



OFFICE OF THE GOVERNOR
GUAM

Office of the Speaker
ANTONIO R. UNPINGCO

Date: 03-08-01

Time: 1130

Rec'd by: *[Signature]*

Print Name: *[Signature]*
0526/01-059

Refer to
Legislative Secretary

MAR 07 2001

The Honorable Antonio R. Unpingco
Speaker
Mina Bente Sais Na Liheslaturan Guahan
Twenty Sixth Guam Legislature
155 Hesler Street
Hagatna, Guam 96910

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	<i>[Signature]</i>
Time	4:28 pm.
Date	03/08/01

Dear Speaker Unpingco:

I am writing to transmit Bill No. 008 which I have signed into law as Public Law 26 - 01. However, I must inform you of several pressing issues that will require further attention by the legislature.

The legislation creates a Guam Child Care Fund and authorizes the transfer of over Four Million Three Hundred Thousand Dollars (\$4,300,000) from General Fund appropriations within the Executive Branch. Unfortunately, this provision is unworkable and cannot be implemented because we are unable to identify General Fund appropriations to cover the costs of the Guam Child Care Program for the remainder of the fiscal year without shortchanging the personnel and operational requirements of the Government of Guam.

The legislation further directs that the General Fund be fully reimbursed by subsequent Federal grant allotments of the Child Care Block Grant commencing with the next grant award (FY2002) on October 1, 2001. If the subsequent Federal Grant allotments of the Child Care Block Grant for FY2002 and FY2003 are used to reimburse the General Fund, the program will not be available to serve the needs of eligible participants for those same fiscal years and will effectively eliminate this program. This is being discouraged by the U.S. Department of Health and Human Services.

The legislation includes a provision authorizing the payment of prior year obligations for utilities, which were not adequately appropriated in these last few years. The Department of Administration is in the process of determining the amounts required to pay the prior year obligations owed to the Guam Power Authority (GPA). However, combined with the current payments of utilities, an additional appropriation to the Utility Bank will be necessary to cover the actual costs of utilities for the remainder of the fiscal year. This does not include a provision for the Department of Education, which has an outstanding liability to GPA in excess of Nine Million Dollars (\$9,000,000).

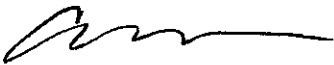
00102

The legislation also repeals my authority to expend up to Two Hundred Fifty Thousand Dollars (\$250,000) after my declaration of any emergency threatening the civil defense, public health, public welfare and public safety of our people. This provision in our law has been on the books since 1956 and has allowed the Governor of Guam to address emergencies in an expeditious manner. In the past, this authority has allowed me to address and respond to the fires at the Ordot Landfill, flooding in Merizo, the fiscal and human resource crisis at the Guam Memorial Hospital and the backlog in collection of solid waste throughout the island.

Henceforth, upon my declaration of an emergency, I sincerely hope that the legislature will be able to immediately address the funding requirements that will enable our government to respond to prospective emergencies in a timely manner. Even under the most expedient circumstances, the passage of an appropriation to support emergency responses will take one full day to be available for use.

Mr. Speaker, I am pleased with the working relationship that has been established between the Committee on Ways and Means and the Bureau of Budget and Management Research in addressing the appropriation levels that are required for the continued operations of the Government of Guam. The Administration will make every effort to work within the levels that have been appropriated for FY2001 despite the reduction of over \$9,000,000 (Nine Million Dollars) from our original supplemental request.

Very truly yours,

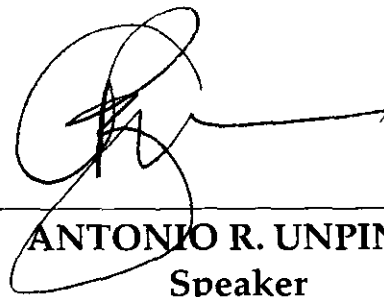


CARL T.C. GUTIERREZ
I MAGA'LAHEN GUAHAN
GOVERNOR OF GUAM

MINA'BENTE SAIS NA LIHESLATURAN GUĀHAN
2001 (FIRST) Regular Session

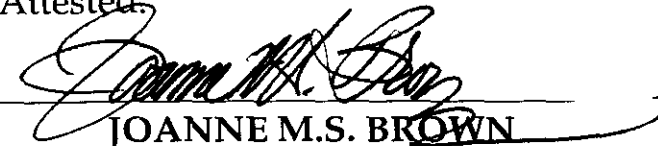
CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUĀHAN

This is to certify that Substitute Bill No. 008 (COR) "THE SUPPLEMENTAL APPROPRIATIONS ACT OF 2001," was on the 1st day of March, 2001, 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 Guāhan this 1 day of March, 2001,
at 5:20 o'clock P.M.



ERIC J. SALAS
Assistant Staff Officer
Maga'laha's Office

APPROVED:



CARL T. C. GUTIERREZ
I Maga'lahaen Guāhan

Date: 3-7-01

Public Law No. 26-01

CHAPTER I.

1 **Section 1. Short Title.** This Act shall be known as the
2 *"Supplemental Appropriations Act of 2001."* Except as otherwise provided by
3 this Act, the appropriations made by this Act shall be available to pay for
4 obligations incurred on or after October 1, 2000, but *no later than* September
5 30, 2001. In the event that any appropriation of this Act is found contrary to
6 Federal law, all portions *not* so found shall remain valid.

7 **Section 2. Public Law Section Amendment.** Section 2 of Chapter I of
8 Public Law Number 25-164, as *amended* by §19 of P.L. No. 25-176, is hereby
9 *amended* to read as follows:

10 **"Section 2. Adoption of Estimated Revenues for Fiscal**
11 **Year 2001.** The revenue estimate for the General Fund in Fiscal
12 Year 2001 is established at Four Hundred Seventy Million Four
13 Hundred Thousand Dollars (\$470,400,000). Special Funds are expected
14 to collect Forty-one Million Six Hundred Fifty-two Thousand Two
15 Hundred Thirty Dollars (\$41,652,230). Federal Grants-in-Aid requiring
16 local matching totals Twenty-eight Million One Hundred Thirteen
17 Thousand Fifty-three Dollars (\$28,113,053). *I Liheslaturan Guåhan* hereby
18 adopts this revenue estimate for the purpose of making the various
19 appropriations contained in this Act."

20 **Section 3. Public Law Section Repeal and Reenactment.** Section
21 3 of Chapter I of Public Law Number 25-164 is hereby *repealed and reenacted* to
22 read as follows:

23 **"Section 3.** The following are continuing appropriations:

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A. 1989 WATER SYSTEM REVENUE BOND.

(P.L. No. 20-16, Infrastructure Improvements, §30
Pledged and Due FY 2009 as Final Year) \$ 4,614,200

B. 1993 AND 1995 GENERAL OBLIGATIONS BONDS

1/ Requirement from the General Fund to cover shortfall of
payment for debt service from the Guam Education Facility Fund.
(P.L. No. 22-19, Capital Projects Pledged and Due FY 2018 as Final
Year; and P.L. No. 23-14, Tax Refunds, Supplemental Retirement
Payments Pledged and Due FY 2005 as Final Year) \$ 13,593,458

**C. VOLUNTARY SEPARATION AND EARLY
RETIREMENT PAYMENTS LOAN.**

(P.L. No. 25-72) \$ 3,294,828

GRAND TOTAL \$ 21,502,486"

1	a.	For Personnel Services, <i>not to exceed</i>	\$150,679.00
2	b.	For Operating Expense	
3	1.	Contractual Services, <i>not to exceed</i>	\$ 6,260.00
4	2.	Utilities, <i>not to exceed</i>	\$ 2,152.00
5	(6)	Council on the Arts and Humanities:	
6	a.	For Personnel Services, <i>not to exceed</i>	\$ 13,664.00
7	b.	For Operating Expense	
8	1.	Miscellaneous for Board Stipend,	
9		<i>not to exceed</i>	\$ 3,350.00
10	2.	Utilities, <i>not to exceed</i>	\$ 6,301.00
11	(7)	Department of Chamorro Affairs:	
12	a.	For Personnel Services, <i>not to exceed</i>	\$141,811.00
13	b.	For Capital Outlay, <i>not to exceed</i>	\$ 10,000.00
14	(8)	Chamorro Land Trust Commission:	
15	a.	For Personnel Services, <i>not to exceed</i>	\$123,761.00
16	(9)	Civil Service Commission:	
17	a.	For Personnel Services, <i>not to exceed</i>	\$106,976.00
18	b.	For Operating Expense	
19	1.	Contractual Services, <i>not to exceed</i>	\$ 9,160.00
20	2.	Miscellaneous for Board Stipend,	\$ 15,000.00
21		<i>not to exceed</i>	
22	3.	Utilities, <i>not to exceed</i>	\$ 14,796.00
23	(10)	Department of Commerce:	
24	a.	For Operating Expense	

1	1.	Utilities, <i>not</i> to exceed	\$ 98,020.00
2	(11)	Commission on Self Determination:	
3	a.	For Personnel Services, <i>not</i> to exceed	\$ 3,625.00
4	(12)	Department of Corrections:	
5	a.	For Personnel Services, <i>not</i> to exceed	\$766,089.00
6	(13)	Department of Integrated Services for Individuals with	
7		Disabilities ("DISID"):	
8	a.	For Operating Expense	
9	1.	Contractual Services, <i>not</i> to exceed	\$ 58,145.00
10	2.	Miscellaneous specifically for local matching	
11		funds, <i>not</i> to exceed	\$229,189.00
12	3.	Utilities, <i>not</i> to exceed	\$ 9,210.00
13	(14)	Guam Fire Department:	
14	a.	For Operating Expense	
15	1.	Contractual Services, <i>not</i> to exceed	\$ 71,070.00
16	2.	Supplies, <i>not</i> to exceed	\$100,250.00
17	(15)	Guam Election Commission:	
18	a.	For Operating Expense	
19	1.	Contractual Services, <i>not</i> to exceed	\$ 80,000.00
20	2.	Office Rental, <i>not</i> to exceed	\$ 2,933.00
21	3.	Utilities, <i>not</i> to exceed	\$ 2,000.00
22	(16)	Guam Educational Telecommunications Corporation ("KGTF"):	
23	a.	For Personnel Services, <i>not</i> to exceed	\$ 24,293.00
24	b.	For Operating Expense	

