund the following
14 categories in FY 2000.

15	Personnel		1 st Qtr. FY 2000
16	<u>Position #</u>	<u>Titles</u>	<u>Salaries & Benefits</u>
17	69101	Administrator	\$15,210.00
18	69102	Administrative Officer	14,151.00
19	69105	Word Processing Secretary	7,091.00
20	69104	Building Maintenance Supervisor	13,452.00
21	69109	Building Maintenance Leader	10,412.00
22	69105	Carpenter I	8,996.00
23	69107	Electrician II	9,567.00
24	69110	Carpenter I	9,309.00

1	69111	Cabinet Maker/Mason	13,885.00
2	69112	Plumber II	11,407.00
3	69114	Painter II	13,439.00
4	69115	Maintenance Worker	8,004.00
5		TOTAL	\$135,443.00
6	Supplies & Materials:		
7		Supplies & Materials for Housing Repair	\$23,965.00
8	Contractual Services:		
9		Tools & Equipment Maintenance	\$1,000.00
10		GRAND TOTAL:	\$160,408.00

11 (c) The amount appropriated in this Subsection shall be used by
12 DPW only for the purposes expressed in this Subsection and *not* subject
13 to any transfer authority of *I Maga'lahaen Guåhan*.

14 (d) Notwithstanding any provision of law, and effective October
15 1, 1999, public building maintenance responsibilities of the Housing
16 Management Division of DOA are transferred to the Division of
17 Building Maintenance of DPW.

18 **Section 17. Appropriation to GCC's Professional Technological**
19 **Institute for Fiscal Year 2000 Only.** There is appropriated from the
20 Tourist Attraction Fund the sum of Fifty Thousand Dollars (\$50,000.00) to the
21 Guam Community College for the Professional Technological Institute for the
22 purpose of paying the advance costs of hosting the IACP Asia-Pacific
23 Executive Policing Conference on Guam from March 12 -14, 2000.

1 There is created the *"IACP Steering Committee Revolving Account"*
2 (*"Account"*) in which this appropriation and any other moneys received shall
3 be deposited. The Executive Director of the Professional Technological
4 Institute shall be the Certifying Officer for authorizing the disbursement of
5 funds from the Account. Any monies recovered from registration fees or
6 other sources during the conduct of the IACP Conference shall be deposited in
7 the Account. Any fund balances remaining from this appropriation, shall
8 revert back to the Tourist Attraction Fund at the end of the Fiscal Year.

9 **Section 18. Appropriations for Visitor Industry-Related Projects**
10 **for Fiscal Year 2000 Only.** Nine Hundred Sixty-six Thousand Dollars
11 (\$966,000.00) is appropriated from the Tourist Attraction Fund to the Guam
12 Visitors Bureau for the following visitor industry-related projects for Fiscal
13 Year 2000 only:

14 (a) Four Hundred Thousand Dollars (\$400,000.00) for Tumon
15 and Hagatna Beach cleaning and maintenance;

16 (b) One Hundred Fifty-six Thousand Dollars (\$156,000.00) for
17 Tumon landscaping maintenance;

18 (c) Fifty Thousand Dollars (\$50,000.00) for the Two Lovers'
19 Point jogging/biking trail;

20 (d) Ten Thousand Dollars (\$10,000.00) for Donations for Work;

21 (e) Fifty Thousand Dollars (\$50,000.00) for Tumon Beach
22 beautification;

23 (f) One Hundred Thousand Dollars (\$100,000.00) for
24 Tournament of Champion Matching Funds;

1 (g) One Hundred Thousand Dollars (\$100,000.00) for the
2 Tropical Fantasy on Guam Fireworks; *and*

3 (h) One Hundred Thousand Dollars (\$100,000.00) for the Guam
4 Micronesian Island Fair.

5 This appropriation shall be kept in a separate account and *not* combined
6 with the Bureau's administration account. The funds appropriated shall be
7 used specifically for the projects outlined therein. A quarterly report shall be
8 prepared and submitted by the Guam Visitors Bureau to the Bureau of Budget
9 Management and Research, to the Speaker of *I Liheslaturan Guåhan* and to the
10 Standing Committee having oversight over the Guam Visitors Bureau.

11 **Section 19. Appropriation to the Chamorro Land Trust**
12 **Commission.** Notwithstanding any other provision of law, One Hundred
13 Eighty-two Thousand Five Hundred Fifty-four Dollars (\$182,554.00) is
14 appropriated from the Chamorro Land Trust Account Number 141110361 to
15 the Chamorro Land Trust Commission to be expended as detailed in
16 "**Attachment D.**" This appropriation shall *not* be subject to *I*
17 *Maga'lahaen Guåhan's* Transfer Authority.

1 **Section 20. Appropriation to the *Komitea Para Tiyan*.**

2 (a) Notwithstanding any other provisions of law, Eighty-two
3 Thousand Five Hundred Two Dollars (\$82,502.00) is appropriated to the
4 *Komitea Para Tiyan* from the *Komitea Para Tiyan* Fund for operating
5 expenses in for the first quarter of Fiscal Year 2000. This appropriation
6 shall *not* be subject to *I Maga'lahaen Guåhan's* Transfer Authority.

7 (b) Five Hundred Seven Thousand Four Hundred Six Dollars
8 (\$507,406.00) is appropriated from the General Fund to the *Komitea Para*
9 *Tiyan* for personnel expenses for the period beginning October 1, 1999
10 and ending December 31, 1999. This appropriation shall *not* be subject
11 to *I Maga'lahaen Guåhan's* Transfer Authority.

12 **Section 21. Appropriation to DOA for the Residential Treatment**

13 **Fund.** One Million Four Hundred Thousand Dollars (\$1,400,000) is
14 appropriated from the General Fund to the Department of Administration
15 ("DOA") to pay authorized expenses for persons under the jurisdiction of the
16 Superior Court of Guam for residential care arising from physical, mental or
17 emotional handicaps, or from severe emotional disturbances. All patients and
18 escorts referred off-Island shall submit to the Director of DOA supporting
19 documents to justify reimbursement of their travel expenses.

20 **Section 22. Family Violence Task Force Appropriation.** Of the

21 One Million Two Hundred Forty Thousand Dollars (\$1,240,000) authorized by
22 Public Law Number 25-03:II:36, Four Hundred Fifty Thousand Dollars
23 (\$450,000.00) shall be appropriated and shall be allocated as follows: Eighty-
24 five Thousand Five Hundred Dollars (\$85,500.00) to the Office of the Attorney

1 General; Eighty-five Thousand Five Hundred Dollars (\$85,500.00) to the
2 Guam Police Department; One Hundred Three Thousand Five Hundred
3 Dollars (\$103,500.00) to the Superior Court of Guam; Twenty-seven Thousand
4 Dollars (\$27,000.00) to Guam Legal Services Corporation; Twenty-two
5 Thousand Five Hundred Dollars (\$22,500.00) to the Public Defenders'
6 Corporation; Twenty-seven Thousand Dollars (\$27,000.00) to Child Protective
7 Services of the Department of Public Health and Social Services; Sixty-seven
8 Thousand Five Hundred Dollars (\$67,500.00) to the Department of Mental
9 Health and Substance Abuse; and Thirty-one Thousand Five Hundred Dollars
10 (\$31,500.00) to the Guam Community College.

11 This appropriation shall continue until fully expended. Upon adoption
12 of the Public Health Plan, *I Maga'lahaen Guåhan* may transmit a request to *I*
13 *Lihselaturan Guåhan* for additional funding of up to Seven Hundred Ninety
14 Thousand Dollars (\$790,000.00) for further implementation of the Plan's
15 components.

16 **Section 23. Appropriation for *I Lihselaturan Guåhan*.**

Seven Million Seven Hundred

17 (a) **Appropriation.** The sum of ~~Nine Million Seven Hundred~~
18 ~~Twenty Thousand Dollars (\$7,720,000)~~ *Twenty Thousand Dollars (\$9,720,000)* is appropriated from the General
19 Fund for the operations of *I Lihselaturan Guåhan* for Fiscal Year 2000.

20 (b) **Limits on Senatorial Budgets.** No Senatorial Office
21 budget shall exceed Two Hundred Sixteen Thousand Dollars
22 (\$216,000.00) annually, *except* that this limit shall *not* apply to the
23 Speaker's Office. All Senatorial Office budgets shall be equal in amount,
24 without regard to party affiliation. No Senatorial Office shall employ
25 more than eight (8) positions, whether full-time or part-time, *except* that

1 the Speaker's Office shall be exempted from this restriction. Nothing
2 herein shall prevent any Senatorial Office from employing full-time
3 students enrolled in degree programs in recognized universities or
4 colleges on Guam or in the United States during recognized summer or
5 other school breaks as interns.

6 (c) **Limits on Standing Committee Budgets.** No Standing
7 Committee of *I Liheslaturan Guåhan* shall have an annual budget in
8 excess of One Hundred Seventy-one Thousand Dollars (\$171,000.00).
9 No Standing Committee shall employ more than three (3) persons,
10 whether full-time or part-time.

11 (d) **Limit on Central Office Positions.** The Central Office
12 of *I Liheslaturan Guåhan* shall be limited to Fifty-two (52) positions,
13 whether they be full-time or part-time.

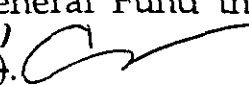
14 (e) Funds appropriated to and available to *I Liheslaturan Guåhan*
15 for Fiscal Year 1999 are available to *I Liheslaturan Guåhan* for Fiscal Year
16 2000 operations.

17 **Section 24. Overtime Fund.** (a) There is hereby created the
18 *Overtime Fund* to be administered by *I Maga'lahaen Guåhan*. This fund
19 shall be used exclusively to pay for overtime expense incurred within
20 Executive Branch agencies of the government of Guam directly
21 supported by the General Fund. The Overtime Fund shall *not* be used to
22 support overtime expenses incurred by autonomous agencies.
23 Disbursements of the Overtime Fund shall be as determined and
24 authorized by *I Maga'lahaen Guåhan*.

1 (b) There is hereby appropriated to the Overtime Fund from the
2 General Fund the sum of Two Million Three Hundred Fifty-three
3 Thousand Dollars (\$2,353,000).

4 (c) Except as provided for in this Section, no funds are
5 appropriated from the General Fund for the purpose of funding
6 overtime expenses within the Executive Branch.

7 **Section 25. Off-Island Travel Fund.** (a) There is hereby
8 created the "*Off-Island Travel Fund*" to be administered by *I Maga'lahaen*
9 *Guåhan*. This fund shall be used exclusively to pay for off-Island travel
10 expense incurred within Executive Branch agencies of the government
11 of Guam directly supported by the General Fund. The Off-Island Travel
12 Fund shall *not* be used to support off-Island travel expenses incurred by
13 autonomous agencies. Disbursements of the Off-Island Travel Fund
14 shall be as determined and authorized by *I Maga'lahaen Guåhan*.

15 (b) There is hereby appropriated to the Off-Island Travel Fund
16 from the General Fund the sum of ~~Four Hundred Thousand Dollars~~
17 ~~(\$400,000.00)~~ ^{Three Hundred Thousand Dollars}
18 ^(\$300,000.00) 

19 (c) Except as provided for in this Section, no funds are
20 appropriated from the General Fund for the purpose of funding off-
21 Island travel expenses within the Executive Branch.

22 **Section 26. Appropriation to DOE for Substitute Teachers.**

23 The sum of Five Hundred Thousand Dollars (\$500,000.00) is hereby
24 appropriated from the General Fund for Fiscal Year 2000 to the Department of
Education for the employment of substitute teachers.

1 **Section 27. Appropriation to DOE for *Non-Personnel Operating***
2 **Expenses.** All monies collected by the Department of Education from the
3 school lunch program, lost textbooks and Federal Funds paid to the
4 government of Guam for reimbursement of school lunch program costs are
5 hereby appropriated to the Department of Education for *non-personnel*
6 operating expenses.