1	1. Utilities, <i>not</i> to exceed	\$ 9,247.00
2	(17) Department of Labor:	
3	a. For Operating Expense	
4	1. Travel (Local Mileage), <i>not</i> to exceed	\$ 5,436.00
5	2. Supplies, <i>not</i> to exceed	\$ 3,000.00
6	3. Utilities, <i>not</i> to exceed	\$ 25,685.00
7	(18) Department of Land Management:	
8	a. For Personnel Services, <i>not</i> to exceed	\$245,212.00
9	b. For Operating Expense	
10	1. Supplies, <i>not</i> to exceed	\$ 13,735.00
11	2. Utilities, <i>not</i> to exceed	\$ 40,000.00
12	(19) Department of Law:	
13	a. For Operating Expense	
14	1. Contractual Services, <i>not</i> to exceed	\$200,000.00
15	(20) Guam Public Library:	
16	a. For Operating Expense	
17	1. Equipment, <i>not</i> to exceed	\$140,000.00
18	(21) Department of Mental Health and Substance Abuse:	
19	a. For Personnel Services, <i>not</i> to exceed	\$ 915,099.00
20	b. For Operating Expense	
21	1. Contractual Services, <i>not</i> to exceed	\$ 47,043.00
22	2. Supplies, <i>not</i> to exceed	\$ 80,243.00
23	3. Utilities, <i>not</i> to exceed	\$ 40,108.00
24	(22) Department of Parks & Recreation:	

1	a.	For Personnel Services, <i>not</i> to exceed	\$309,253.00
2	b.	For Operating Expense	
3	1.	Utilities, <i>not</i> to exceed	\$ 21,124.00
4	(23)	Guam Police Department:	
5	a.	For Personnel Services, <i>not</i> to exceed	\$584,846.00
6	(24)	Department of Public Health & Social Services:	
7	a.	For Personnel Services, <i>not</i> to exceed	\$ 1,131,318
8	b.	For Operating Expense	
9	1.	Contractual Services, <i>not</i> to exceed	\$ 92,956.00
10	(25)	Department of Public Works:	
11	a.	For Personnel Services, <i>not</i> to exceed	\$628,254.00
12	b.	For Operating Expense	
13	1.	Utilities	\$ 91,729.00
14	2.	Supplies	\$108,824.00
15	(26)	Department of Revenue & Taxation:	
16	a.	For Personnel Services, <i>not</i> to exceed	\$209,866.00
17	b.	For Operating Expense	
18	1.	Travel (Local Mileage), <i>not</i> to exceed	\$ 8,000.00
19	2.	Supplies, <i>not</i> to exceed	\$ 36,026.00
20	3.	Utilities, <i>not</i> to exceed	\$ 71,096.00
21	(27)	Department of Youth Affairs:	
22	a.	For Personnel Services, <i>not</i> to exceed	\$145,745.00
23	b.	For Operating Expense	
24	1.	Utilities, <i>not</i> to exceed	\$ 25,075.00

1 **Section 2. Public Law Section Repeal and Reenactment.** Section
2 1 of Chapter II of Public Law Number 25-164 is hereby *repealed and reenacted* to
3 read as follows:

4 **“Section 1. Personnel Appropriations.** Two Hundred
5 Eight-five Million Seven Hundred Eighty-nine Thousand Eight
6 Hundred Seventy-three Dollars (\$285,789,873) is appropriated for the
7 personnel requirements for the period beginning October 1, 2000 and
8 ending September 30, 2001. This sum is composed of Two Hundred
9 Sixty Million Sixty Thousand Nine Hundred Sixty-four Dollars
10 (\$260,060,964) from the General Fund, which shall be expended as
11 contained in ‘**Attachment A**’; Fifteen Million Four Hundred Fifty
12 Thousand Nine Hundred Thirty-eight Dollars (\$15,450,938) from Special
13 Funds, which shall be expended as contained in ‘**Attachment B**’;
14 and Ten Million Two Hundred Seventy-seven Thousand Nine Hundred
15 Seventy-one Dollars (\$10,277,971) from Federal Matching Grants-in-Aid,
16 which shall be expended as contained in ‘**Attachment C.**”

17 **Section 3. Department of Public Health and Social Services**
18 **Operations Funding Amendment.** The appropriation levels listed on
19 "Attachment A" to Public Law Number 25-164 for the Department of Public
20 Health and Social Services is hereby *amended* with the appropriation levels on
21 the attached "**Exhibit B**" to this Act.

22 **Section 4. Superior Court of Guam Operations Funding Amendment.**

1 The appropriation levels listed on "Attachment A" to Public Law Number 25-
2 164 for the Superior Court of Guam is hereby *amended* with the appropriation
3 levels on the attached "**Exhibit B**" to this Act.

4 **Section 5. Supreme Court of Guam Operations Funding**
5 **Amendment.** The appropriation levels listed on "Attachment A" to Public
6 Law Number 25-164 for the Supreme Court of Guam is hereby *amended* with
7 the appropriation levels on the attached "**Exhibit B**" to this Act.

8 **Section 6. Public Defender Services Corporation Operations Funding**
9 **Amendment.** The appropriation levels listed on "Attachment A" to Public
10 Law Number 25-164 for the Public Defender Services Corporation is hereby
11 *amended* with the appropriation levels on the attached "**Exhibit B**" to this
12 Act.

13 **Section 7. Guam Contractors License Board Operations Funding**
14 **Amendment.** The appropriation levels listed on "Attachment B" to Public
15 Law Number 25-164 for the Guam Contractors License Board is hereby
16 *amended* with the appropriation levels on the attached "**Exhibit C**" to this
17 Act.

18 **Section 8. Department of Parks and Recreation Operations Funding**
19 **Amendment.** The appropriation levels listed on "Attachment B" to Public
20 Law Number 25-164 for the Department of Parks and Recreation is hereby
21 *amended* with the appropriation levels on the attached "**Exhibit C**" to this
22 Act.

23 **Section 9. Chamorro Registry Advisory Board Operations Funding**
24 **Amendment.** The appropriation levels listed on "Attachment A" to Public

1 Law Number 25-164 for the Chamorro Registry Advisory Board are hereby
2 *deleted*.

3 **Section 10. Guam Election Commission Operations Funding**
4 **Amendment.** The appropriation level for "Personnel" listed on
5 "Attachment A" to Public Law Number 25-164 for the Guam Election
6 Commission is hereby *amended* with the appropriation levels on the attached
7 "**Exhibit B**" to this Act.

8 **Section 11. Guam Fire Department Operations Funding Amendment.**
9 The appropriation level for "Misc." listed on "Attachment A" to Public Law
10 Number 25-164 for the Guam Fire Department is hereby *deleted*.

CHAPTER III.

MISCELLANEOUS APPROPRIATIONS.

Section 1. Public Law Section Repeal and Reenactment. Section 12 of Public Law Number 25-176 is hereby *repealed and reenacted* to read as follows:

“Section 12. Appropriation to the Worker's Compensation Fund. (a) The sum of One Million One Hundred Fifty Thousand Dollars (\$1,150,000) is hereby appropriated from the General Fund to the Worker's Compensation Fund. The funds appropriated in this Section shall be utilized for worker's compensation payment for the purposes set out in §9144 of Title 22 of the Guam Code Annotated to pay workers compensation for claims by employees of the government of Guam, including outstanding prior years obligations and future obligations associated with the provisions of this Section.

(b) Notwithstanding any other provision of law, the appropriation made in this Section may be used to pay for compensation for disability, medical, surgical, and other attendance or treatment; nurse; hospital service; medical travel and/or *per diem*; medicine; crutches; and apparatus required by the claimant for such period as the nature of the injury, or the process of recovery, may require.”

1 **Section 2. Public Law Section Repeal and Reenactment.** Section
2 23(b) of Chapter III of Pubic Law Number 25-164 is hereby *repealed and*
3 *reenacted* to read to as follows:

4 “(b) Twelve Million Eight Hundred Forty Thousand Four
5 Hundred Eighteen Dollars (\$12,840,418) for contractual services, which
6 shall be expended pursuant to the Budget Digest provided in
7 ‘**Attachment D**’ of this Act; Fifty Thousand Dollars (\$50,000.00)
8 for warehouse storage space; Ten Thousand Dollars (\$10,000.00) for
9 supplies and materials; Forty-six Thousand Dollars (\$46,000.00) for
10 miscellaneous; One Hundred Twenty-nine Thousand Seven Hundred
11 Twenty Dollars (\$129,720.00) for utilities; and Twenty-five Thousand
12 Dollars (\$25,000.00) for capital outlay.”

13 **Section 3. Appropriations to the Department of Revenue and**
14 **Taxation for the purchase of Driver’s License Processing Equipment.**

15 (a) There is hereby appropriated from the General Fund to the
16 Department of Revenue and Taxation the sum of One Hundred
17 Thousand Dollars (\$100,000.00) *specifically* for the purchase of
18 equipment and software for the processing of driver’s licenses. The
19 appropriations contained in this Section shall *not* be used for any other
20 purpose and shall *not* be subject to any of *I Maga’lahen Guåhan’s* transfer
21 authority.

22 (b) Notwithstanding any other provision of law, the sum of
23 Two Hundred Thousand Dollars (\$200,000.00) is hereby transferred and
24 appropriated from the Guam Highway Fund to the Department of

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2001 (FIRST) Regular Session

Bill No. 8 (COR)

As substituted by the Committee on
Ways and Means and further substituted
on the Floor.

Introduced by:

Chairman, Committee on
Rules, General Government
Operation, Reorganization
and Reform and Federal,
Foreign and General Affairs
by request of *I Maga'lahen*
Guåhan, the Governor of
Guam, in accordance with
the Organic Act of Guam.

Mark Forbes

J. F. Ada

T. C. Ada

F. B. Aguon, Jr.

J. M.S. Brown

E. B. Calvo

F. P. Camacho

M. C. Charfauros

L. F. Kasperbauer

L. A. Leon Guerrero

K. S. Moylan

V. C. Pangelinan

A. L.G. Santos

A. R. Unpingco

J. T. Won Pat

THE SUPPLEMENTAL APPROPRIATIONS ACT OF
2001.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 INDEX.