7 **Section 28. Appropriation to DOA for Government Claims Fund.**
8 Three Hundred Thousand Dollars (\$300,000.00) is appropriated from the
9 General Fund for Fiscal Year 2000 to the Government Claims Fund under the
10 Department of Administration for the payment of eligible and approved
11 Government Claims.

12 **Section 29. Appropriation to Office of *I Maga'lahaen Guåhan*.**
13 Five Million Eight Hundred Eighty-one Thousand One Hundred Thirty-one
14 Dollars (\$5,881,131) is appropriated from the General Fund to the Office of *I*
15 *Maga'lahaen Guåhan* for salaries and operation expenses for Fiscal Year 2000.

16 **Section 30. Appropriation to Commission on Decolonization and**
17 **Task Forces.***Four Hundred Seventy-Five Thousand Eight Hundred*
18 ~~Five Hundred Fifteen Thousand Eight Hundred~~
~~Dollars (\$475,800.00)~~
~~Dollars (\$515,800.00)~~ is appropriated from the General Fund to the
19 Commission on Decolonization for operations for Fiscal Year 2000.

20 *Twenty Thousand Dollars (\$20,000.00)*
21 (b) ~~Forty Thousand Dollars (\$40,000.00)~~ is appropriated from
22 the General Fund to the Free Association Task Force for Fiscal Year 2000.

22 *Twenty Thousand Dollars (\$20,000.00)*
23 (c) ~~Forty Thousand Dollars (\$40,000.00)~~ is appropriated from
24 the General Fund to the Independence Task Force for operations for
Fiscal Year 2000.

1 ~~Forty Thousand Dollars (\$40,000.00)~~ ^{Twenty Thousand Dollars (\$20,000.00)} is appropriated from
2 the General Fund to the Statehood Task Force for operations for Fiscal
3 Year 2000.

4 **Section 31. Appropriation to Guam Visitors Bureau.** Twelve
5 Million Six Hundred Forty-seven Thousand Six Hundred Seventy-seven
6 Dollars (\$12,647,677) is appropriated from the Tourist Attraction Fund to the
7 Guam Visitors Bureau for Fiscal Year 2000 for the following:

8 (a) Three Hundred Seventy-eight Thousand Two Hundred
9 Thirty-eight Dollars (\$378,238.00) for First Quarter salaries and benefits,
10 as detailed in the attached Guam Visitors Bureau staffing pattern;

11 (b) Twelve Million Twenty-four Thousand Seven Hundred
12 Nineteen Dollars (\$12,024,719) for contractual services, which shall be
13 expended pursuant to the Budget Digest provided in
14 "**Attachment F**" of this Act;

15 (c) Fifty Thousand Dollars (\$50,000.00) for warehouse storage
16 space;

17 (d) Ten Thousand Dollars (\$10,000.00) for supplies and
18 materials;

19 (e) Forty Thousand Dollars (\$40,000.00) for miscellaneous;

20 (f) One Hundred Fourteen Thousand Seven Hundred Twenty
21 Dollars (\$114,720.00) for utilities; *and*

22 (g) Thirty Thousand Dollars (\$30,000.00) for capital outlay.

23 **Section 32. Department of Agriculture's DAWR Appropriation.**
24 Twenty-eight Thousand Seven Hundred Fifty Dollars (\$28,750.00) is hereby
25 appropriated from the General Fund to the Department of Agriculture's

1 Division of Aquatic and Wildlife Resources ("DAWR") for the following
2 purposes:

3	1. Coordination and Administration Program	
4	Supplies and Materials	\$1,000.00
5	2. Conservation of Wildlife (Law Enforcement)	
6	Program Contractual	\$9,000.00
7	3. Supplies and Materials	\$10,000.00
8	4. Equipment	\$8,750.00

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10

CHAPTER IV.

11

MISCELLANEOUS PROVISIONS.

12

13 Section 1. Section 9115(j) of Chapter 9, Division 1 of Title 22 of the
Guam Code Annotated is hereby *repealed and reenacted* to read as follows:

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“(j) Whenever the Commissioner determines that it is in the interest of justice, the liability of the employer for compensation or any part thereof, as determined by the Commissioner, may, with the approval of the Commission, be discharged by the payment of a lump sum equal to the present value of future compensation payments computed at four (4) percentum true discount compounded annually; provided, however, that with respect to government of Guam employees, no determination for a lump sum payment of compensation which is meant to replace wages may be made, *unless* a rational basis for such lump sum payment of compensation exists, without which the employee’s or employee’s family’s welfare would suffer from the inability to maintain the level of lifestyle in existence immediately prior

1 to the disability. The probability of the death of the injured employee or
2 other person entitled to compensation before the expiration of the
3 period during which the employee is entitled to compensation shall be
4 determined in accordance with the American Experience Table of
5 Mortality, and the probability of the remarriage of the surviving spouse
6 shall be determined in accordance with the Remarriage Tables of the
7 Dutch Royal Insurance Institution. The probability of the happening of
8 any other contingency affecting the amount or duration of the
9 compensation shall be disregarded."

10 **Section 2. (a) Legislative Findings and Intent.** *I Liheslaturan*

11 *Guåhan* finds that the supplemental annuity benefit, which is Four
12 Thousand Two Hundred Thirty-eight Dollars (\$4,238.00), and the cost of
13 living allowance, which is currently One Thousand One Hundred
14 Dollars (\$1,100.00), coupled with *I Maga'laken Guåhan* and *I Segundu Na*
15 *Maga'laken Guåhans'* pensions; retiree group health, dental and life
16 insurance premiums; retiree life insurance subsidy, and to defray
17 Medicare premiums for retirees and their survivors that have been
18 appropriated each year by the government of Guam for the benefit of
19 Defined Benefit Plan retirees and their survivors, will be difficult to fund
20 due to declining revenues of the General Fund. *However, I Liheslaturan*
21 *Guañan* notes that retirees and their survivors, in particular, have come
22 to depend upon the annual supplemental annuity benefit and cost of
23 living adjustment payments.

24 *I Liheslaturan Guåhan* further finds that, in order to give full effect
25 to the underlying purposes of providing supplemental annuity benefits

1 and cost of living allowances to preserve the purchasing power of
2 retirees and beneficiaries during this period of economic austerity, it is
3 necessary to enact legislation to continue the supplemental annuities
4 and cost of living allowances as vested, limited-term benefits provided
5 by the Retirement Fund, and to be funded by employer contributions,
6 and earnings thereon. Similarly, *I Maga'lahen Guâhan* and *I Segundu Na*
7 *Maga'lahen Guâhans'* pensions; retiree group health, dental and life
8 insurance premiums; retiree life insurance subsidy; and Medicare
9 premiums are also to be treated as vested, limited-term benefits
10 provided by the Retirement Fund and to be funded by employer
11 contributions and the earnings thereon.

12 *I Liheslaturan Guâhan* further intends that the Retirement Fund
13 shall provide these benefits for a limited duration; namely, during the
14 fiscal years commencing on October 1, 1998. On September 30, 2001,
15 these limited-duration benefits shall cease. The benefits shall be in an
16 amount equivalent to: (1) Four Thousand Two Hundred Thirty-eight
17 Dollars (\$4,238.00), known as the sum of the One Thousand Two
18 Hundred Dollar (\$1,200.00), One Thousand Five Hundred Dollar
19 (\$1,500.00), Seven Hundred Dollar (\$700.00), and Eight Hundred Thirty-
20 eight Dollar (\$838.00) supplemental annuity benefits formerly contained
21 in various General Appropriation Acts; *plus* (2) One Thousand One
22 Hundred Dollars (\$1,100.00), known as the latest cost of living
23 adjustment funded by General Appropriation; and applicable amounts
24 for *I Maga'lahen Guâhan* and *I Segundu Na Maga'lahen Guâhans'* pensions;

1 retiree group health, dental and life insurance premiums; retiree life
2 insurance subsidy; and Medicare premiums.

3 *I Liheslaturan Guåhan* further intends that the supplemental
4 annuity benefits shall be paid in the same time and manner that
5 retirement and survivor benefits are paid, and not in a lump sum. The
6 cost of living adjustments shall continue to be paid in a lump sum, with
7 each such payment made no later than November 30th of each year.
8 Retirement annuitants, disability retirement annuitants, and survivor
9 annuitants, who commenced receiving annuity benefits *prior to* October
10 1, 1995 shall be eligible to receive the Four Thousand Two Hundred
11 Thirty-eight Dollar (\$4,238.00) benefit payment during the fiscal years
12 commencing on October 1, 1998 and ending on September 30, 2001.
13 *Additionally*, retirement annuitants, disability retirement annuitants, and
14 survivor annuitants who commenced receiving annuity benefits *prior to*
15 October 1, 1999 shall be eligible to receive a One Thousand One
16 Hundred Dollar (\$1,100.00) benefit payment during the fiscal years
17 commencing on October 1, 1999 and ending on September 30, 2001.
18 Retirement annuitants, disability retirement annuitants, and survivor
19 annuitants who commenced receiving annuity benefits on or after
20 October 1, 1999, but prior to January 1, 2000, shall be eligible to receive a
21 One Thousand One Hundred Dollar (\$1,100.00) benefit payment only
22 during the fiscal year commencing on October 1, 2000.

23 *I Liheslaturan Guåhan* further intends that the benefits to be
24 provided by the Retirement Fund shall be funded by employer
25 contributions, as reflected in increased employer contribution rates as

1 amortized over a twenty (20) year period. Increased employer
2 contributions shall commence as soon as practicable following the
3 enactment of this legislation, but no later than November 1, 1999. The
4 amounts already contributed by General Fund appropriation for the
5 period of October 1, 1998 to February 28, 1999 shall be used to offset the
6 projected increase in contribution rates by line agency employers during
7 the three (3) year benefit period. *I Liheslaturan Guåhan* further intends
8 that the enactment into law of this legislation will yield a reduction in
9 payments to the Government of Guam Retirement Fund by the General
10 Fund totaling some Fifteen Million Dollars (\$15,000,000) in Fiscal Year
11 1999, Thirty Million Dollars (\$30,000,000) in Fiscal Year 2000, Thirty
12 Million Dollars (\$30,000,000) in Fiscal Year 2001, while continuing to
13 fund the supplemental annuity benefits, cost of living allowances, *I*
14 *Maga'laken Guåhan* and *I Segundu Na Maga'laken Guåhans'* pensions;
15 retiree group health, dental and life insurance premiums; retiree life
16 insurance subsidy; and Medicare premiums through employers'
17 contributions and the earnings thereon. This reduction of payments also
18 allows funds to become available in each respective fiscal year during
19 this three (3) year period to assist the government of Guam in its
20 provision of essential public services. *I Liheslaturan Guahån* believes this
21 approach to be a more prudent means to realize cost savings, rather
22 than extending the amortization of the un-funded liability from its
23 current fifteen (15) year period to no less than thirty (30) years, or
24 having the Government of Guam Retirement Fund shoulder the burden

1 of payment of the supplemental annuity benefits and cost of living
2 allowances outright.