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4 CHAPTER I.

5 Section 1. Short Title.

6 Section 2. Public Law Section Amendment.

7 Section 3. Public Law Section Repeal and
8 Reenactment.

9
10 CHAPTER II.

11 PERSONNEL AND OPERATIONS APPROPRIATIONS.

12 Section 1. Supplemental Appropriations for
13 Personnel and Operations for Fiscal Year
14 2001.

15 Section 2. Public Law Section Repeal and
16 Reenactment.

17 Section 3. Department of Public Health and Social
18 Services Operations Funding
19 Amendment.

20 Section 4. Superior Court of Guam Operations
21 Funding Amendment.

22 Section 5. Supreme Court of Guam Operations
23 Funding Amendment.

- 1 Section 6. Public Defender Services Corporation
2 Operations Funding Amendment.
- 3 Section 7. Guam Contractors License Board
4 Operations Funding Amendment.
- 5 Section 8. Department of Parks and Recreation
6 Operations Funding Amendment.
- 7 Section 9. Chamorro Registry Advisory Board
8 Operations Funding Amendment.
- 9 Section 10. Guam Election Commission Operations
10 Funding Amendment.
- 11 Section 11. Guam Fire Department Operations
12 Funding Amendment.

13
14 **CHAPTER III.**

15 **MISCELLANEOUS APPROPRIATIONS.**

- 16 Section 1. Public Law Section Repeal and
17 Reenactment.
- 18 Section 2. Public Law Section Repeal and
19 Reenactment.
- 20 Section 3. Appropriations to the Department of
21 Revenue and Taxation for the purchase of
22 Driver's License Processing Equipment.
- 23 Section 4. Appropriations to the Hal's Angels
24 Football Association.

1	Section 7.	Guam Public Library Authorized to Use
2		Surplus Personnel Funds for Grant
3		Matching.
4	Section 8.	Advance DOE Textbook Appropriation.
5	Section 9.	Prior Years Obligations.
6	Section 10.	Authorization to Expend Appropriated
7		Funds for Matching Requirements of
8		Federal Programs.
9	Section 11.	Transfer of Employees.
10	Section 12.	G.C.A. Section Addition.
11	Section 13.	Transfer Authority for the Child Care
12		Services Program.
13	Section 14.	Public Law Section Amendment.
14	Section 15.	MIP Program.
15	Section 16.	G.C.A. Section Repeal.
16	Section 17.	Severability.

1 Revenue and Taxation for the sole purpose of purchasing equipment
2 and software for the processing of drivers licenses.

3 **Section 4. Appropriations to the Hal's Angels Football Association.**

4 There is hereby appropriated the sum of Thirteen Thousand Four Hundred
5 Forty-eight Dollars (\$13,448.00) to the Hal's Angels Football Association for
6 the specific purpose of paying outstanding invoices to vendors for the
7 purchase of equipment authorized by §4 of Public Law Number 24-300 and
8 de-appropriated by §41(f) of Chapter III of Public Law Number 25-03.

9 **Section 5. Transfer and Appropriations to the Rainy Day Fund for**
10 **Deficit Elimination. (a) Transfer.** There is hereby transferred from the

11 General Fund to the Rainy Day Fund the sum of Two Million Ninety-
12 three Thousand Four Hundred Seven Dollars (\$2,093,407), identified as
13 revenues in excess of appropriations to date.

14 **(b) Appropriations From the Rainy Day Fund.** There is
15 hereby appropriated from the Rainy Day Fund the sum of Two Million
16 Ninety-three Thousand Four Hundred Seven Dollars (\$2,093,407),
17 identified as revenues in excess of appropriations to date, for the
18 purpose of reducing the accumulated General Fund deficit.

19 **(c) Continuing Appropriations to the Rainy Day Fund.**

20 There is hereby *automatically* appropriated at the end of Fiscal Year 2001,
21 and every fiscal year thereafter, to the Rainy Day Fund, for the purpose
22 of reducing the accumulated General Fund deficit, all sums collected in
23 excess of appropriations for the operating fiscal year over adopted

1 revenues for the operating fiscal year, as well as other General Fund
2 lapses, *except* as otherwise provided by law.

3 **Section 6. Public Law Section Amendment.** Section 11 of Public
4 Law Number 25-71 is hereby *amended* to read as follows:

5 **"Section 11. Identification and Transfer of Funding for Tax**
6 **Refunds Processing.** Notwithstanding any other provision of law, *I*
7 *Maga'lahaen Guåhan* shall identify and is authorized to transfer Fifty
8 Thousand Dollars (\$50,000.00) from any General Fund appropriations
9 within the Executive Branch to the Department of Revenue and
10 Taxation, *specifically* to hire personnel on a *temporary* basis, whether by
11 contract or other temporary means, or to pay for overtime expenses
12 incurred *strictly* for the purpose of processing individual and corporate
13 income tax returns. The Director shall report to *I Maga'lahaen Guåhan, I*
14 *Lihselaturan Guåhan* and the media weekly the number of tax returns
15 processed by the Department of Revenue and Taxation during that
16 week, the tax year for those returns and the number of tax refund checks
17 issued and outstanding. This appropriation shall *not* be subject to
18 transfer to any other entity of the government, nor may it be utilized for
19 any other purpose."

20

1 funds appropriated to the Public Auditor. The Public Auditor shall submit its
2 budget to *I Liheslaturan Guåhan* within thirty (30) days of enactment of this
3 Act. The Public Auditor shall receive from the Department of Administration,
4 or its successor, an amount totaling the difference between the appropriations
5 made in this Section and BBMR allotments-to-date to the Office of the Public
6 Auditor, but *no less than* one-seventh (1/7) of its budget on the first day of
7 every month of the fiscal year until such budget has been exhausted. On a
8 month where more than two (2) pay periods shall occur, the Department of
9 Administration shall release such funds required for the purpose of meeting
10 the operational needs of the Public Auditor for that month; provided, a
11 sufficient balance of the appropriation remains.

12 **Section 4. Public Auditor Appropriation Repeal.** The
13 appropriation levels listed on "Attachment A" to Public Law Number 25-164
14 for the Public Auditor is hereby *repealed*.

15 **Section 5. Public Law Section Repeal.** Section 22 of Public Law
16 Number 25-176 is hereby *repealed*.

CHAPTER V.

ADMINISTRATIVE PROVISIONS.

Section 1. Public Law Section Repeal and Reenactment. Section 1 of Chapter V of Public Law Number 25-164 is hereby *repealed and reenacted* to read as follows:

"Section 1. Appropriations from the Guam Contractors License Board Fund and Professional Engineers, Architects and Land Surveyors Board Fund to Revert to the General Fund for Fiscal Year 2001. At the end of Fiscal Year 2001, any unappropriated balances from the Guam Contractors License Board Fund and the Professional Engineers, Architects and Land Surveyors Board Fund shall revert to the General Fund."

Section 2. Public Law Section Repeal and Reenactment. Sections 2(a) and (b) of Chapter V of Public Law Number 25-164 are hereby *repealed and reenacted* to read as follows:

"(a) General Fund, Reversion. All unexpended or unencumbered appropriations made from the General Fund pursuant to this Act for Fiscal Year 2001 shall *revert* to the General Fund on the last day of that fiscal year; *and*

(b) Tourist Attraction Fund, Reversion. All unexpended or unencumbered appropriations made in this Act for Fiscal Year 2001 from the Tourist Attraction Fund shall revert to the Tourist Attraction Fund on the last day of that fiscal year."

1 **Section 3. Public Law Section Repeal.** Section 3 of Chapter V of
2 Public Law Number 25-164 is hereby *repealed*.

3 **Section 4. Public Law Section Repeal.** Section 28 of Chapter V of
4 Public Law Number 25-164 is hereby *repealed*.

5 **Section 5. I Maga'lahaen Guåhan Transfer Authority.**

6 (a) *I Maga'lahaen Guåhan* is authorized to transfer, between,
7 Personnel Services and Operating Expense category, within an agency,
8 *not more than* five percent (5%) of the combined total of the Personnel
9 Services appropriations within an Agency contained in "Attachment A"
10 of Public Law Number 25-164 and Chapter 2 of this Act; and *not more*
11 *than* five percent (5%) of the combined total of the Operating Expense
12 appropriations within an Agency contained in "Attachment A" of Public
13 Law Number 25-164 and Chapter 2 of this Act.

14 (b) Appropriations for utilities shall *not* be included in
15 determining the five percent (5%) transfer limitation applicable to the
16 Operating Expense category in Subsection (a) of this Section.

17 (c) *I Maga'lahaen Guåhan* shall report first to *I Liheslaturan Guåhan*
18 *prior to* any transfer of funds pursuant to this Section.

19 (d) No transfer, authorized by this or any other Section of this
20 Act, shall be effective for forty-five (45) days after the date upon which *I*
21 *Maga'lahaen Guåhan* reports to the Speaker of *I Liheslaturan Guåhan* the
22 source and destination of each transfer. Should *I Liheslaturan Guåhan*
23 fail to take action, the transfer may be effective after the passage of the

1 forty-five (45) days. Should *I Liheslaturan Guåhan* reject such transfer by
2 bill, the transfer shall *not* occur.

3 (e) No transfer pursuant to Subsection (a) of this Section shall
4 be used for the payment of office leases.

5 **Section 6. Teacher Personal Leave.** For Fiscal Year 2001, the
6 Director of Education is hereby authorized to convert any unused personal
7 leave hours earned by teachers, health counselors and guidance counselors
8 during a school year to the cash value of eight (8) hours for each eight (8)
9 hours of unused personal leave, payable in lump sum at the end of the school
10 year.

11 **Section 7. Guam Public Library Authorized to Use Surplus Personnel**
12 **Funds for Grant Matching.** The Guam Public Library System is
13 authorized to use any surplus personnel funds appropriated for new
14 positions by Public Law Numbers 25- 162 and 25-176 as matching funds for
15 grants, including but *not* limited to, "*e-rate*" grants and for the purchase of
16 library books and subscriptions, inclusive of electronic subscriptions.

17 **Section 8. Advance DOE Textbook Appropriation.**

18 Notwithstanding any other provision of law, the Department of Education is
19 hereby authorized to purchase textbooks, and related materials as defined by
20 17 G.C.A. §4104, during Fiscal Year 2001; from the advance appropriation
21 authorized by §26 of Chapter III of Public Law Number 25-164. The
22 Department of Education may, *if* necessary, in agreements with textbook
23 vendors, defer payment until after October 1, 2001, but *not* later than
24 December 31, 2001, with the full faith and credit of the government of Guam.

1 **Section 9. Prior Years Obligations.** Notwithstanding any other
2 provision of law, appropriations made in Public Law Number 25-164 and in
3 this Act may be expended for obligations incurred in the last two (2) weeks of
4 the prior fiscal year, *except* in the case of utilities, such as water, power, sewer
5 and telephone. In such cases of utilities, obligations may be paid regardless of
6 what fiscal year they were incurred in and shall include all arrears due. Such
7 payments shall be made only after prior notice of each proposed payment is
8 delivered to the Speaker of *I Liheslaturan Guåhan* by *I Maga'lahaen Guåhan*.

9 **Section 10. Authorization to Expend Appropriated Funds for**
10 **Matching Requirements of Federal Programs.** Notwithstanding any
11 other provision of law, Departments are authorized to expend funds
12 appropriated in Public Law Number 25-164 and Chapter 2 of this Act for
13 matching requirements of Federal grants for which notice(s) of grant award(s)
14 were received after the passage of Public Law Number 25-164, and for which
15 a grant period(s) begins or ends between the periods October 1, 2000 and
16 September 30, 2001, inclusive.

17 **Section 11. Transfer of Employees.** Notwithstanding any
18 other provision of law, and recognizing that the ongoing government
19 reorganization may cause shortages of personnel in certain areas of the
20 government, *I Maga'lahaen Guåhan* is authorized to transfer employees to
21 *equivalent* positions within or between any department or agency of the
22 government of Guam, *except* that:

- 23 (a) the provisions of this Section shall *not* apply to any
24 employee of the Legislative or Judicial Branches of the government, and

1 the transfer of any employee shall *not* result in a loss of pay or salary;
2 *and*

3 (b) the transfer of any employee pursuant to this Section shall
4 be accompanied with the authorized funding for the transferred
5 employee's position, which was made to the department or agency they
6 are being transferred from, pursuant to any personnel funding
7 authorized by this Act. Any transfer *not* in conformance with this
8 Section shall be considered null and void on the effective date of this
9 Act. Any compensation due to an employee transferred under the
10 provisions of this Section and for whom no accompanying transfer of
11 funding has been made, shall be charged to the department or agency of
12 origin by the Department of Administration. No certifying officer of the
13 government shall certify that funds are available to pay for the
14 compensation of a transferred employee, *unless* certain that funds and
15 budgetary authority have been transferred for that employee as detailed
16 in this Section.

17 No transfer of an employee shall occur from an autonomous
18 agency, UOG and GCC of the government of Guam to a line department
19 of the government of Guam, or any agency or department of the
20 government of Guam whose funding is appropriated, in part or whole,
21 from the General Fund. It is the intent of *I Liheslaturan Guåhan* that in
22 every circumstance, a transfer of personnel from an appropriate agency
23 shall be the *first* alternative exercised in such circumstances where it has

1 been determined by *I Maga'lahaen Guåhan* that a need for personnel in an
2 area of the government exists.

3 **Section 12. G.C.A. Section Addition.** Section 2416 is hereby
4 *added* to Article 4, Chapter 2, Division 1, Part 1 of Title 10 of the Guam Code
5 Annotated to read as follows:

6 **"Section 2416. Guam Child Care Fund.** There is hereby
7 created a special fund to be known as the Guam Child Care Fund,
8 which shall be maintained separate and apart from any other funds
9 from the government of Guam and independent records and accounts
10 thereof shall be established in connection therewith. The Fund shall be
11 used for the sole purpose of provision of child care services by the
12 Department of Public Health and Social Services. The Director of the
13 Department of Public Health and Social Services shall administer the
14 Fund, subject to audit by the Department of Administration and the
15 Bureau of Budget and Management Research. The Fund shall dissolve
16 on December 31, 2001 and all unexpended and unencumbered funds
17 shall revert to the General Fund."

18 **Section 13. Transfer Authority for the Child Care Services**
19 **Program.**

20 **(a) Legislative Findings and Intent.** *I Liheslaturan Guåhan*
21 finds that there are hundreds of low-income families that depend upon
22 the Community Child Care Development Block Grant ("Block Grant"),
23 which provides monetary assistance for child care services to said
24 families and those who are seeking to transition off assistance programs

1 and into the workforce. *I Liheslaturan Guåhan* further finds that the
2 administrators of the Block Grant have *not only* failed to maintain
3 proper records of the program, but have exhausted the Federal funds
4 appropriated for the Block Grant as of February, 2001. It is, therefore,
5 the intent of *I Liheslaturan Guåhan* to fund the Block Grant specifically to
6 cover the shortfall of the Child Care Block Grant through September 30,
7 2001.

8 **(b) Identification and Transfer.** *Except* from the Tourist
9 Attraction Fund; the Water Research and Development Fund; the Solid
10 Waste Management Fund; the Litter Control Revolving Fund; the Guam
11 Environmental Trust Fund; the Air Pollution Control Special Fund; the
12 Hazardous Substances Emergency Response and Remedial Action
13 Fund; the Guam Wildlife Conservation Fund; the Land Survey
14 Revolving Fund; the Chamorro Land Trust Fund; the Junior Reserve
15 Officers Training Corp Fund; and the Rainy Day Fund, and
16 notwithstanding any other provision of law, *I Maga'lahaen Guåhan* shall
17 indentify and is authorized to transfer *not more than* Four Million Three
18 Hundred Thousand Dollars (\$4,300,000) from General Fund
19 appropriations within the Executive Branch to the Guam Child Care
20 Fund for Fiscal Year 2001. The Director of the Department of Public
21 Health and Social Services is authorized to expend for Fiscal Year 2001
22 the balance of the Guam Child Care Fund for the provision of child care
23 services pursuant to a Guam Child Care program, which shall be
24 instituted by the Department using the same payment rates, eligibility

1 and priority criteria and standards as the child care services funded by
2 the Child Care and Development Fund ("CCDF"), and which shall
3 extend the benefits of the program to current CCDF program recipients
4 in accordance with Subsection (e).

5 Notwithstanding any other provision of law or this Act, any
6 amounts transferred pursuant to this Section and the Federal funds
7 received pursuant to the Fiscal Year 2000 CCDF Services Grant shall be
8 released monthly by BBMR at the rate of one-seventh (1/7) of the total
9 for the Fiscal Year. The Guam Child Care Program shall expire at the
10 end of Fiscal Year 2001.

11 **(c) Exemption of Transfer Authority.** *I Maga'lahaen Guåhan*
12 shall *not* transfer funds from any Department of Public Health and
13 Social Services Public Assistance and Welfare Programs to cover the
14 shortfall of the Child Care Block Grant in Fiscal Year 2001.

15 **(d) Report Required Before Transfers.** *I Maga'lahaen Guåhan*
16 shall file with the Speaker of *I Liheslaturan Guåhan*, and the Chairman of
17 the Committee on Public Works, Health, and Human Services all
18 transfers to be made pursuant to Subsection (b) of this Section *prior* to
19 effectuating such transfers.

20 **(e) Reporting Requirement.** Within thirty (30) days of
21 enactment of this Act, and continuing on the fifteenth (15th) of each
22 month thereafter, the Department of Public Health and Social Services
23 shall submit to the Speaker of *I Liheslaturan Guåhan* a monthly report in
24 writing detailing the full and complete expenditure report of the Child

1 Care Development Block Grant. The Department of Public Health and
2 Social Services shall submit a copy of the annual Child Care
3 Development Block Grant application, two-year State Plan or any
4 substantial changes to the application or state plan to the Speaker of *I*
5 *Liheslaturan Guåhan*.

6 (f) **Audit.** Within ninety (90) days of enactment of this Act,
7 the Public Auditor shall initiate a full audit of the Community Child
8 Care Development Block Grant within the Department of Public Health
9 and Social Services. A copy of the audit results shall be transmitted to *I*
10 *Maga'lahren Guåhan*, the Speaker of *I Mina'Bente Sais Na Liheslaturan*
11 *Guåhan* and the Chairman, Committee on Public Works, Health and
12 Human Services of *I Mina'Bente Sais Na Liheslaturan Guåhan*.

13 (g) The Director of the Department of Public Health and Social
14 Services shall be held personally and financially liable, as a certifying
15 officer is under Chapter 14 of Title 4 of the Guam Code Annotated, for
16 any expenditure in excess of the authorized expenditure of the Guam
17 Child Care Fund.

18 (h) **General Fund Reimbursement.** The funds transferred
19 pursuant to this Subsection (b) of this Section shall be fully reimbursed
20 to the General Fund, from subsequent Federal grant allotments of the
21 Child Care Block Grant, commencing with the next grant award on
22 October 1, 2001. To fulfill this requirement, a recovery factor shall be
23 incorporated into *I Maga'lahren Guåhan's* plans to bring the Child Care
24 Services Program within its Federal funding cap, prospectively. The

1 Department of Public Health and Social Services shall make every effort
2 to fulfill the requirements of this Subsection, including, but *not* limited
3 to, the filing of a State Plan amendment incorporating a recovery factor
4 towards the next grant award and subsequent grant awards, as may be
5 necessary, until the full amount is recovered by the General Fund
6 through grant funds.

7 (i) **Payment Restriction.** Funds identified and
8 transferred pursuant to this Section shall be limited to program
9 recipients who were qualified by the Department of Public Health and
10 Social Services, *and* enrolled in the Child Care Services Program as of
11 September 30, 2000.

12 **Section 14. Public Law Section Amendment.** Section 7 of
13 Chapter V of Public Law Number 25-164 is hereby *amended* to read as follows:

14 **"Section 7. Prohibition Against Payment for Cellular**
15 **Phone Services with Government Funds.** Notwithstanding any
16 other provision of law, and upon the effective date of this Act, no
17 government of Guam funds shall be expended for the purpose of
18 cellular telephones, cellular telephone service or cellular telephone air
19 time. This Section shall apply to the expenditure of any or all
20 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'lalen Guåhan, I Segundo Maga'lalen Guåhan*, the Chief Justice of the
23 Guam Supreme Court, the Presiding Judge of the Superior Court of
24 Guam, the Crisis Hotline Program of the Department of Mental Health

1 and Substance Abuse for official use only, and on-call health
2 professionals at the Guam Memorial Hospital Authority, the
3 Department of Mental Health and Substance Abuse and the Department
4 of Public Health and Social Services.”