3 **(b) 20-year Amortization of Employer's Contributions.** In
4 order to continue the supplemental annuities enumerated in sub-items
5 (i) - (viii) of Public Law Number 24-59:III:6(a) in a manner that will not
6 adversely affect the government's budget during this period of
7 declining government revenues, and so that retirees and beneficiaries
8 will *not* suffer undue hardship, the Retirement Fund shall provide a
9 limited duration benefit in an amount equal to the Four Thousand Two
10 Hundred Thirty-eight Dollar (\$4,238.00) supplemental annuities, the
11 One Thousand One Hundred Dollar (\$1,100.00) cost of living
12 adjustment, *I Maga'laken Guåhan* and *I Segundu Na Maga'laken Guåhans'*
13 pensions; the retiree group health, dental and life insurance premiums;
14 the retiree life insurance subsidy; and the Medicare premiums for a
15 three (3) year period, which shall sunset on September 30, 2001. Said
16 benefits shall be funded by increasing the amount of employer
17 contributions amortized over a period of twenty (20) years, although the
18 contribution rate shall be offset by amounts already appropriated from
19 the General Fund for portions of the Fiscal Year 1999, pursuant to Public
20 Law Number 24-59:III:6(a)(i)-(viii). The legislation herein does *not* affect
21 the benefits enumerated in Public Law Number 24-59:III:6(a)(v)-(viii) (*I*
22 *Maga'laken Guåhan* and *I Segundu Na Maga'laken Guåhans'* pensions;
23 retiree group health, dental and life insurance premiums; retiree life
24 insurance subsidy; and to defray Medicare premiums for retirees and
25 their survivors), which shall continue to be provided during Fiscal Year

1 1999 as fully funded by amounts already remitted by General Fund
2 appropriation on behalf of line agency employers and by autonomous
3 agency employers during the period from October 1, 1998 through
4 February 28, 1999.

5 **Section 3.** Paragraph 2 of §21, Chapter IV of Public Law Number 25-03
6 is hereby *repealed retroactively* to the date of enactment.

7 **Section 4.** Section 8122 of Article 1, Chapter 8 of Title 4 of the Guam
8 Code Annotated is hereby *amended* to read as follows:

9 **"Section 8122. Annuity: Amount. (a) Formula.** The
10 basic retirement annuity payable to any member shall be the following:

11 (1) an amount equal to two percent (2.0%) of average
12 annual salary for each of the first ten (10) years of credited service,
13 and two and one-half percent (2.5%) of average annual salary for
14 each year, or part thereof, of credited service over ten (10) years;

15 (2) in addition, there shall be added to the amount set
16 forth in Subsection (1) an amount equal to Twenty Dollars (\$20.00)
17 multiplied by each year of credited service, the total of which shall
18 then be reduced by an amount equal to one hundredth of one
19 percent (.01%) of said total for each One Dollar (\$1.00) that a
20 member's average annual salary exceeds the amount of Six
21 Thousand Dollars (\$6,000.00);

22 (3) no basic retirement annuity shall exceed eighty-five
23 percent (85%) of average annual salary; *and*

1 (4) the basic retirement annuity shall *not*, in any case, be
2 less than One Thousand Two Hundred Dollars (\$1,200.00) per year
3 per member.

4 **(b) Automatic Increases in Annuity.** Any member receiving a
5 basic retirement annuity and entitled to benefits under this Chapter
6 shall receive each year on the anniversary date of the member's
7 retirement or entitlement, an automatic 'sliding scale' increase in the
8 member's annual annuity, to be computed as follows:

9 (1) members receiving an annual annuity of Three
10 Thousand Five Hundred Dollars (\$3,500.00) or less shall receive an
11 automatic annual increase of Six Hundred Dollars (\$600.00);

12 (2) members receiving an annual annuity of more than
13 Three Thousand Five Hundred Dollars (\$3,500.00), but not more
14 than Six Thousand Three Hundred Dollars (\$6,300.00), shall
15 receive an automatic annual increase of Four Hundred Dollars
16 (\$400.00);

17 (3) members receiving an annual annuity of more than Six
18 Thousand Three Hundred Dollars (\$6,300.00) but not more than
19 Ten Thousand One Hundred Dollars (\$10,100.00) shall receive an
20 automatic annual increase of Three Hundred Dollars (\$300.00); *and*

21 (4) members receiving an annual annuity of more than
22 Ten Thousand One Hundred Dollars (\$10,100.00) shall receive an
23 automatic annual increase of Two Hundred Dollars (\$200.00).

1 (c) **Recomputation of Annuities Previously Given.** The
2 basic retirement annuity set forth in Subsection (a) shall be recomputed
3 as follows:

4 (1) any member who commenced receiving a retirement
5 annuity on or after September 1, 1972, but prior to July 1, 1984, and
6 entitled to benefits under this Chapter shall have the member's
7 basic annuity recomputed to reflect a one-time One Hundred
8 Dollar (\$100.00) increase to that member's basic retirement
9 annuity; *and*

10 (2) any member who commenced receiving a retirement
11 annuity prior to September 1, 1972 shall have the member's basic
12 retirement annuity recomputed based upon the formula set forth
13 in Subsection (a) of this Section; provided, however, that any
14 member receiving a retirement annuity on September 1, 1972
15 which is greater than the basic retirement annuity recomputed
16 pursuant to Subsection (a) of this Section shall have that member's
17 basic retirement annuity recomputed to reflect an amount equal to
18 the sum of that member's annuity on September 1, 1972, plus five
19 percent (5%) of the member's annuity on said date.

20 (d) **Additions to Recomputed Annuities.** The recomputed
21 retirement annuity set forth in Subsection (c) shall be subject to any of
22 the following applicable non-cumulative additions:

23 (1) any member who commenced receiving a retirement
24 annuity prior to October 1, 1995, and who is entitled to benefits
25 under this Chapter, shall receive, during the fiscal years

1 commencing on October 1, 1998, and ending on September 30,
2 2001, an additional Four Thousand Two Hundred Thirty-eight
3 Dollars (\$4,238.00), to replace the amount known as the sum of the
4 One Thousand Two Hundred Dollar (\$1,200.00), One Thousand
5 Five Hundred Dollar (\$1,500.00), Seven Hundred Dollar (\$700.00),
6 and Eight Hundred Thirty-eight Dollar (\$838.00) supplemental
7 annuity benefits formerly contained in various General
8 Appropriation Acts;

9 (2) any member who commenced receiving a retirement
10 annuity prior to October 1, 1999, and who is entitled to benefits
11 under this Chapter, shall receive, during the fiscal years
12 commencing on October 1, 1999 and ending on September 30,
13 2001, an additional One Thousand One Hundred Dollars
14 (\$1,100.00), to replace the annual cost of living increase formerly
15 contained in various General Appropriation Acts; *and*

16 (3) any member who commenced receiving a retirement
17 annuity on or after October 1, 1999, but prior to January 1, 2000,
18 and who is entitled to benefits under this Chapter shall receive,
19 during the fiscal year commencing on October 1, 2000 and ending
20 on September 30, 2001, an additional One Thousand One Hundred
21 Dollars (\$1,100.00), to replace the annual cost of living increase
22 formerly contained in various General Appropriation Acts.

23 (e) To the extent permitted under the Guam Territorial Income
24 Tax Law, the cost of living allowance shall *not* be taxed as income to the
25 recipient of the cost of living allowance."

1 **Section 5.** Section 8122.1 of Article 1, Chapter 8 of Title 4 of the Guam
2 Code Annotated is hereby *repealed* in its entirety.

3 **Section 6.** (a) Section 8125 of Article 1, Chapter 8 of Title 4 of the
4 Guam Code Annotated is hereby *repealed and reenacted* to read as
5 follows:

6 **“Section 8125. Same: Amount of Disability Retirement**
7 **Annuity.** (a) The amount of basic disability retirement annuity shall
8 be sixty-six and two-thirds percent (66 2/3%) based on the average
9 of the three (3) highest annual salaries received by a member
10 during that member’s years of credited service.

11 (b) The annuity in Subsection (a) shall be reduced by any
12 amounts awarded to a member under worker’s compensation
13 laws for substantially the same impairment.

14 (c) The Board may revoke any and all disability
15 retirement annuity benefit(s) *if* a member fails to report a worker’s
16 compensation award for substantially the same impairment.

17 (d) As used in this Section “*annual salary*” means the base
18 pay and non-base pay for which the members contributed to the
19 Fund as provided in §8136(c) of this Chapter.

20 (e) Any disability retirement annuitant who shall have the
21 annuitant’s annuity recomputed as of December 1, 1972, shall
22 receive an *automatic* increase of the annuitant’s then recomputed
23 annuity in the amount of one and one-half percent (1½%) thereof
24 on December 1, 1972.

1 (f) Any disability retirement annuitant who, between
2 April 1, 1970 and December 1, 1972, became entitled to receive a
3 disability retirement annuity, shall have the annuitant's basic
4 disability retirement annuity increased on December 1, 1972, by an
5 amount equal to one-half percent (½%) thereof for each four (4)
6 month period that the annuitant was in receipt of the annuitant's
7 annuity.

8 (g) Any disability retirement annuitant who receives less
9 than Six Thousand Dollars (\$6,000.00) salary during that person's
10 employment shall have the annuitant's disability retirement
11 annuity recomputed at a Six Thousand Dollar (\$6,000.00) salary
12 level, *subject* to the additions set forth in §8129."

13 (b) Section 8129(b) of Article 1, Chapter 8 of Title 4 of the Guam
14 Code Annotated is hereby *repealed*.

15 (c) Section 8129(d) of Article 1, Chapter 8 of Title 4 of the Guam
16 Code Annotated is hereby *repealed*.

17 (d) Section 8129(e) of Article 1, Chapter 8 of Title 4 of the Guam
18 Code Annotated is hereby *repealed*.

19 **Section 7.** (a) The preamble to §8129 of Article 1, Chapter 8 of Title 4
20 of the Guam Code Annotated is hereby *repealed*.

21 (b) Section 8127(c) is hereby *added* to Article 1, Chapter 8 of Title
22 4 of the Guam Code Annotated to read as follows:

23 "(c) Any disability annuitant who is restored to active
24 service shall have deductions taken for the Retirement Fund and
25 upon subsequent retirement shall have the annuitant's retirement

1 allowance based upon all allowable service, including that upon
2 which the disability allowance is based."

3 **Section 8.** Section 8129 of Article 1, Chapter 8 of Title 4 of the Guam
4 Code Annotated is hereby *repealed and reenacted* to read as follows:

5 "**Section 8129. Same: Automatic Increases in and Additions to**
6 **Recomputed Annuities.** The recomputed disability retirement
7 annuity set forth in §8125 of this Chapter shall be subject to any of the
8 following applicable non-cumulative additions:

9 (a) Any member receiving a disability retirement annuity shall
10 receive each year on the anniversary date of that person's retirement or
11 entitlement, an *automatic* 'sliding scale' increase to be computed as
12 follows:

13 (1) disability retirement annuitants receiving an annual
14 annuity of Three Thousand Dollars (\$3,000.00) or less shall receive
15 an *automatic* annual increase of Three Hundred Dollars (\$300.00);

16 (2) disability retirement annuitants receiving an annual
17 annuity of more than Three Thousand Dollars (\$3,000.00), but not
18 more than Six Thousand Dollars (\$6,000.00) shall receive an
19 *automatic* annual increase of Two Hundred Fifty Dollars (\$250.00);

20 (3) disability retirement annuitants receiving an annual
21 annuity of more than Six Thousand Dollars (\$6,000.00), but not
22 more than Ten Thousand Dollars (\$10,000.00), shall receive an
23 *automatic* annual increase of Two Hundred Dollars (\$200.00); *and*

24 (4) disability retirement annuitants receiving an annual
25 annuity of more than Ten Thousand Dollars (\$10,000.00) shall

1 receive an *automatic* annual increase of One Hundred Dollars
2 (\$100.00).

3 (b) Any disability retirement annuitant who commenced
4 receiving a disability retirement annuity *prior to* October 1, 1995, and
5 who is entitled to disability retirement benefits under this Chapter shall
6 receive, during the fiscal years commencing on October 1, 1998 and
7 ending on September 30, 2001, an additional Four Thousand Two
8 Hundred Thirty-eight Dollars (\$4,238.00), to replace the sum known as
9 the One Thousand Two Hundred Dollar (\$1,200.00), One Thousand Five
10 Hundred Dollar (\$1,500.00), Seven Hundred Dollar (\$700.00), and Eight
11 Hundred Thirty-eight Dollar (\$838.00) supplemental annuity benefits
12 formerly contained in various General Appropriation Acts.

13 (c) Any disability retirement annuitant who commenced
14 receiving a disability retirement annuity prior to October 1, 1999, and
15 who is entitled to benefits under this Chapter, shall receive, during the
16 fiscal years commencing on October 1, 1999 and ending on September
17 30, 2001, an additional One Thousand One Hundred Dollars (\$1,100.00),
18 to replace the annual cost of living increase formerly contained in
19 various General Appropriation Acts.

20 (d) Any disability retirement annuitant who commenced
21 receiving a disability retirement annuity on or after October 1, 1999, but
22 prior to January 1, 2000, and who is entitled to benefits under this
23 Chapter shall receive, during the fiscal year commencing on October 1,
24 2000 and ending on September 30, 2001, an additional One Thousand

1 One Hundred Dollars (\$1,100.00), to replace the annual cost of living
2 increase formerly contained in various General Appropriation Acts."

3 **Section 9.** Section 8135 of Article 1, Chapter 8 of Title 4 of the Guam
4 Code Annotated, as amended by Public Law No. 22-44:2, is hereby *amended* to
5 read as follows:

6 **"Section 8135. Same: Rate Formula.** (a) The annual
7 survivor annuity payable under §8134 shall be determined as follows:

8 (1) **Spouse.** The annual survivor annuity shall be equal
9 to fifty percent (50%) of the basic retirement annuity or the basic
10 disability retirement annuity earned by the member and accruing
11 to that member's credit, or payable to the member at the date of
12 the member's death for the period of the member's total service,
13 whichever is greater. The spouse's annual survivor annuity shall
14 not, in any case, be less than One Thousand Two Hundred Dollars
15 (\$1,200.00) per year.

16 (2) **Children.** The basic minor child annuity shall be Two
17 Thousand One Hundred Sixty Dollars (\$2,160.00) per year for a
18 minor child up to eighteen (18) years of age. The aggregate basic
19 minor child annuity for children of a member shall *not*, in any
20 case, exceed Ten Thousand Eight Hundred Dollars (\$10,800.00)
21 per year for five (5) or more minor children.

22 (b) **Automatic Increases in Annuity.** Any survivor annuitant,
23 *not* to include a minor child annuitant, who is entitled to benefits under
24 this Chapter shall receive each year on the anniversary date of the

1 annuitant's entitlement, an *automatic* 'sliding scale' increase, to be
2 computed as follows:

3 (1) survivor annuitants receiving an annual annuity of
4 Three Thousand Five Hundred Dollars (\$3,500.00) or less shall
5 receive an *automatic* annual increase of Six Hundred Dollars
6 (\$600.00);

7 (2) survivor annuitant receiving an annual annuity of
8 more than Three Thousand Five Hundred Dollars (\$3,500.00), but
9 not more than Six Thousand Three Hundred Dollars (\$6,300.00),
10 shall receive an *automatic* annual increase of Four Hundred Dollars
11 (\$400.00);

12 (3) survivor annuitants receiving an annual annuity of
13 more than Six Thousand Three Hundred Dollars (\$6,300.00), but
14 *not* more than Ten Thousand One Hundred Dollars (10,100.00),
15 shall receive an *automatic* annual increase of Three Hundred
16 Dollars (\$300.00); *and*

17 (4) survivor annuitants receiving an annual annuity of
18 more than Ten Thousand One Hundred Dollars (\$10,100.00) shall
19 receive an *automatic* annual increase of Two Hundred Dollars
20 (\$200.00).

21 **(c) Recomputation of Annuities.** The basic survivor
22 annuity set forth in Subsection (a)(1) of this Section shall be recomputed
23 as follows:

24 (1) any person receiving a survivor annuity prior to
25 August 31, 1974 shall have that person's basic annuity recomputed

1 based upon the formula set forth in §§8104(j), 8122(a)(1),
2 8122(a)(2), 8123(d), 8135(a)(1) and 8135 (b); *and*

3 (2) any person who commenced receiving a survivor
4 annuity on or after September 1, 1972, but prior to July 1, 1984, and
5 entitled to benefits under this Chapter shall have that person's
6 basic annuity recomputed to reflect a one-time One Hundred
7 Dollar (\$100.00) increase to that person's basic survivor annuity.

8 **(d) Additions to Recomputed Survivor Annuities.** The
9 recomputed survivor annuity set forth in Subsection (c) shall be subject
10 to any of the following applicable non-cumulative additions:

11 (1) Any survivor annuitant who commenced receiving a
12 survivor annuity prior to October 1, 1995 shall receive, during the
13 fiscal years commencing on October 1, 1998, and ending on
14 September 30, 2001, an additional Four Thousand Two Hundred
15 Thirty-eight Dollars (\$4,238.00) to replace the amount known as
16 the sum of the One Thousand Two Hundred Dollar (\$1,200.00),
17 One Thousand Five Hundred Dollar (\$1,500.00), Seven Hundred
18 Dollar (\$700.00), and Eight Hundred Thirty-eight Dollar (\$838.00)
19 supplemental annuity benefits formerly contained in various
20 General Appropriation Acts.

21 (2) Any survivor annuitant who commenced receiving a
22 survivor annuity prior to October 1, 1999, and is entitled to
23 benefits under this Chapter, shall receive, during the fiscal years
24 commencing on October 1, 1999 and ending on September 30,
25 2001, an additional One Thousand One Hundred Dollars

1 (\$1,100.00), to replace the annual cost of living increase formerly
2 contained in various General Appropriation Acts.

3 (3) Any survivor annuitant who commenced receiving a
4 survivor annuity on or after October 1, 1999, but prior to January
5 1, 2000 and entitled to benefits under this Chapter, shall receive,
6 during the fiscal year commencing on October 1, 2000 and ending
7 on September 30, 2001, an additional One Thousand One Hundred
8 Dollars (\$1,100.00), to replace the annual cost of living increase
9 formerly contained in various General Appropriation Acts.

10 **(e) Additions to Minor Child Annuities.**

11 (1) Minor surviving children of a member, retirement
12 annuitant or disability retirement annuitant, who commenced
13 receiving minor child annuities provided under §8135(a)(2) prior
14 to October 1, 1999, and have no surviving parent, shall receive,
15 during the fiscal years commencing on October 1, 1999 and ending
16 on September 30, 2001, an additional One Thousand One Hundred
17 Dollars (\$1,100.00), which shall be payable to their guardian for
18 the collective benefit of all surviving minor children entitled to
19 receive benefits under this Chapter, in order to replace the annual
20 cost of living increase formerly contained in various General
21 Appropriation Acts.

22 (2) Minor surviving children of a member, retirement
23 annuitant, or disability retirement annuitant, who commenced
24 receiving minor child annuities provided under §8135(a)(2) on or
25 after October 1, 1999, but prior to January 1, 2000, and have no

1 surviving parent, shall receive, during the fiscal year commencing
2 on October 1, 2000 and ending on September 30, 2001, an
3 additional One Thousand One Hundred Dollars (\$1,100.00), which
4 shall be payable to their guardian for the collective benefit of all
5 surviving minor children entitled to receive benefits under this
6 Chapter, in order to replace the annual cost of living increase
7 formerly contained in various General Appropriation Acts.”

8 **Section 10.** Section 6228.15 of Article 2, Chapter 6 of Title 4 of the
9 Guam Code Annotated is hereby *repealed and reenacted* to read as follows:

10 **“Section 6228.15. Implementation.** The provisions of this Act
11 shall be implemented in Fiscal Year 2002. The Civil Service Commission
12 shall transmit a status report three (2) months after the enactment of this
13 Act, and upon implementation of the provisions. The Administrator,
14 Bureau of Family Health and Nursing Services, at the Department of
15 Public Health and Social Services, shall submit copies of the GNA
16 Commission on Nursing Leadership meeting minutes to *I Maga’lahen*
17 *Guåhan* and *I Liheslaturan Guåhan* on a quarterly basis.”

18 **Section 11.** Notwithstanding any other provision of law, the
19 decolonization plebiscite on political status options preferred by eligible
20 voters, as described in §10 of Public Law Number 23-147, and amended by §5
21 of Public Law Number 24-296, shall be conducted by the Guam Election
22 Commission on July 1, 2000.

23 **Section 12.** Notwithstanding any other provision of law, §10106(b)
24 of Public Law Number 25-06 is hereby *amended* to read as follows:

1 “(b) Every public officer in charge of an agency having custody
2 of records shall, within sixty (60) days after the effective date of this Act,
3 compile a list containing categorized descriptions of all writing in the
4 custody of the agency which said agency considers non-public and non-
5 disclosable as prescribed in §10108 of this Chapter, and submit the list to
6 the Speaker of *I Liheslaturan Guåhan* for approval by *I Liheslaturan*
7 *Guåhan*. The list for each agency shall be referred by the Rules
8 Committee to the appropriate oversight committees, which shall hold a
9 public hearing on each list before the list is put on *I Liheslaturan Guåhan’s*
10 session agenda for approval. Such approved list shall be used as a
11 guide for determination of non-disclosable records by agency
12 employees, and may be amended by *I Liheslaturan Guåhan* at any time.
13 All documents not included on this list shall be considered public
14 writings. *If no such list is promulgated by the agency within sixty (60)*
15 *days, all documents and records shall be public, unless non-public and*
16 *non-disclosable pursuant to §10108. If a list is not approved by I*
17 *Liheslaturan Guåhan by November 30, 1999, it shall be deemed approved*
18 *on December 1, 1999.”*

19 **Section 13. Historic Resources Division; Removal and**
20 **Restoration of. (a) Legislative Findings and Intent.** *I Liheslaturan*
21 *Guåhan* finds that in order that Federal funds, programs, and rules and
22 regulations of the Historic Resources Division are *not* jeopardized, all
23 sections of Public Law Number 25-69 mandating the transfer of
24 personnel, the duties and responsibilities, and the funds for personnel

1 and operations of the Historic Resources Division, including, but not
2 limited to all land, real property, buildings, and their attachments,
3 equipment, supplies, materials and other assets, both tangible and
4 intangible, to the newly created Department of Chamorro Affairs, Public
5 Law Number 25-69, must be repealed.

6 It is the intent of *I Liheslaturan Guåhan* to restore the Historic
7 Resources Division back to the Department of Parks and Recreation, and
8 it is further the intent of *I Liheslaturan Guåhan* to have *I Maga'lahen*
9 *Guåhan*, or designee, along with the Director for the Department of
10 Parks and Recreation, implement such restoration immediately upon the
11 enactment of this Act.

12 (b) Public Law Number 21-07 is hereby *repealed*, effective on
13 October 1, 1999.

14 (c) Sections 8, 9, 10 and 11 of Public Law Number 25-69 are
15 hereby *repealed*.

16 (d) Section 15(e) of Public Law Number 25-69 is hereby *repealed*
17 *and reenacted* to read as follows:

18 "(e) All land, real property, buildings, and their
19 attachments, equipment, materials, and other assets, both tangible
20 and intangible, of the following instrumentalities: the Chamorro
21 Language Commission, the Guam Museum, the Guam
22 Preservation Trust, the Chamorro Heritage Foundation and the
23 Guam Public Library, deemed transferable consistent with §1 of
24 this Act for the Corporation's purposes, shall be transferred to the
25 Corporation no later than October 1, 1999. The Corporation shall

1 execute the appropriate documentation to effect the transfer; and
2 real estate and buildings shall be deeded to the Corporation, or
3 leased by the government of Guam to the Corporation for a term
4 of not less than ninety-nine (99) years."

5 (e) Sections 87139(a), (b), (c), (d), (e) and (g) of Division 8, Part 3
6 of Title 5 of the Guam Code Annotated, as enacted by Public Law
7 Number 25-69, are hereby *repealed*.

8 (f) Section 87104(y) of Division 8, Part 3 of Title 5 of the Guam
9 Code Annotated, as enacted by Public Law Number 25-69, is hereby
10 *repealed*.