5 **Section 15. MIP Program.**

6 (a) **Legislative Intent.** *I Liheslaturan Guåhan* finds that the
7 purpose of Public Law Number 25-163 enacted in September 21, 2000,
8 was to update and reform the Medically Indigent Program within the
9 Department of Public Health and Social Services. Revisions contained
10 in the legislation intended to revise the Medically Indigent Program to
11 better allocate scarce government resources and provide better health
12 care services to families most in need. The Act also provided for the
13 option to privatize the Program, *if* it was determined that private
14 management could improve the Program. The effective date for the
15 implementation of provisions contained within Public Law Number 25-
16 163 was set for March 1, 2001.

17 The Department of Public Health and Social Services has sent a
18 formal notice to *I Liheslaturan Guåhan* requesting a delay on the
19 implementation date of the Program. The Department has indicated
20 that it will *not* be able to comply with the new provisions within the
21 specified date as required by law. Some reasons given were, a lack of
22 sufficient manpower resources, an inability to complete the Request For
23 Proposal ("RFP") in a timely manner, and a lack of a reliable and viable
24 computer system.

1 *I Liheslaturan Guåhan* further finds the reasons given by the
2 Department of Public Health and Social Services for their inability to
3 comply with the six (6) months transition timeline unsatisfactory as set
4 forth by law. *I Liheslaturan Guåhan* also recognizes there are major
5 management and organizational deficiencies within the Department. It
6 is the belief of *I Liheslaturan Guåhan* that the Department's
7 noncompliance will cause major disruption in services to clients and
8 may also open the Department to possible legal action.

9 (b) Section 2 of Public Law Number 25-163 is hereby *repealed*
10 *and reenacted* to read as follows:

11 **"Section 2. Effective Date.** Section 1 of this Act shall
12 become effective on October 1, 2001. The Director shall take all
13 steps necessary to implement this Article on October 1, 2001. No
14 hospitalization, medical, dental or behavioral health care services
15 may be provided pursuant to this Article *prior to* October 1, 2001.
16 All eligible members of the Program on the last day of September,
17 2001 shall continue to remain eligible until the expiration of their
18 previous eligibility. Such members shall be able to renew their
19 participation in the Program, but shall be required to meet the
20 new eligibility standards established by this Article. All new
21 applicants for the Program who have *not* been determined eligible
22 as of 11:59 p.m. on September 30, 2001, shall be required to meet
23 the new eligibility standards established by this Act. Within sixty
24 (60) days of enactment of this Act, the Director of the Department

1 of Public Health and Social Services shall notify all current
2 Medically Indigent Program recipients and providers of the new
3 eligibility standards and Program benefits."

4 **(c) Request for Proposal.** Upon enactment of this Act and
5 notwithstanding the provisions establishing the effective date of this Act
6 provided in §2904.1 of Title 10 of the Guam Code Annotated, entitled
7 "*Privatization of Program Functions*," as repealed and reenacted by §1 of
8 Public Law Number 25-163, the Department of Administration shall
9 initiate a Request for Proposal to implement the provisions contained in
10 §2904.1 of Title 10 of the Guam Code Annotated. A notice of award
11 pursuant to the request for proposal shall be issued *no later than* August
12 1, 2001.

13 **Section 16. G.C.A. Section Repeal.** Section 22402 of Article 4,
14 Chapter 22, Division 2 of Title 5 of the Guam Code Annotated is hereby
15 *repealed*.

16 **Section 17. Severability.** *If* any provision of this Act or its
17 application to any person or circumstances is held invalid, the invalidity does
18 *not* affect other provisions or applications of this Act which can be given effect
19 without the invalid provision or application, and to this end the provisions of
20 this Act are severable.

"Exhibit A" - FY2001 Special Fund

Department	Fund	Personnel	Local Mileage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Object Totals	Grand Total
PEALS Board	1	\$ 55,720	\$ -	\$ -	\$ -	\$ 500	\$ -	\$ -	\$ 392	\$ 892	\$ 56,612
Total		\$ 55,720	\$ -	\$ -	\$ -	\$ 500	\$ -	\$ -	\$ 392	\$ 892	\$ 56,612
Special Funds											
1 - Professional Engineers, Architects and Land Surveyors Board Fund											

EXHIBIT A

"Attachment A" - FY2001 General Fund

Department	Personnel		Local mileage		Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Object Totals	Grand Total
		Reimbursement										
Department of Education	\$ 130,000,000	\$ 26,180	\$ 4,549,491	\$ 139,159	\$ 5,605,154	\$ 1,069,891	\$ 667,377	\$ 4,027,068	\$ 16,086,320	\$ 146,086,320		
Public Health and Social Services	\$ 11,749,552	\$ 30,000	\$ 10,270,313	\$ 234,135	\$ 775,588	\$ 25,000	\$ 49,780,842	\$ 761,775	\$ 61,877,853	\$ 73,627,205		
Guam Fire Department	\$ 17,691,598		\$ 69,323		\$ 169,588		\$ 440,244	\$ 163,053	\$ 842,208	\$ 18,533,806		
Guam Police Department	\$ 15,351,560		\$ 764,049		\$ 593,495	\$ 6,421	\$ 185,290	\$ 463,133	\$ 2,012,388	\$ 17,363,948		
Department of Public Works	\$ 14,337,169		\$ 529,226		\$ 1,229,230		\$ 937,066	\$ 715,460	\$ 2,473,916	\$ 16,811,095		
Superior Court	\$ 13,255,027		\$ 383,000		\$ 195,692		\$ 41,853	\$ 489,265	\$ 2,005,023	\$ 15,260,050		
Department of Corrections	\$ 10,274,553		\$ 740,977		\$ 1,169,751		\$ 5,417	\$ 194,904	\$ 2,405,474	\$ 12,680,027		
Department of Revenue and Taxation	\$ 6,157,694		\$ 1,034,117		\$ 23,673		\$ 142,047	\$ 322,560	\$ 1,037,117	\$ 7,415,805		
Department of Administration	\$ 5,131,447		\$ 572,510		\$ 144,739		\$ 314,398	\$ 42,496	\$ 759,176	\$ 6,168,564		
Department of Law	\$ 4,979,965		\$ 231,770		\$ 326,153	\$ 15,000		\$ 273,969	\$ 1,170,791	\$ 5,739,041		
Dept. of Mental Health & Subst. Abuse	\$ 3,993,962		\$ 555,669		\$ 117,761		\$ 35,531	\$ 68,525	\$ 356,113	\$ 3,523,761		
Department of Youth Affairs	\$ 3,167,648		\$ 134,296		\$ 2,319		\$ 2,899	\$ 74,554	\$ 145,783	\$ 2,448,424		
Department of Land Management	\$ 2,519,304		\$ 15,155		\$ 25,862	\$ 5,653	\$ 24,559	\$ 8,277	\$ 84,760	\$ 2,604,064		
Department of Agriculture	\$ 2,302,641		\$ 34,790	\$ 228,485	\$ 17,395	\$ 4,349	\$ 6,610	\$ 33,181	\$ 329,410	\$ 2,246,495		
Public Defender	\$ 1,917,085	\$ 4,600	\$ 63,597		\$ 17,076	\$ 217		\$ 57,934	\$ 138,824	\$ 2,232,334		
Department of Labor	\$ 2,014,248		\$ 1,200,000		\$ 8,697		\$ 39,455	\$ 34,790	\$ 1,243,487	\$ 2,232,334		
DISID	\$ 988,751		\$ 113,068		\$ 12,803	\$ 2,174		\$ 13,046	\$ 180,546	\$ 1,728,958		
Supreme Court	\$ 1,548,112		\$ 82,775		\$ 21,474			\$ 112,418	\$ 137,837	\$ 1,728,958		
Department of Commerce	\$ 1,161,870		\$ 54,114		\$ 34,358	\$ 18,038		\$ 244,803	\$ 352,745	\$ 3,608,571		
Dept. of Parks and Recreation	\$ 3,255,826		\$ 30,262		\$ 6,088			\$ 11,307	\$ 47,657	\$ 1,410,772		
Bureau of Budget & Mangmt Research	\$ 1,363,115		\$ 53,842		\$ 27,686	\$ 53,546		\$ 11,154	\$ 257,640	\$ 1,159,632		
Guam Library	\$ 901,992		\$ 8,093		\$ 1,653	\$ 5,546		\$ 10,176	\$ 27,401	\$ 1,028,566		
Civil Service Commission	\$ 1,001,165		\$ 21,897		\$ 10,938	\$ 15,000		\$ 35,078	\$ 86,392	\$ 797,778		
Guam EPA	\$ 711,386		\$ 20,712		\$ 3,436			\$ 17,214	\$ 41,362	\$ 692,806		
Bureau of Planning	\$ 651,444		\$ 125,000		\$ 28,701	\$ 2,800		\$ 8,000	\$ 73,928	\$ 762,618		
Department of Chamorro Affairs	\$ 524,189		\$ 79,149		\$ 39,181			\$ 11,365	\$ 228,307	\$ 865,307		
Department of Military Affairs	\$ 637,000		\$ 286,319	\$ 23,341	\$ 4,295			\$ 6,204	\$ 334,074	\$ 513,168		
Public Auditor	\$ 179,094									\$ 503,676		
Chamorro Land Trust Commission	\$ 503,676				\$ 6,958			\$ 5,947	\$ 29,273	\$ 332,188		
Ancestral Lands Commission	\$ 302,915				\$ 2,174			\$ 5,370	\$ 32,800	\$ 368,800		
CAHA	\$ 336,000		\$ 7,248						\$ 85,409	\$ 499,321		
Guam Educational Telecomm. Corp	\$ 413,912		\$ 61,056	\$ 61,392	\$ 5,145			\$ 5,345	\$ 7,614	\$ 664,593		
Guam Election Commission	\$ 360,938		\$ 224,159		\$ 859			\$ 954	\$ 84,050	\$ 272,312		
Commission on Self-Determination	\$ 188,262		\$ 78,758		\$ 5,154			\$ 14,316	\$ 118,346	\$ 111,111		
Chamorro Registry Advisory Board			\$ 95,440		\$ 1,107			\$ 1,107	\$ 42,158	\$ 344,100		
Chief Medical Examiner	\$ 302,572		\$ 35,548		\$ 2,609				\$ 5,401	\$ 154,471		
State Council on Vocational Ed.	\$ 149,070				\$ 1,313				\$ 239	\$ 51,715		
Guam Planning Council	\$ 44,188		\$ 674						\$ 6,184	\$ 126,355		
AHRD	\$ 126,355											
Total	\$ 260,495,185	\$ 62,780	\$ 22,526,397	\$ 833,570	\$ 10,659,455	\$ 1,221,089	\$ 52,558,190	\$ 9,084,912	\$ 94,946,393	\$ 357,441,578		