11 (g) Sections 87142, 87143, 87144, 87145, 87146, 87147, 87148,
12 87149, 87150 of Division 8, Part 3 of Title 5 of the Guam Code
13 Annotated, as enacted by Public Law Number 25-69 are hereby *repealed*.

14 (h) Any other provisions of Public Law Number 25-69 which
15 may conflict with the continuation of the Historic Resources Division at
16 the Department of Parks and Recreation are considered null and void.

17 **Section 14.** Notwithstanding any other provision of law,
18 management, board of directors and staff of the Guam Economic
19 Development Authority and the Guam Visitors Bureau are permitted to travel
20 off-Island, only for marketing and promotional programs. No other travel
21 activities are permitted.

22 **Section 15. Quality Time Program Established.** (a) There is
23 established within the government of Guam a voluntary program, to be
24 known as the "Quality Time" program, that shall allow full-time
25 government of Guam employees to elect to work Twenty (20) or Thirty

1 (30) hours a week at fifty percent (50%) of their full-time salary or
2 seventy-five percent (75%) of their full-time salary respectively, both
3 with full benefits, but service credit in accordance with §8114 of Article
4 1, Chapter 8 of Title 4 of the Guam Code Annotated.

5 (b) Any full-time employee who voluntarily chooses to opt into
6 the "Quality Time" program shall submit an application to opt into the
7 program to the Director of the employee's department, agency or entity
8 certifying that the employee's opting into the program is completely
9 voluntary and without pressure from any supervisor. Upon approval
10 by the Director of the department, agency or entity, the Director shall
11 forward the approved application to the Department of Administration
12 for processing.

13 (c) No full-time employee who opts to work twenty (20) or
14 thirty (30) hours a week at fifty percent (50%) of their full-time salary or
15 seventy-five percent (75%) of their full-time salary shall, as a result of
16 opting into the program, lose any benefits the employee received before
17 opting into the program. The employee's accrualment of years of service
18 for the purposes of retirement shall be in accordance with §8114 of
19 Article 1, Chapter 8 of Title 4 of the Guam Code Annotated.

20 **Section 16. TGI Thursday Program Established.** (a) There is
21 established within the government of Guam a voluntary thirty-two (32)
22 hour work week program, to be known as the "*TGI Thursday*" program.

23 (b) Any full-time employee who voluntarily chooses to opt into
24 the "*TGI Thursday*" program shall submit an application to opt into the
25 program to the Director of the employee's department, agency or entity

1 certifying that the employee's opting into the program is completely
2 voluntary and without pressure from any supervisor. The employee
3 shall also indicate which day of the week that person would like to take
4 off without pay. Upon approval by the Director of the department,
5 agency or entity, the Director shall forward the approved application to
6 the Department of Administration for processing.

7 (c) No full-time employee who opts to take one (1) extra day a
8 week off without pay shall, as a result of opting into the Program, lose
9 any benefits the employee received before opting into the Program.
10 Opting into the Program shall *not* affect the employee's accrualment of
11 years of service for the purposes of retirement.

12 **Section 17. Voluntary Separation with Compensation.**

13 Notwithstanding any other provision of law, and for a period beginning
14 October 1, 1999 and ending November 30, 1999, any classified employee of the
15 government who voluntarily separates from government service and who is
16 *not* eligible for retirement shall receive a one (1) time lump-sum payment
17 equal to fifty percent (50%) of that employee's gross salary at the time of
18 separation, with the following provisions:

19 (1) that the hiring authority or the director of the agency or
20 department in which the employee works shall consent to such
21 separation in writing; *and*

22 (2) that the employee shall voluntarily stipulate that the
23 employee shall *not* be eligible for re-employment in any other position
24 in the government of Guam, inclusive of personal service contracts, for a
25 period of no less than three (3) years following the date of separation.

1 Upon approval of the director of the agency or department in which the
2 employee wishing to voluntarily separate is assigned, an application for such
3 voluntary separation shall be forwarded to the Director of Administration,
4 who shall then process such separation and award such compensation to the
5 employee who is voluntarily separating, as is detailed in this Section.

6 An employee shall qualify under this Section *only* if one (1) of the
7 following is met:

8 (a) the employee must have been on paid work status for a
9 minimum of eighty (80) hours, or one (1) pay period in the three (3)
10 months immediately preceding enactment of this Act; *or*

11 (b) the employee must have been on a combination of paid
12 work status and/or paid annual and/or sick leave in the three (3)
13 months immediately preceding enactment of this Act.

14 An employee who has a termination appeal pending before the Civil
15 Service Commission must prevail in the appeal ruling in order to qualify
16 under this Section.

17 **Section 18. Authority to Borrow.** *I Maga'lahaen Guåhan* is
18 authorized to borrow *no more than* Twenty Million Dollars (\$20,000,000) with
19 banks or other lending institutions licensed to do business on Guam, for a
20 term of no more than twenty (20) years in order to fulfill the purposes of §18
21 of this Chapter. Such loan shall be used exclusively for the purposes of
22 funding the voluntary separation payments authorized by §18 of this Act.
23 Such loan is to be secured by the General Fund. All terms of the loan shall be
24 negotiated by *I Maga'lahaen Guåhan* in the best interests of the people of Guam.

1 The loan shall be upon such terms and conditions as established by an
2 agreement, and such other documents and instruments as are executed by *I*
3 *Maga'lalen Guahan* containing such terms as are consistent with this Section. *I*
4 *Maga'lalen Guahan*, on behalf of the government of Guam, is authorized to
5 guaranty the loan and to grant the pledge of §30 revenues or the General
6 Fund, as provided below, as security for repayment of the loan.

7 (1) The loan shall be for such term, not to be less than ten (10)
8 years. The rate of interest upon the loan shall be as negotiated between
9 the lender and *I Maga'lalen Guahan*.

10 (2) Interest shall be computed upon the declining balance of
11 principal outstanding from time to time upon the loan.

12 (3) The lender for making the loan may levy prepaid charges.
13 The lender may charge and be paid either from the loan funds or other
14 funds of the government of Guam its expenses incurred in making the
15 loan, including legal fees, recording, title insurance and appraisal fees,
16 and like expenses.

17 (4) Interest earned by the lender shall be exempt from taxation
18 by the government of Guam, including without limitation taxation
19 under the Guam Gross Receipts Tax and Guam Territorial Income Tax.

20 (5) The loan may be secured by:

21 (i) pledge of §30 revenues or the General Fund;

22 (ii) a guaranty of the government of Guam; or

23 (iii) pledge of all or any part of the revenues derived by the
24 government of Guam under §30 of the Organic Act. Any such
25 pledge shall be made by a certificate of approval by *I Maga'lalen*

1 *Guahân* authorizing the pledge and the terms and conditions
2 thereof. Any such pledge shall be valid and binding from the time
3 the pledge is made, *subject* to prior pledges upon such revenues.
4 The revenues pledged and thereafter received by the government
5 of Guam or by any trustee appointed pursuant hereto shall upon
6 receipt immediately be subject to the lien of the pledge without
7 any physical delivery thereof or further act, and the lien of such
8 pledge shall be valid and binding against the government of
9 Guam irrespective of whether the parties have notice thereof. *I*
10 *Maga'lalen Guåhan* may also pledge as a source of repayment for
11 any such loan the balance remaining from the Government's
12 employer contribution to the Retirement Fund after payment for
13 the normal costs, the un-funded accrued liability cost and the
14 repayment of supplemental annuity benefits and COLA, as
15 provided in §§2-9 of this Chapter, subject to legislative approval.

16 **Section 19.** Notwithstanding any other provision of law, should a
17 vacancy occur for whatever reason in any position funded by appropriations
18 in this Act, such appropriation or portion of an appropriation that directly and
19 specifically funds such position is *automatically* de-appropriated and is re-
20 appropriated to the Rainy Day Fund.

21 No funds shall be expended for any position filled subsequent to this
22 Act, *except* for such exceptions detailed in §11 of Chapter V of this Act.

23 **Section 20. Government-Wide Reorganization.** Beginning
24 seven (7) days after the effective date of this Act, a process of government-

1 wide reorganization shall commence. At a minimum, this process shall
2 accomplish the following:

3 1. reduction in the number of government agencies and
4 departments comprising the government of Guam by *no less than* fifty
5 percent (50%);

6 2. consolidation of agencies and departments, or programs and
7 activities contained therein, of similar function;

8 3. consolidation of agencies and departments, or programs and
9 activities contained therein, which serve similar clientele;

10 4. reduction in personnel requirements across the government
11 of Guam;

12 5. reduction in costs associated with the government of Guam;
13 *and*

14 6. increase in the efficiency and effectiveness of services
15 delivered by the government of Guam.

16 The Committee on Rules, Government Reform, Reorganization and
17 Federal Affairs of *I Liheslaturan Guåhan* shall begin a series of roundtable
18 panels no more than seven (7) days after the effective date of this Act to
19 facilitate the purposes of this Section, in cooperation with the Administration
20 and the Executive Branch, in full recognition of the need for comity and
21 dialogue in the process of reorganizing the government of Guam. *I*
22 *Maga'lahaen Guåhan* shall select such individuals and representatives of the
23 Administration as he wishes to participate in these roundtables, which shall
24 also be open to members of the public, who may also wish to make
25 contribution to the specific topics of discussion and work in any given session

1 of the roundtable. The duration and frequency of the roundtables shall be
2 such that within sixty (60) days of the effective date of this Act, a single
3 comprehensive piece of legislation is completed that accomplishes the
4 reorganizational purposes detailed in this Section. Such legislation shall be
5 placed in second reading and debated on the floor of *I Liheslaturan Guåhan*
6 during a Session to be called during the month of December 1999.

7 In simultaneous recognition of the complexities and potentially
8 disruptive aspects of large-scale reorganization, as well as the overwhelming
9 fiscal pressure that bears down upon the government of Guam, such
10 legislation detailed herein must contain a reasonable timeline for transition
11 and implementation that takes into account the need to minimize disruption,
12 while maintaining sufficient haste to reap the benefits of reduced costs and
13 increased efficiency in these difficult times.

14 The legislation detailed in this Section must also include specific
15 performance standards for all consolidated and reorganized programs,
16 activities, departments or agencies. Such standards, as well as the
17 reorganized design, shall be used to establish new funding levels for each
18 reorganized or re-designed entity that shall be adopted for the balance of
19 Fiscal Year 2000 by no later than January 01, 2000.

20 **Section 21. Early Retirement Incentive.** Notwithstanding
21 any other provision of law or terms and conditions set by the Board of
22 Trustees of the Government of Guam Retirement Fund pursuant to §8130 of
23 Title 4 of the Guam Code Annotated, and for a period between the effective
24 date of this Act and December 1, 1999, any active member of the Government

1 of Guam Retirement Fund who has a minimum of twenty (20) years of
2 creditable service may retire and receive the following additional benefits:

3 1. **Up to Five (5) Years of Additional Creditable Service Upon**
4 **Application.** The member wishing to retire shall pay for the
5 additional employee's contribution to the Retirement Fund required for
6 such additional service by paying in full such contributions by the time
7 of retirement, or by executing a promissory note with the Retirement
8 Fund for the full payment of the amount of such contributions. The
9 term of any such promissory note shall *not* exceed fifteen (15) years at an
10 interest rate of eight percent (8%) per annum. The Retirement Fund
11 shall allow those electing to execute promissory notes to have payments
12 deducted from each annuitant's semi-monthly check to be used to pay
13 the Retirement Fund Promissory Note. *If* for some unforeseen reason,
14 the deductions authorized for repayment of the promissory note should
15 cease, then the payment of the annuity benefits that arise from the
16 provisions of Subsection 1 of this Section shall likewise cease.

17 *Except* in the case of the death of the retiree, the Retirement Fund
18 is authorized to place a "Request for Proposal" for group life insurance
19 to cover the unpaid balance of the promissory note. The premium for
20 this group life insurance shall be paid by the Retirement Fund. Such
21 premium contribution by the Fund shall *not* exceed the premium
22 amount currently paid by the government for the basic life insurance
23 under the government of Guam group life plan. If there is a difference
24 between the premium amount maximum that the retirement can pay
25 versus the total premium, that difference shall be paid by the retiree.

1 2. The member retiring, notwithstanding any other provision
2 of law, shall suffer no penalty or diminishing of the amount of annuity
3 to be received on account of the age of the member retiring upon the
4 date of retirement.

5 *I Liheslaturan Guåhan* recognizes the responsibility of the General Fund
6 to reimburse the Retirement Fund for the additional costs directly associated
7 with the granting of additional creditable service to members retiring under
8 the provisions of this Section, with respect to those costs directly associated
9 with what would be both the employer's and employee's contributions for
10 additional years of service credited. Of the current billing rate of 18.6% of
11 gross payroll for active members of the Retirement Fund, 17.48% shall be
12 allocated to payment of the bi-weekly employer's contribution of active
13 employees and to the repayment of supplemental annuity benefits and COLA,
14 as provided in §§2-9 of this Chapter. The remaining 1.12% shall be applied to
15 pay for the employer's contributions for those members electing to retire
16 under the provisions of this Section.

17 As the percentage amount set aside for the payment of the government's
18 share of: (a) the normal cost; (b) the un-funded accrued liability cost; *and* (c)
19 the repayment of supplemental annuity benefits and COLA, as provided in
20 §§2-9 of this Chapter decreases annually, the balance made available will be
21 applied to the payment of employer's contributions for persons electing to
22 retire pursuant to the provisions of this Section. The members of the
23 Retirement Fund Board of Trustees are indemnified against any personal
24 liability in any matter relative to the implementation of this Section. The
25 Board of Trustees of the government of Guam Retirement Fund shall

1 implement the provisions of this Section immediately upon the effective date
2 of this Act, notwithstanding any other provision of law. In the event that it is
3 required to implement this Section, *I Maga'lahaen Guahan* is authorized to
4 borrow no more than Twenty Million Dollars (\$20,000,000) with banks or
5 other lending institutions licensed to do business on Guam, for a term of no
6 more than twenty (20) years in order to fulfill the purposes of §21 of this
7 Chapter. Such loan shall be used exclusively for the purposes of funding the
8 voluntary separation payments authorized by §21 of this Act. Such loan is to
9 be secured by the General Fund. All terms of the loan shall be negotiated by *I*
10 *Maga'lahaen Guahan* in the best interests of the people of Guam.

11 The loan shall be upon such terms and conditions as established by an
12 agreement, and such other documents and instruments as are executed by *I*
13 *Maga'lahaen Guahan* containing such terms as are consistent with this Section. *I*
14 *Maga'lahaen Guahan*, on behalf of the government of Guam, is authorized to
15 guaranty the loan and to grant the pledge of §30 revenues or the General
16 Fund, as provided below, as security for repayment of the loan.

17 (1) The loan shall be for such term, *not* to be more than twenty
18 (20) years. The rate of interest upon the loan shall be as negotiated
19 between the lender and *I Maga'lahaen Guahan*.

20 (2) Interest shall be computed upon the declining balance of
21 principal outstanding from time to time upon the loan.

22 (3) The lender for making the loan may levy prepaid charges.
23 The lender may charge and be paid either from the loan funds, or other
24 funds of the government of Guam, its expenses incurred in making the

1 loan, including legal fees, recording, title insurance and appraisal fees,
2 and like expenses.

3 (4) Interest earned by the lender shall be exempt from taxation
4 by the government of Guam, including without limitation taxation
5 under the Guam Gross Receipts Tax and Guam Territorial Income Tax.

6 (5) The loan may be secured by:

7 (i) pledge of §30 revenues or the General Fund;

8 (ii) a guaranty of the government of Guam; *or*

9 (iii) pledge of all or any part of the revenues derived by the
10 government of Guam under §30 of the Organic Act. Any such
11 pledge shall be made by a certificate of approval by *I Maga'lahaen*
12 *Guahân* authorizing the pledge and the terms and conditions
13 thereof. Any such pledge shall be valid and binding from the time
14 the pledge is made, *subject* to prior pledges upon such revenues.
15 The revenues pledged and thereafter received by the government
16 of Guam, or by any trustee appointed pursuant hereto, shall upon
17 receipt immediately be subject to the lien of the pledge without
18 any physical delivery thereof or further act, and the lien of such
19 pledge shall be valid and binding against the government of
20 Guam, irrespective of whether the parties have notice thereof.

21 *I Magalahen Guahân* may also pledge as a source of
22 repayment for any such loan the balance remaining from the
23 government's employer contribution to the Retirement Fund after
24 payment for the normal costs, the un-funded accrued liability cost

1 and the repayment of supplemental annuity benefits and COLA,
2 as provided in §§2-9 of this Chapter, *subject* to legislative approval.

3 Should an annuitant who retires under the provisions of this Section
4 choose to seek reemployment with the government of Guam, inclusive of
5 personal services contracts, for a period of up to five (5) years from the date of
6 retirement, the creditable service described in Subsection 1 will be forfeited
7 and all employee contributions described in Subsection 1 of §21 shall be
8 remitted to the member with interest earned at four percent (4%) per annum.
9 Upon reentering the government of Guam, the member shall be reinstated
10 into the Defined Benefit Plan.

11 **Section 22. Transfer of Employees.** Notwithstanding any
12 other provision of law, and recognizing that the provisions of this Act may
13 cause shortages of personnel in certain areas of the government, and in order
14 to facilitate the reorganization of the government, *I Maga'lahañ Guåhan* is
15 authorized to transfer employees within or between any department or
16 agency of the government of Guam, *except* that:

- 17 1. the provisions of this Section shall *not* apply to any employee of
18 the Legislative or Judicial Branches of government; *and*
19 2. the transfer of an employee shall *not* result in a loss of pay or
20 salary.

21 **Section 23.** Section 22903 of Article 9, Chapter 22 of Title 5 of the
22 Guam Code Annotated is hereby *repealed and reenacted* to read as follows:

23 "Section 22903. The Rainy Day Fund shall be expended by
24 appropriation by law for the purpose of eliminating or reducing any

1 General Fund deficit or shortfall existing at the end or during each fiscal
2 year substantially resulting from an unexpected, substantial decline in
3 revenues received or due to the General Fund caused by a Guam
4 emergency. No monies can be transferred from the Rainy Day Fund by
5 *I Maga'lahaen Guåhan* pursuant to any of his transfer authority."

6 **Section 24.** Section 22904 of Article 9, Chapter 22 of Title 5 of the
7 Guam Code Annotated is hereby *repealed and reenacted* to read as follows:

8 "Section 22904. Continuous Appropriation. (a) In
9 addition to special appropriations, there is hereby continuously
10 appropriated to the Rainy Day Fund:

11 (1) the unencumbered balance of the General Fund
12 at the close of business on the last day of each fiscal year,
13 commencing on September 30, 2000, excluding any \$30
14 advance payment; *and*

15 (2) funds, or any portion of the funds, equal to the
16 amount appropriated for any position for a biweekly pay
17 period that is *not* paid out because the position is
18 unoccupied or is filled at less than the approved funding
19 level during any portion of that biweekly pay period. Such
20 funds shall be transferred to the Rainy Day Fund *before* the
21 end of the next biweekly pay period. These funds shall
22 include:

23 (i) salaries and wages payable to persons
24 employed by the government;

1 (ii) the government's contributions to the
2 Government of Guam Retirement Fund, and the
3 employer's contribution under the Federal Insurance
4 Contribution Act; and

5 (iii) The government's contribution for health,
6 dental and life insurance plans."

7 (b) In case a position is partially funded by Federal funds,
8 only the portion funded by local funds shall be transferred to the
9 Rainy Day Fund.

10 (c) At the end or during each fiscal year, *I Liheslaturan*
11 *Guåhan* shall appropriate the amounts in the Fund to reduce or
12 eliminate any General Fund deficit or shortfall existing at the end
13 or during each fiscal year.

14 (d) As used in this Section:

15 (1) 'Position' means the equivalent of one (1)
16 permanent position authorized to be filled for two thousand
17 eighty (2,080) hours during any given fiscal period.

18 (2) 'Federal Funds' means payments by the United
19 States Government to the territorial government, or
20 territorial agencies, for specific purposes, or in lieu of taxes,
21 including grants, reimbursements and payments made in
22 accordance with contracts, but does *not* include payments
23 pursuant to §30 of the Organic Act of Guam."

24 Section 25. Section 22906 of Article 9, Chapter 22 of Title 5 of
25 Guam Code Annotated is hereby *repealed and reenacted* to read as follows:

1 **"Section 22906. Investment.** The Director of Administration
2 shall invest the Rainy Day Fund in any type of investment approved for
3 the Retirement Fund. All proceeds and income from investments of the
4 Rainy Day Fund shall be deposited in the Rainy Day Fund."

5 **Section 26.** Section 7 of Public Law Number 25-71 is hereby
6 *repealed.*

7 **Section 27. (a) Legislative Statement.** *I Liheslaturan Guåhan*
8 finds that in the aftermath of the crash of KAL Flight 801, the
9 devastation of Guam due to Super Typhoon Paka and the Asian
10 economic crisis, government of Guam revenues are down and are
11 projected to continue decreasing in the years ahead.

12 *I Liheslaturan Guåhan* further finds there are many government of
13 Guam employees who are financially able and personally willing to take
14 unpaid leave in order to extend vacations, spend more time with
15 families, work around the house, handle personal emergencies and
16 volunteer their time to community projects.

17 *I Liheslaturan Guåhan* further finds that during these times of
18 slower economic activity, many government of Guam agencies can
19 afford to consolidate labor responsibilities among their labor forces in
20 order to reduce labor costs without having to lay off employees. In
21 order to reduce the effects of Guam's slowing economy on the People of
22 Guam, *I Mina'Bente Singko Na Liheslaturan Guåhan* seeks to reduce labor
23 expenses to the government by allowing government of Guam
24 employees the right to take voluntary leave without pay for a period of
25 five (5) consecutive days per year.

1 Notwithstanding any other provision of law, *unless* otherwise specified in this
2 Act or subsequent legislation:

3 **(a) General Fund, Reversion.** All unexpended or
4 unencumbered appropriations made from the General Fund pursuant to
5 this Act for Fiscal Year 2000 shall *revert* to the General Fund on the last
6 day of that fiscal year; *and*

7 **(b) Tourist Attraction Fund, Reversion.** All unexpended or
8 unencumbered appropriations made in this Act for Fiscal Year 2000
9 from the Tourist Attraction Fund shall revert to the Tourist Attraction
10 Fund on the last day of that fiscal year.

11 **Section 3 Carryover of Local and Federal Matching Program Fund.**
12 The Local and Federal Matching Funds for programs whose expiration dates
13 extend beyond September 30, 2000 are hereby authorized to be carried over
14 and expended through the period of the grant award.

15 **Section 4. Authorization to Expend Federal Funds.**

16 Notwithstanding any other provision of law, Departments are authorized to
17 expend funds appropriated in this Act for matching requirements of new
18 Federal programs.

19 **Section 5. Medically Indigent Program Funds.** All appropriations
20 made to the Medically Indigent Program of the Department of Public Health
21 and Social Services shall remain available until expended.

22 **Section 6. Transfer Authority.** *I Maga'lahaen Guahan* is authorized to
23 transfer *not more than* ten percent (10%) in or out of object categories within a
24 department or agency of the Executive Branch, *except* for Personnel Services

1 and Utilities object categories, which have the following restrictions: no
2 transfers whatsoever shall be made from the Personnel Services category;
3 transfers *into* the Utilities category, pursuant to this Section, are permitted;
4 transfers *out* are prohibited. *I Maga'lahaen Guahan* shall report to *I Liheslaturan*
5 *Guahan* within twenty (20) days of the end of the month all transfers pursuant
6 to this Section, and as provided in this Act.