(Relative to Chapter II, Section 2 of Act)

Attachment "B" - FY2001 Special Funds

	Fund	Personnel	Travel	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Capital Outlay	Object Totals	Grand Total
Department of Land Management	1	\$ 32,969	\$ -	\$ 188,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 188,000	\$ 220,969
Guam Mass Transit Authority	2	\$ 611,487	\$ 21,000	\$ 2,583,252	\$ -	\$ 15,000	\$ -	\$ 23,500	\$ 38,000	\$ 20,000	\$ 2,700,752	\$ 3,312,239
Department of Public Works	2	\$ 2,953,277	\$ -	\$ 700,000	\$ -	\$ 987,238	\$ 10,000	\$ -	\$ 600,000	\$ 150,000	\$ 2,447,238	\$ 5,400,515
DPW -- Solid Waste	3	\$ 4,364,906	\$ -	\$ 850,285	\$ -	\$ 450,000	\$ -	\$ -	\$ -	\$ 750,000	\$ 1,850,285	\$ 6,215,191
Customs & Quarantine	4	\$ 5,080,869	\$ 43,517	\$ 246,081	\$ 1,810,107	\$ 102,723	\$ -	\$ 44,100	\$ 152,192	\$ -	\$ 2,398,720	\$ 7,479,589
PEALS Board	5	\$ -	\$ -	\$ 43,458	\$ 15,480	\$ 1,500	\$ -	\$ 4,500	\$ 3,436	\$ 1,200	\$ 69,574	\$ 69,574
Guam Contractors License Board	6	\$ 307,157	\$ -	\$ 19,082	\$ -	\$ 2,800	\$ 2,000	\$ 3,600	\$ 12,540	\$ -	\$ 40,022	\$ 347,179
Chamorro Land Trust Commission	7	\$ 6,324	\$ 3,080	\$ 100,230	\$ -	\$ 4,000	\$ 900	\$ 6,000	\$ 68,344	\$ -	\$ 182,554	\$ 188,878
Department of Park & Recreation (parks only)	8,9	\$ -	\$ -	\$ 240,314	\$ -	\$ 100,000	\$ 150,000	\$ -	\$ 81,000	\$ -	\$ 571,314	\$ 571,314
Department of Agriculture	4	\$ 1,193,950	\$ -	\$ 23,097	\$ 72,366	\$ 12,000	\$ 6,334	\$ 9,800	\$ 24,800	\$ -	\$ 148,397	\$ 1,342,347
Guam Police Department	10	\$ 459,999	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 459,999
DOA Housing Management Division	11	\$ 440,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 440,000
Totals		\$ 14,550,940	\$ 67,597	\$ 4,793,799	\$ 1,897,953	\$ 1,675,261	\$ 169,234	\$ 81,500	\$ 980,312	\$ 921,200	\$ 10,596,858	\$ 25,147,786

Special Funds												
1 - Land Survey Revolving Fund												
2 - Territorial Highway Fund												
3 - Solid Waste Operations Fund												
4 - Customs, Agricultural and Quarantine Inspection Services Fund												
5 - Professional Engineers, Architects and Land Surveyors Board Fund												
6 - Contractors License Board Fund												
7 - Chamorro Land Trust Fund												
8 - Parks Fund												
9 - Guam Preservation Trust Fund												
10 - Police Services Fund												
11 - Housing Revolving Fund												

(Relative to Chapter II, Section 2 of Act)

Attachment "C" - FY2001 Federal Matching Funds												
	Personnel	Travel	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Capital Outlay	Indirect Costs	Object Totals	Grand Total
Public Health & Social Services	\$ 7,131,477	\$ 4,742	\$ 2,479,558	\$ 89,473	\$ 56,355	\$ 17,434	\$ 10,277,555	\$ 72,309	\$ 226,448	\$ -	\$ 13,223,872	\$ 20,355,349
DISID	\$ -	\$ 25,000	\$ 571,522	\$ 79,104	\$ 20,000	\$ 10,889	\$ 1,000	\$ 93,000	\$ 60,049	\$ 109,954	\$ 970,328	\$ 970,328
Department of Youth Affairs	\$ -	\$ -	\$ 33,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 33,000	\$ 33,000
Department of Law	\$ 855,259	\$ 3,300	\$ 460,758	\$ 139,922	\$ 6,600	\$ -	\$ 2,107,903	\$ 10,842	\$ 1,000	\$ -	\$ 2,729,123	\$ 3,584,302
Department of Labor	\$ 116,398	\$ 14,031	\$ 3,736	\$ -	\$ 3,525	\$ 308	\$ -	\$ 3,660	\$ -	\$ -	\$ 142,722	\$ 504,408
Department of Military Affairs	\$ 361,686	\$ -	\$ 34,750	\$ -	\$ 23,088	\$ -	\$ -	\$ 84,874	\$ -	\$ -	\$ 268,100	\$ 268,100
GAHA	\$ -	\$ -	\$ 249,100	\$ -	\$ 4,000	\$ -	\$ 10,000	\$ 3,000	\$ -	\$ -	\$ 443,479	\$ 1,778,902
Guam EPA	\$ 1,335,323	\$ 28,000	\$ 176,719	\$ 116,599	\$ 26,054	\$ -	\$ -	\$ 94,107	\$ -	\$ -	\$ -	\$ 477,828
Department of Agriculture	\$ 477,828	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals	\$ 10,277,971	\$ 75,073	\$ 4,009,141	\$ 427,098	\$ 139,632	\$ 26,439	\$ 12,386,458	\$ 361,792	\$ 287,495	\$ 109,954	\$ 17,835,082	\$ 35,595,091

(Relative to Chapter II, Section 2 of Act)

"Exhibit B" - FY2001 General Fund										
Department	Personnel	Local Mileage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Object Totals	Grand Total
Public Health and Social Services	\$ 11,749,552	\$ 30,000	\$ 10,270,313	\$ 234,135	\$ 775,588	\$ 25,000	\$ 47,832,727	\$ 761,775	\$ 59,929,538	\$ 71,679,090
Superior Court	\$ 13,255,027	\$ -	\$ 383,000	\$ -	\$ 195,692	\$ -	\$ 895,702	\$ 489,265	\$ 1,963,659	\$ 15,218,686
Supreme Court	\$ 1,548,112	\$ -	\$ 113,068	\$ -	\$ 12,803	\$ 2,174	\$ 35,730	\$ 13,046	\$ 176,821	\$ 1,724,933
Public Defender	\$ 1,917,085	\$ 4,600	\$ 34,790	\$ 228,485	\$ 10,599	\$ 4,349	\$ 6,610	\$ 33,181	\$ 322,614	\$ 2,239,699
Guam Election Commission	\$ 325,938		\$ 224,159	\$ 61,392	\$ 5,145		\$ 5,345	\$ 7,614	\$ 303,655	\$ 629,593

EXHIBIT B

'Exhibit C" - FY2001 Special Fund												
Department	Fund	Personnel	Local Mileage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Capital Outlay	Object Totals	Grand Total
Guam Contractors License Board	1	\$ 282,867	\$ 4,500	\$ 21,000	\$ -	\$ 5,000	\$ 2,000	\$ 3,600	\$ 13,212	\$ 15,000	\$ 64,312	\$ 347,179
Department of Parks & Recreation (parks only)	2,3	\$ -	\$ -	\$ 240,314	\$ -	\$ 100,000	\$ -	\$ -	\$ 81,000	\$ 150,000	\$ 571,314	\$ 571,314
Special Funds												
1 - Contractors License Board Fund												
2 - Parks Fund												
3 - Guam Preservation Trust Fund												

EXHIBIT C

Attachment D - Guam Visitors Bureau	
Object Category for Contractual	
Object	Amount
Contractual	
Printing/Promotional	\$ 530,000
Equipment Rental	\$ 61,018
Building Maintenance	\$ 46,500
Postage/Forwarding	\$ 26,100
Legal Services	\$ 40,000
Janitorial Services	\$ 12,000
Computer Maintenance	\$ 15,500
Travel Promo Souvenirs	\$ 10,000
Security Systems/Security Services	\$ 1,300
Garbage Collection	\$ 3,000
Subtotal	\$ 745,418
Research	\$ 300,000
Community Development	\$ 275,000
Cultural Heritage	\$ 390,000
Tourism Industry Relations	\$ 180,000
Subtotal	\$ 1,145,000
Japan Marketing & Operations	\$ 8,500,000
Korea Marketing & Operations	\$ 1,100,000
Taiwan Marketing & Operations	\$ 450,000
HongKong Marketing & Operations	\$ 350,000
Philippines Marketing & Operations	\$ 120,000
North America Marketing & Operations	\$ 350,000
Pacific Marketing & Operations	\$ 80,000
Subtotal	\$ 10,950,000
Total	\$ 12,840,418

(Relative to Chapter III, Section 2
of Act)

6

I MINA' BENTE SAIS NA LIHESLATURAN GUAHAN

2001 (FIRST) Regular Session

Date: March 1, 2001

VOTING SHEET

SubBill No. 8 (COR)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
ADA, Joseph F.	✓				
ADA, Thomas C.	✓				
AGUON, Frank B., Jr.	✓				
BROWN, Joanne M. S.	✓				
CALVO, Eddie B.	✓				
CAMACHO, Felix P.	✓				
CHARFAUROS, Mark C.	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
LEON GUERRERO, Lourdes A.	✓				
MOYLAN, Kaleo S.	✓				
PANGELINAN, Vicente C.	✓				
SANTOS, Angel L.G.	✓				
UNPINGCO, Antonio R.	✓				
WON PAT, Judith T.	✓				

TOTAL

15 0 0 0 0

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

3-1-01
2nd Edg

30

1

6
3/1/01

2

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2001 (FIRST) Regular Session

Bill No. 8 (COR)

As substituted by the Committee on
Ways and Means on the Floor and amended.