7 The Chief Justice and the Presiding Judge of the Supreme and Superior
8 Courts, respectively, are authorized to transfer not more than ten percent
9 (10%) in or out of object categories within their jurisdictions, *except* for
10 Personnel Services and Utilities object categories, which have the following
11 restrictions: no transfers whatsoever shall be made from the Personnel
12 Services category; transfers into the Utilities category, pursuant to this Section,
13 are permitted; and transfers out are prohibited. The Chief Justice and the
14 Presiding Judge of the Supreme and Superior Courts, respectively, shall
15 report to *I Liheslaturan Guahan* within twenty (20) days of the end of the month
16 all transfers pursuant to this Section.

17 **Section 7. Special Fund Transfer.** Notwithstanding any other
18 provision of law, the Department of Administration is authorized to transfer
19 to the General Fund from any Special Fund, Trust Fund and Revolving Fund
20 to supplement the cash obligations of the General Fund, *except* that such
21 authority shall *not* extend to any of the following:

22 (a) funds under the purview and administered by *I Liheslaturan*
23 *Guahan*, the Superior Court of Guam, the Supreme Court of Guam or the
24 Public Defender Service Corporation; *and*

1 (b) the Tourist Attraction Fund; the Custom Application of
2 Pesticides Fund; the Water Research and Development Fund; the Solid
3 Waste Management Fund; the Litter Control Revolving Fund; the Guam
4 Environmental Trust Fund; the Air Pollution Control Special Fund; the
5 Hazardous Substances Emergency Response and Remedial Action
6 Fund; the Guam Wildlife Conservation Fund; the Guam Highway Fund;
7 the Village Streets Fund; the Pari-Mutuel Fund; the Manpower
8 Development Fund; the School Operations Fund; the Territorial
9 Education Facilities Fund; the Junior Reserve Officers Training Corp
10 Fund; the Summer School Fund; the Dededo Buffer Strip Revolving
11 Fund; the Student Activity Funds in the Department of Education; the
12 Land Survey Revolving Fund; the Chamorro Land Trust Fund; the *Tiyan*
13 Fund; the *Komitea Para Tiyan* Fund; *and* the Solid Waste Operations Fund
14 and the Customs Inspection Service Change Fund.

15 **Section 8. Prohibition Against Payment for Cellular Phone Services**
16 **With Government Funds.** Notwithstanding any other provision of law, and
17 upon the effective date of this Act, no government of Guam funds shall be
18 expended for the purpose of cellular telephones, cellular telephone service or
19 cellular telephone air time. This Section shall apply to the expenditure of any
20 or all government of Guam funds, regardless of source and inclusive of all
21 funds utilized by autonomous agencies. This Section shall *not* apply to *I*
22 *Maga'lahaen Guåhan, I Segundo Maga'lahaen Guåhan*, the Chief Justice of the
23 Guam Supreme Court and the Presiding Judge of the Superior Court of
24 Guam.

1 **Section 9. Prohibition Against the Lease and Use of**
2 **Government Vehicles by Directors and Deputy Directors of the**
3 **Government of Guam.** Notwithstanding any other provision of law, and
4 upon the effective date of this Act, no government of Guam funds shall be
5 expended for the lease of any vehicle which purpose is the transportation of
6 any Director or Deputy Director, regardless of specific title or designation, of
7 any agency, department, autonomous agency or instrumentality of the
8 government of Guam. This Section shall *not* apply to *I Maga'lahen Guåhan, I*
9 *Segundo Maga'lahen Guåhan*, the Speaker of *I Liheslaturan Guåhan*, the Chief
10 Justice of the Guam Supreme Court and the Presiding Judge of the Superior
11 Court of Guam.

12 This Section shall apply to the expenditure of any or all government of
13 Guam funds, regardless of source and inclusive of all funds utilized by
14 autonomous agencies.

15 **Section 10. Prohibition Against the Use of Twenty Four (24)**
16 **Hour Vehicles.** Notwithstanding any other provision of law, and upon the
17 effective date of this Act, no government vehicle shall be used by any
18 government employee, contract employee or other person, *except* during such
19 time that the person is on official duty. This Section shall *not* apply to *I*
20 *Maga'lahen Guåhan, I Segundo Maga'lahen Guåhan*, the Speaker of *I Liheslaturan*
21 *Guåhan*, the Chief Justice of the Guam Supreme Court and the Presiding Judge
22 of the Superior Court of Guam.

23 **Section 11. Prohibition on Temporary or Limited-Term**
24 **Appointments.** Notwithstanding any other provision of law to the contrary,

1 all temporary and limited-term appointments shall *not* be renewed, and new
2 appointments are hereby prohibited in Fiscal Year 2000. Teacher positions,
3 and guidance and health counselors, within the Department of Education and
4 personnel employed by the University of Guam under the Chamorro
5 Teaching Degree Institute, and employment survey workers in the
6 Department of Labor, and census survey workers of the Department of
7 Commerce, are *exempted* from this prohibition. This Section shall *not* apply to
8 positions which are fully Federally funded.

9 **Section 12.** Notwithstanding any other provisions of law to the
10 contrary, no funds shall be expended for any position filled subsequent to this
11 Act, *except* for such exceptions noted in §11 of this Chapter, as well as a
12 director or deputy director of an agency or department of the government of
13 Guam.

14 **Section 13. Solid Waste Operations Fund.**
15 Notwithstanding any other provision of law, any allocations and
16 expenditures of Funds from the Solid Waste Operations Fund shall be
17 subject to approval and appropriation by *I Liheslaturan Guåhan*.

18 **Section 14. Guam Highway Fund.** Section 18 of Chapter V of
19 Public Law Number 25-03 is hereby *repealed* in its entirety.

20 **Section 15. Village Street Fund.** Beginning on October 1, 1999,
21 the Village Street Fund shall be subject to approval and appropriation by *I*
22 *Liheslaturan Guåhan*.

23 **Section 16. Reemployment of Retired Workers.** (a) To the
24 extent that Public Law allows the reemployment of nurses and teachers

1 who retired from government service under the Government of Guam
2 Retirement Fund, such employment shall be at entry level "Step 1" of the
3 position to be filled.

4 (b) Any retired government of Guam employee who is hired as
5 provided for in Item (a) of this Section above "Step 1," such employee
6 shall forfeit the retirement annuity during the duration of such
7 employment.

8 **Section 17. No New Pedro "Doc" Sanchez Scholarship or**
9 **Doctoral Fellowship Awards for Fiscal Year 2000.** Notwithstanding any
10 other provision of law, there shall be no new awards of Pedro "Doc" Sanchez
11 Scholarships or Doctoral Fellowships during Fiscal Year 2000. No Pedro
12 "Doc" Sanchez Scholarships shall be awarded for the graduate studies for
13 students graduating from a baccalaureate program during Fiscal Year 2000.

14 **Section 18.** *If a person already working for the government of*
15 *Guam, with a "GG-1" active as of the 27th of September, 1999, has been*
16 *inadvertently left out of the staffing patterns referenced in Chapter II of this*
17 *Act, I Maga'lahaen Guåhan shall transmit a letter to the Speaker of I Liheslaturan*
18 *Guåhan listing such persons by position within seven (7) days of the*
19 *enactment of this Act. I Liheslaturan Guåhan shall then convene a Session to*
20 *review the additional information and make such adjustments as are justified*
21 *within seven (7) days of the transmittal.*

22 **Section 19.** Notwithstanding the provisions of §25 of Chapter III,
23 §19 of Chapter IV, §12 of Chapter V and other provisions of this Act, I

1 *Lihe slaturan Guåhan* shall have ten (10) working days to complete the
2 processing of new LC-1's and LC-2's for Fiscal Year 2000.

3 **Section 20. FY1999 Salary Accrual.** The five (5) days from
4 September 26, 1999 to September 30, 1999, *inclusive*, of the pay period ending
5 October 9, 1999, shall be charged to the Personal Reserve Fund created by this
6 Act, as an expense for Fiscal Year 2000.

7 **Section 21. Severability.** *If* any provision of this Act or its
8 application to any person or circumstances is held invalid, the invalidity shall
9 *not* affect other provisions or applications of this Act which can be given effect
10 without the invalid provision or application, and to this end the provisions of
11 this Act are severable.



MINA' BENTE SINGKO NA LIHESLATURAN GUÅHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910
1999 (FIRST) Regular Session

I, Antonio R. Unpingco, Speaker of *I Mina'Bente Singko Na Liheslaturan Guåhan*, hereby certify, in conformance with §2103 of Chapter 2 of Title 2 of the Guam Code Annotated, as amended by P.L. No. 25-22, *Public Hearings Mandatory*, that an emergency condition exists involving danger to the public health, safety and welfare, and therefore waive the statutory requirements for a public hearing on Bill Number 322 (COR), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2000 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," which was submitted to *I Liheslaturan Guåhan* on September 24, 1999 by request of *I Maga'lahren Guåhan* in accordance with the Organic Act of Guam and therefore waive the statutory requirements for a public hearing on Bill Number 322 (COR).

Dated: September 28, 1999



ANTONIO R. UNPINGCO
Speaker



MINA' BENTE SINGKO NA LIHESLATURAN GUAHAN
TWENTY-FIFTH GUAM LEGISLATURE
155 Hesler Street, Hagåtña, Guam 96910

September 30, 1999


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

Dear *Maga'lahi* Gutierrez:

Transmitted herewith is Substitute Bill No. 322 (COR) which was passed by *I MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN* on September 30, 1999.

Rec'd by: *Port Henry C. Flores*
3:30 AM, 9/30/99

Sincerely,


JOANNE M.S. BROWN
Legislative Secretary

Enclosures

I MINA BENTE SINGKO NA LIHESLATURAN GUAHAN

1999 (FIRST) Regular Session

Date: 9/30/99
a.m. (after 9/29/99) into 9/30/99

VOTING SHEET

5 Bill-No. 322
Resolution No. _____
Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
AGUON, Frank B., Jr.	✓				
BERMUDES, Eulogio C. 11		✓			
BLAZ, Anthony C.		✓			
BROWN, Joanne M.S.	✓				
CALVO, Eduardo B.	✓				
CAMACHO, Marcel G.	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
LAMORENA, Alberto C., V	✓				
LEON GUERRERO, Carlotta A.	✓				
MOYLAN, Kaleo Scott	✓				
PANGELINAN, Vicente C.		✓			
SALAS, John C. 1	✓				
SANCHEZ, Simon A., II	✓				
TUNPINGCO, Antonio R.	✓				

TOTAL 12 3 0 0 0

CERTIFIED TRUE AND CORRECT:

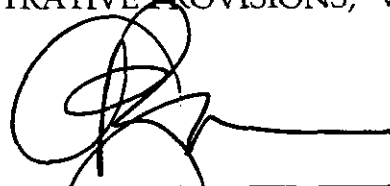
Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

MINA BENTE SINGKO NA LIHESLATURAN GUAHAN
1999 (FIRST) Regular Session

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

This is to certify that Substitute Bill No. 322 (COR) "AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2000, TO MAKE OTHER APPROPRIATIONS, AND TO ESTABLISH MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," was on the 30th day of September 1999, duly and regularly passed.



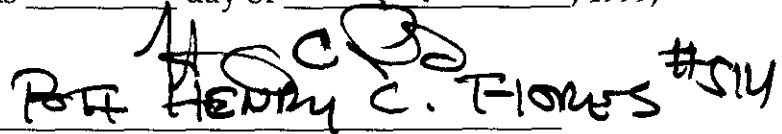
ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahen Guahan* this 30TH day of SEPTEMBER, 1999,
at 3:30 o'clock A.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahen Guahan

Date: _____

Public Law No. _____

**MINA'BENTE SINGKO NA LIHESLATURAN GUÅHAN
1999 (FIRST) Regular Session**

Bill No. 322 (COR)

As substituted and amended
in the Committee of the Whole.