*

Introduced by:

Chairman, Committee on
Rules, General Government
Operation, Reorganization
and Reform and Federal,
Foreign and General Affairs
by request of *I Maga'lahaen*
Guåhan, the Governor of
Guam, in accordance with
the Organic Act of Guam.

Mark Forbes

J. F. Ada

T. C. Ada

F. B. Aguon, Jr.

J. M.S. Brown

E. B. Calvo

F. P. Camacho

M. C. Charfauros

L. F. Kasperbauer

L. A. Leon Guerrero

K. S. Moylan

V. C. Pangelinan

A. L.G. Santos

A. R. Unpingco

J. T. Won Pat

THE SUPPLEMENTAL APPROPRIATIONS ACT OF
2001.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 INDEX.

3
4 CHAPTER I.

- 5 Section 1. Short Title.
6 Section 2. Public Law Section Amendment.
7 Section 3. Public Law Section Repeal and
8 Reenactment.

9
10 CHAPTER II.

11 PERSONNEL AND OPERATIONS APPROPRIATIONS.

- 12 Section 1. Supplemental Appropriations for
13 Personnel and Operations for Fiscal Year
14 2001.
15 Section 2. Public Law Section Repeal and
16 Reenactment.
17 Section 3. Department of Public Health and Social
18 Services Operations Funding
19 Amendment.
20 Section 4. Superior Court of Guam Operations
21 Funding Amendment.
22 Section 5. Supreme Court of Guam Operations
23 Funding Amendment.
24 Section 6. Public Defender Services Corporation
25 Operations Funding Amendment.

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MISCELLANEOUS PROVISIONS.

- Section 1. G.C.A. Section Repeal.
- Section 2. Carryover of Local and Federal Matching Program Fund.
- Section 3. Appropriations to the Office of the Public Auditor for Fiscal Year 2001.
- Section 4. Public Auditor Appropriation Repeal.
- Section 5. Public Law Section Repeal.

CHAPTER V.

ADMINISTRATIVE PROVISIONS.

- Section 1. Public Law Section Repeal and Reenactment.
- Section 2. Public Law Section Repeal and Reenactment.
- Section 3. Public Law Section Repeal.
- Section 4. Public Law Section Repeal.
- Section 5. *I Maga'lahaen Guåhan* Transfer Authority.
- Section 6. Teacher Personal Leave.
- Section 7. Guam Public Library Authorized to Use Surplus Personnel Funds for Grant Matching.
- Section 8. Advance DOE Textbook Appropriation.

1	Section 9.	Prior Years Obligations.
2	Section 10.	Authorization to Expend Appropriated
3		Funds for Matching Requirements of
4		Federal Programs.
5	Section 11.	Transfer of Employees.
6	Section 12.	G.C.A. Section Addition.
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8		Services Program.
9	Section 14.	Public Law Section Amendment.
10	Section 15.	MIP Program.
11	Section 16.	G.C.A. Section Repeal.
12	Section 17.	Severability.

CHAPTER I.

1 **Section 1. Short Title.** This Act shall be known as the
2 *"Supplemental Appropriations Act of 2001."* Except as otherwise provided by
3 this Act, the appropriations made by this Act shall be available to pay for
4 obligations incurred on or after October 1, 2000, but *no later than* September
5 30, 2001. In the event that any appropriation of this Act is found contrary to
6 Federal law, all portions *not* so found shall remain valid.

7 **Section 2. Public Law Section Amendment.** Section 2 of Chapter I of
8 Public Law Number 25-164, as *amended* by §19 of P.L. No. 25-176, is hereby
9 *amended* to read as follows:

10 **"Section 2. Adoption of Estimated Revenues for Fiscal**
11 **Year 2001.** The revenue estimate for the General Fund in Fiscal
12 Year 2001 is established at Four Hundred Seventy Million Four
13 Hundred Thousand Dollars (\$470,400,000). Special Funds are expected
14 to collect Forty-one Million Six Hundred Fifty-two Thousand Two
15 Hundred Thirty Dollars (\$41,652,230). Federal Grants-in-Aid requiring
16 local matching totals Twenty-eight Million One Hundred Thirteen
17 Thousand Fifty-three Dollars (\$28,113,053). *I Liheslaturan Guåhan* hereby
18 adopts this revenue estimate for the purpose of making the various
19 appropriations contained in this Act."

20 **Section 3. Public Law Section Repeal and Reenactment.** Section
21 3 of Chapter I of Public Law Number 25-164 is hereby *repealed and reenacted* to
22 read as follows:

23 **"Section 3.** The following are continuing appropriations:

1	A. 1989 WATER SYSTEM REVENUE BOND.	
2	(P.L. No. 20-16, Infrastructure Improvements, §30	
3	Pledged and Due FY 2009 as Final Year)	\$ 4,614,200
4	B. 1993 AND 1995 GENERAL OBLIGATIONS BONDS	
5	1/ Requirement from the General Fund to cover shortfall of	
6	payment for debt service from the Guam Education Facility Fund.	
7	(P.L. No. 22-19, Capital Projects Pledged and Due FY 2018 as Final	
8	Year; and P.L. No. 23-14, Tax Refunds, Supplemental Retirement	
9	Payments Pledged and Due FY 2005 as Final Year)	\$ 13,593,458
10	C. VOLUNTARY SEPARATION AND EARLY	
11	RETIREMENT PAYMENTS LOAN.	
12	(P.L. No. 25-72)	<u>\$ 3,294,828</u>
13	GRAND TOTAL	\$ 21,502,486"

1	a.	For Personnel Services, <i>not</i> to exceed	\$150,679.00
2	b.	For Operating Expense	
3	1.	Contractual Services, <i>not</i> to exceed	\$ 6,260.00
4	2.	Utilities, <i>not</i> to exceed	\$ 2,152.00
5	(6)	Council on the Arts and Humanities:	
6	a.	For Personnel Services, <i>not</i> to exceed	\$ 13,664.00
7	b.	For Operating Expense	
8	1.	Miscellaneous for Board Stipend,	
9		<i>not</i> to exceed	\$ 3,350.00
10	2.	Utilities, <i>not</i> to exceed	\$ 6,301.00
11	(7)	Department of Chamorro Affairs:	
12	a.	For Personnel Services, <i>not</i> to exceed	\$141,811.00
13	b.	For Capital Outlay, <i>not</i> to exceed	\$ 10,000.00
14	(8)	Chamorro Land Trust Commission:	
15	a.	For Personnel Services, <i>not</i> to exceed	\$123,761.00
16	(9)	Civil Service Commission:	
17	a.	For Personnel Services, <i>not</i> to exceed	\$106,976.00
18	b.	For Operating Expense	
19	1.	Contractual Services, <i>not</i> to exceed	\$ 9,160.00
20	2.	Miscellaneous for Board Stipend,	\$ 15,000.00
21		<i>not</i> to exceed	
22	3.	Utilities, <i>not</i> to exceed	\$ 14,796.00
23	(10)	Department of Commerce:	
24	a.	For Operating Expense	

1	1. Utilities, <i>not to exceed</i>	\$ 98,020.00
2	(11) Commission on Self Determination:	
3	a. For Personnel Services, <i>not to exceed</i>	\$ 3,625.00
4	(12) Department of Corrections:	
5	a. For Personnel Services, <i>not to exceed</i>	\$766,089.00
6	(13) Department of Integrated Services for Individuals with	
7	Disabilities ("DISID"):	
8	a. For Operating Expense	
9	1. Contractual Services, <i>not to exceed</i>	\$ 58,145.00
10	2. Miscellaneous specifically for local matching	
11	funds, <i>not to exceed</i>	\$229,189.00
12	3. Utilities, <i>not to exceed</i>	\$ 9,210.00
13	(14) Guam Fire Department:	
14	a. For Operating Expense	
15	1. Contractual Services, <i>not to exceed</i>	\$ 71,070.00
16	2. Supplies, <i>not to exceed</i>	\$100,250.00
17	(15) Guam Election Commission:	
18	a. For Operating Expense	
19	1. Contractual Services, <i>not to exceed</i>	\$ 80,000.00
20	2. Office Rental, <i>not to exceed</i>	\$ 2,933.00
21	3. Utilities, <i>not to exceed</i>	\$ 2,000.00
22	(16) Guam Educational Telecommunications Corporation ("KGTF"):	
23	a. For Personnel Services, <i>not to exceed</i>	\$ 24,293.00
24	b. For Operating Expense	

1	1. Utilities, <i>not to exceed</i>	\$ 9,247.00
2	(17) Department of Labor:	
3	a. For Operating Expense	
4	1. Travel (Local Mileage), <i>not to exceed</i>	\$ 5,436.00
5	2. Supplies, <i>not to exceed</i>	\$ 3,000.00
6	3. Utilities, <i>not to exceed</i>	\$ 25,685.00
7	(18) Department of Land Management:	
8	a. For Personnel Services, <i>not to exceed</i>	\$245,212.00
9	b. For Operating Expense	
10	1. Supplies, <i>not to exceed</i>	\$ 13,735.00
11	2. Utilities, <i>not to exceed</i>	\$ 40,000.00
12	(19) Department of Law:	
13	a. For Operating Expense	
14	1. Contractual Services, <i>not to exceed</i>	\$200,000.00
15	(20) Guam Public Library:	
16	a. For Operating Expense	
17	1. Equipment, <i>not to exceed</i>	\$140,000.00
18	(21) Department of Mental Health and Substance Abuse:	
19	a. For Personnel Services, <i>not to exceed</i>	\$ 915,099.00
20	b. For Operating Expense	
21	1. Contractual Services, <i>not to exceed</i>	\$ 47,043.00
22	2. Supplies, <i>not to exceed</i>	\$ 80,243.00
23	3. Utilities, <i>not to exceed</i>	\$ 40,108.00
24	(22) Department of Parks & Recreation:	