Introduced by:

Committee on Rules,
Government
Reform, Reorganization and
Federal Affairs
by request of *I Maga'laha*
Guåhan in accordance with the
Organic Act of Guam
Mark Forbes
F. B. Aguon, Jr.
E. C. Bermudes
A. C. Blaz
J. M.S. Brown
E. B. Calvo
M. G. Camacho
L. F. Kasperbauer
A. C. Lamorena, V
C. A. Leon Guerrero
K. S. Moylan
V. C. Pangelinan
J. C. Salas
S. A. Sanchez, II
A. R. Unpingco

**AN ACT TO APPROPRIATE FUNDS FOR THE
OPERATION OF THE EXECUTIVE BRANCH OF
THE GOVERNMENT OF GUAM FOR FISCAL
YEAR ENDING SEPTEMBER 30, 2000, TO MAKE
OTHER APPROPRIATIONS, AND TO ESTABLISH**

MISCELLANEOUS AND ADMINISTRATIVE
PROVISIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 CHAPTER I.

3 Section 1. Short Title. This Act shall be known as the "General
4 Appropriations Act of 2000." Except as otherwise provided by this Act, the
5 appropriations made by this Act shall be available to pay for obligations
6 incurred on or after October 1, 1999, but no later than September 30, 2000. In
7 the event any appropriation of this Act is found contrary to Federal law, all
8 portions *not* so found shall remain valid.

9 Section 2. Adoption of Estimated Revenues for Fiscal Year 2000.

10 The Special Accounting Service of the Guam Finance Commission has
11 estimated that the revenues for the General Fund in Fiscal Year 2000 are Four
12 Hundred Fifty Million Eight Hundred Sixty-seven Thousand Six Hundred
13 Thirty-three Dollars (\$450,867,633). Special Funds are expected to collect
14 Forty Million Six Hundred Sixty-three Thousand Dollars (\$40,663,000).
15 Federal Grants-in-Aid requiring local matching totals Twenty-two Million
16 Eight Hundred Nineteen Thousand Two Hundred Sixty Dollars (\$22,819,260).
17 *I Liheslaturan Guahân* hereby adopts this revenue estimate for the purpose of
18 making the various appropriations contained in this Act. These fund sources
19 are detailed in "**Attachment A.**"

20 Section 3. The following are continuing appropriations:

21 A. 1989 WATER SYSTEM REVENUE BOND

22 (P.L. No. 20-16, Infrastructure Improvements, §30

23 Pledged and Due FY2009 as Final Year) \$4,612,178

1 **B. 1993 AND 1995 GENERAL OBLIGATION BONDS 1/**

2 **1/ Requirement from the General Fund to cover**
3 **shortfall of payment for debt service from the**
4 **General Education Facility Fund.**

5 (P.L. No. 22-19, Capital Projects Pledged and Due
6 FY2018 as Final Year; and P.L. No. 23-14, Tax Refunds,
7 Supplemental Retirement Payments Pledged and
8 Due FY2005 as Final Year)

\$10,864,375

9 **GRAND TOTAL**

\$15,476,553

10 **Section 4.** Section 4120.1(n) of Title 5 of the Guam Code Annotated is
11 hereby *repealed and reenacted* to read as follows:

12 “(n) ‘Personnel Services’ includes:

13 (1) salaries and wages payable to persons employed by
14 the government;

15 (2) the government’s contributions to the Government of
16 Guam Retirement Fund and the employer’s contributions under
17 the Federal Insurance Contribution Act;

18 (3) the government’s contributions for Medicare, health,
19 dental and life insurance plans; *and*

20 (4) all other forms of compensation to include, but not
21 limited to, overtime pay, night differential pay, holiday pay and
22 hazardous/environmental pay.”

23 **Section 5.** Section 4120.1(i) of Title 5 of the Guam Code Annotated is
24 hereby *repealed*.

1
2 **CHAPTER II.**

3 **APPROPRIATIONS FOR PERSONNEL AND OPERATIONS.**

4 **Section 1. Personnel Appropriations.** Eighty-six Million Two
5 Hundred Forty Thousand Eight Hundred Seventy Dollars (\$86,240,870) is
6 appropriated for the personnel requirements as detailed in "**Attachment**
7 **B**" for the period beginning October 1, 1999 and ending December 31, 1999.
8 This sum is composed of Seventy-nine Million Three Hundred Six Thousand
9 Ten Dollars (\$79,306,010) from the General Fund; Four Million One Hundred
10 Six Thousand Six Hundred Sixty-four Dollars (\$4,106,664) from Special Funds;
11 and Two Million Eight Hundred Twenty-eight Thousand One Hundred
12 Ninety-six Dollars (\$2,828,196) from Federal Matching Grants-in-Aid. The
13 appropriation shall be expended as contained in "**Attachment B**," and
14 as further detailed in the right most column in the attached staffing patterns
15 for each department or agency.

16 **Section 2. Executive Branch Operating Expenses.** One Hundred
17 Twenty-two Million Nine Hundred Thirty-seven Thousand Six Hundred
18 Twenty-eight Dollars (\$122,937,628) is appropriated for operating expenses for
19 the Executive Branch for the fiscal year ending September 30, 2000. This sum
20 is composed of Ninety-four Million Five Hundred Five Thousand Six
21 Hundred Eighty-eight Dollars (\$94,505,688) from the General Fund, which
22 shall be expended as contained in "**Attachment C**"; Ten Million Five
23 Hundred Ninety-six Thousand Eight Hundred Fifty-six Dollars (\$10,596,856)
24 from Special Funds, which shall be expended as contained in
25 "**Attachment D**"; and Seventeen Million Eight Hundred Thirty-five

1 Thousand Eighty-two Dollars (\$17,835,082) from Federal Matching Grants-in-
2 Aid, which shall be expended as contained in "**Attachment E.**"

3 **Section 3. Personnel Reserve.** (a) There is hereby created,
4 separate and apart from other funds of the government of Guam, a fund
5 known as the "*Personnel Reserve Fund*" ("PRF"), subject to appropriation
6 by *I Liheslaturan Guåhan*.

7 (b) The sum of One Hundred Ninety Million Seven Hundred
8 Sixty-three Thousand Seven Hundred Sixty-eight Dollars (\$190,763,768)
9 is appropriated from the General Fund to the Personnel Reserve Fund.

10 (c) No funds may be expended from the Personnel Reserve
11 Fund without the specific appropriation authority of *I Liheslaturan*
12 *Guåhan*. The Personnel Reserve Fund shall *not* be subject to *I Maga'lahen*
13 *Guåhan's* Transfer Authority and no funds may be transferred into or
14 from the Personnel Reserve Fund.

15

16

CHAPTER III.

17

Miscellaneous Appropriations.

18

Section 1. Appropriation to the Department of Youth Affairs.

19 Four Hundred Thousand Dollars (\$400,000.00) is appropriated from the
20 General Fund to the Department of Youth Affairs ("DYA") for Sanctuary, Inc.
21 for their Fiscal Year 2000 operations. DYA shall make a report of the
22 expenditures of the funds of this appropriation to *I Maga'lahen Guåhan* and *I*
23 *Liheslaturan Guåhan* within sixty (60) days following the end of the fiscal year
24 covered herein.

1 **Section 2. Appropriations for Scholarships and Training Programs**
2 **for the University of Guam.** (a) Student Scholarship, Financial

3 Assistance and Program Administration. Two Million Five Hundred
4 Fifty-three Thousand Two Hundred Seventy Dollars (\$2,553,270) is
5 appropriated from the General Fund to the University of Guam to be
6 expended for the following student scholarships, financial assistance
7 programs and program administrations: Merit Awards, Student Loans,
8 Nurse Training Programs, Professional and Technical Awards, Reserve
9 Officer Training Corp. ("ROTC"), Regent Scholarships, Marine Lab
10 Graduates Assistance Programs, Doctoral Fellowships, Advanced High
11 School Placement Programs and administration of all student financial
12 assistance programs. The University of Guam shall determine the
13 allocation of this appropriation in order to fund the various student
14 scholarships, financial assistance programs and program administration.

15 (b) **Pedro "Doc" Sanchez Scholarship Program.** Two Hundred
16 Eighty Thousand Dollars (\$280,000.00) is appropriated from the General
17 Fund to the University of Guam for the Pedro "Doc" Sanchez
18 Scholarship Program to be spent in accordance with its rules and
19 regulations and §15107 of Title 17 of the Guam Code Annotated, as
20 amended.

21 (c) **Dr. Antonio C. Yamashita Educator Corps.** Two Million
22 Five Hundred Fifty-two Thousand Nine Hundred Twenty-four Dollars
23 (\$2,552,924) is appropriated from the General Fund to the University of
24 Guam, which shall disburse the funds pursuant to the directives and
25 policies of the Educator Corps Council, for stipends for the Dr. Antonio

1 C. Yamashita Educator Corps, and for the administration of the
2 Educator Corps Council, in accordance with the provisions of Public
3 Law Number 24-231 and §15107 of Title 17 of the Guam Code
4 Annotated, as amended.

5 (d) **Chamorro Teaching Degree Institute.** One Hundred
6 Thirteen Thousand Eight Hundred Six Dollars (\$113,806.00) is
7 appropriated from the General Fund to the University of Guam for the
8 operations of the Chamorro Teaching Degree Institute. This
9 appropriation shall continue until expended for the operations and
10 other purposes of the Institute.

11 **Section 3. Appropriations to the University of Guam.** (a) Twenty
12 Seven Million Fifty One Thousand Five Hundred Thirty-five Dollars
13 (\$27,051,535) is appropriated from the General Fund to the University of
14 Guam for their operations.

15 (b) Three Hundred Fifty-one Thousand Four Hundred Thirty-
16 two Dollars (\$351,432.00) is appropriated from the General Fund to the
17 University of Guam ("UOG") for the International Tourism Program.

18 **Section 4. Appropriations to the Guam Community College.** (a) Nine
19 Million Four Hundred Seventy-seven Thousand Five Hundred Fifty-five
20 Dollars (\$9,477,555) is appropriated from the General Fund to the Guam
21 Community College for their operations.

22 (b) One Million Three Hundred Eighteen Thousand Four
23 Hundred Dollars (\$1,318,400) is appropriated from the General Fund to
24 the Guam Community College for the School of Business, Social Science
25 and Tourism.

1 (c) The unencumbered balances and Fiscal Year 2000 revenues
2 of the Pari-mutuel Fund is appropriated to the Guam Community
3 College for their operations. This appropriation shall *not* exceed Nine
4 Hundred Thousand Dollars (\$900,000.00).

5 (d) Nine Hundred Two Thousand Two Hundred Eight Dollars
6 (\$902,208.00) is appropriated to the Guam Community College from the
7 Manpower Development Fund to be expended in accordance with
8 Public Law Number 23-106.

9 **Section 5. Appropriation for Water and Environmental Research**
10 **Institute of the Western Pacific.** There is hereby appropriated from the
11 General Fund to the University of Guam to fund the Water and
12 Environmental Research Institute of the Western Pacific ("WERI") the sum of
13 Two Hundred Thirty-two Thousand Dollars (\$232,000.00) for the sole purpose
14 of funding the Guam Hydrologic Survey ("GHS"). WERI shall continue to
15 administer the Guam Hydrological Survey for the same purposes that have
16 previously been established by the laws of Guam. Such funds may *not* be
17 transferred or used for any other purpose.

18 **Section 6. Appropriation for the Comprehensive Water Resource**
19 **Monitoring Program.** There is hereby appropriated from the General Fund to
20 the University of Guam to fund the Water and Environmental Research
21 Institute of the Western Pacific ("WERI") the sum of One Hundred Eighty
22 Thousand Dollars (\$180,000.00) for the sole purpose of funding the
23 Comprehensive Water Resource Monitoring Program. Said funds shall be
24 used to match the Federal funding for said program. WERI shall continue to
25 administer the Comprehensive Water Resource Monitoring Program for the