1	a.	For Personnel Services, <i>not to exceed</i>	\$309,253.00
2	b.	For Operating Expense	
3	1.	Utilities, <i>not to exceed</i>	\$ 21,124.00
4	(23)	Guam Police Department:	
5	a.	For Personnel Services, <i>not to exceed</i>	\$584,846.00
6	(24)	Department of Public Health & Social Services:	
7	a.	For Personnel Services, <i>not to exceed</i>	\$ 1,131,318
8	b.	For Operating Expense	
9	1.	Contractual Services, <i>not to exceed</i>	\$ 92,956.00
10	(25)	Department of Public Works:	
11	a.	For Personnel Services, <i>not to exceed</i>	\$628,254.00
12	b.	For Operating Expense	
13	1.	Utilities	\$ 91,729.00
14	2.	Supplies	\$108,824.00
15	(26)	Department of Revenue & Taxation:	
16	a.	For Personnel Services, <i>not to exceed</i>	\$209,866.00
17	b.	For Operating Expense	
18	1.	Travel (Local Mileage), <i>not to exceed</i>	\$ 8,000.00
19	2.	Supplies, <i>not to exceed</i>	\$ 36,026.00
20	3.	Utilities, <i>not to exceed</i>	\$ 71,096.00
21	(27)	Department of Youth Affairs:	
22	a.	For Personnel Services, <i>not to exceed</i>	\$145,745.00
23	b.	For Operating Expense	
24	1.	Utilities, <i>not to exceed</i>	\$ 25,075.00

1 **Section 2. Public Law Section Repeal and Reenactment.** Section

2 1 of Chapter II of Public Law Number 25-164 is hereby *repealed and reenacted* to
3 read as follows:

4 **"Section 1. Personnel Appropriations.** Two Hundred
5 Eight-five Million Seven Hundred Eighty-nine Thousand Eight
6 Hundred Seventy-three Dollars (\$285,789,873) is appropriated for the
7 personnel requirements for the period beginning October 1, 2000 and
8 ending September 30, 2001. This sum is composed of Two Hundred
9 Sixty Million Sixty Thousand Nine Hundred Sixty-four Dollars
10 (\$260,060,964) from the General Fund, which shall be expended as
11 contained in '**Attachment A**'; Fifteen Million Four Hundred Fifty
12 Thousand Nine Hundred Thirty-eight Dollars (\$15,450,938) from Special
13 Funds, which shall be expended as contained in '**Attachment B**';
14 and Ten Million Two Hundred Seventy-seven Thousand Nine Hundred
15 Seventy-one Dollars (\$10,277,971) from Federal Matching Grants-in-Aid,
16 which shall be expended as contained in '**Attachment C.**'"

17 **Section 3. Department of Public Health and Social Services**
18 **Operations Funding Amendment.** The appropriation levels listed on
19 "Attachment A" to Public Law Number 25-164 for the Department of Public
20 Health and Social Services is hereby *amended* with the appropriation levels on
21 the attached "**Exhibit B**" to this Act.

22 **Section 4. Superior Court of Guam Operations Funding Amendment.**

1 The appropriation levels listed on "Attachment A" to Public Law Number 25-
2 164 for the Superior Court of Guam is hereby *amended* with the appropriation
3 levels on the attached "**Exhibit B**" to this Act.

4 **Section 5. Supreme Court of Guam Operations Funding**
5 **Amendment.** The appropriation levels listed on "Attachment A" to Public
6 Law Number 25-164 for the Supreme Court of Guam is hereby *amended* with
7 the appropriation levels on the attached "**Exhibit B**" to this Act.

8 **Section 6. Public Defender Services Corporation Operations Funding**
9 **Amendment.** The appropriation levels listed on "Attachment A" to Public
10 Law Number 25-164 for the Public Defender Services Corporation is hereby
11 *amended* with the appropriation levels on the attached "**Exhibit B**" to this
12 Act.

13 **Section 7. Guam Contractors License Board Operations Funding**
14 **Amendment.** The appropriation levels listed on "Attachment B" to Public
15 Law Number 25-164 for the Guam Contractors License Board is hereby
16 *amended* with the appropriation levels on the attached "**Exhibit C**" to this
17 Act.

18 **Section 8. Department of Parks and Recreation Operations Funding**
19 **Amendment.** The appropriation levels listed on "Attachment B" to Public
20 Law Number 25-164 for the Department of Parks and Recreation is hereby
21 *amended* with the appropriation levels on the attached "**Exhibit C**" to this
22 Act.

23 **Section 9. Chamorro Registry Advisory Board Operations Funding**
24 **Amendment.** The appropriation levels listed on "Attachment A" to Public

1 Law Number 25-164 for the Chamorro Registry Advisory Board are hereby
2 *deleted*.

3 **Section 10. Guam Election Commission Operations Funding**
4 **Amendment.** The appropriation level for "Personnel" listed on
5 "Attachment A" to Public Law Number 25-164 for the Guam Election
6 Commission is hereby *amended* with the appropriation levels on the attached
7 "**Exhibit B**" to this Act.

8 **Section 11. Guam Fire Department Operations Funding Amendment.**
9 The appropriation level for "Misc." listed on "Attachment A" to Public Law
10 Number 25-164 for the Guam Fire Department is hereby *deleted*.

|

CHAPTER III.

1 **MISCELLANEOUS APPROPRIATIONS.**

2 **Section 1. Public Law Section Repeal and Reenactment.** Section

3 12 of Public Law Number 25-176 is hereby *repealed and reenacted* to read as
4 follows:

5 **"Section 12. Appropriation to the Worker's Compensation**

6 **Fund.** (a) The sum of One Million One Hundred Fifty Thousand
7 Dollars (\$1,150,000) is hereby appropriated from the General Fund
8 to the Worker's Compensation Fund. The funds appropriated in
9 this Section shall be utilized for worker's compensation payment
10 for the purposes set out in §9144 of Title 22 of the Guam Code
11 Annotated to pay workers compensation for claims by employees
12 of the government of Guam, including outstanding prior years
13 obligations and future obligations associated with the provisions
14 of this Section.

15 (b) Notwithstanding any other provision of law, the
16 appropriation made in this Section may be used to pay for
17 compensation for disability, medical, surgical, and other
18 attendance or treatment; nurse; hospital service; medical travel
19 and/or *per diem*; medicine; crutches; and apparatus required by
20 the claimant for such period as the nature of the injury, or the
21 process of recovery, may require."

1 **Section 2. Public Law Section Repeal and Reenactment.** Section
2 23(b) of Chapter III of Pubic Law Number 25-164 is hereby *repealed and*
3 *reenacted* to read to as follows:

4 “(b) Twelve Million Eight Hundred Forty Thousand Four
5 Hundred Eighteen Dollars (\$12,840,418) for contractual services, which
6 shall be expended pursuant to the Budget Digest provided in
7 **‘Attachment D’** of this Act; Fifty Thousand Dollars (\$50,000.00)
8 for warehouse storage space; Ten Thousand Dollars (\$10,000.00) for
9 supplies and materials; Forty-six Thousand Dollars (\$46,000.00) for
10 miscellaneous; One Hundred Twenty-nine Thousand Seven Hundred
11 Twenty Dollars (\$129,720.00) for utilities; and Twenty-five Thousand
12 Dollars (\$25,000.00) for capital outlay.”

13 **Section 3. Appropriations to the Department of Revenue and**
14 **Taxation for the purchase of Driver’s License Processing Equipment.**

15 (a) There is hereby appropriated from the General Fund to the
16 Department of Revenue and Taxation the sum of One Hundred
17 Thousand Dollars (\$100,000.00) *specifically* for the purchase of
18 equipment and software for the processing of driver’s licenses. The
19 appropriations contained in this Section shall *not* be used for any other
20 purpose and shall *not* be subject to any of *l Maga’lahen Guåhan’s* transfer
21 authority.

22 (b) Notwithstanding any other provision of law, the sum of
23 Two Hundred Thousand Dollars (\$200,000.00) is hereby transferred and
24 appropriated from the Guam Highway Fund to the Department of

1 Revenue and Taxation for the sole purpose of purchasing equipment
2 and software for the processing of drivers licenses.

3 **Section 4. Appropriations to the Hal's Angels Football Association.**

4 There is hereby appropriated the sum of Thirteen Thousand Four Hundred
5 Forty-eight Dollars (\$13,448.00) to the Hal's Angels Football Association for
6 the specific purpose of paying outstanding invoices to vendors for the
7 purchase of equipment authorized by §4 of Public Law Number 24-300 and
8 de-appropriated by §41(f) of Chapter III of Public Law Number 25-03.

9 **Section 5. Transfer and Appropriations to the Rainy Day Fund for**
10 **Deficit Elimination. (a) Transfer.** There is hereby transferred from the

11 General Fund to the Rainy Day Fund the sum of Two Million Ninety-
12 three Thousand Four Hundred Seven Dollars (\$2,093,407), identified as
13 revenues in excess of appropriations to date.

14 **(b) Appropriations From the Rainy Day Fund.** There is
15 hereby appropriated from the Rainy Day Fund the sum of Two Million
16 Ninety-three Thousand Four Hundred Seven Dollars (\$2,093,407),
17 identified as revenues in excess of appropriations to date, for the
18 purpose of reducing the accumulated General Fund deficit.

19 **(c) Continuing Appropriations to the Rainy Day Fund.**

20 There is hereby *automatically* appropriated at the end of Fiscal Year 2001,
21 and every fiscal year thereafter, to the Rainy Day Fund, for the purpose
22 of reducing the accumulated General Fund deficit, all sums collected in
23 excess of appropriations for the operating fiscal year over adopted
24 revenues for the operating fiscal year, as well as other General Fund
25 lapses, *except* as otherwise provided by law.

1 **Section 6. Public Law Section Amendment.** Section 11 of Public
2 Law Number 25-71 is hereby *amended* to read as follows:

3 **"Section 11. Identification and Transfer of Funding for Tax**
4 **Refunds Processing.** Notwithstanding any other provision of law, *I*
5 *Maga'lahaen Guåhan* shall identify and is authorized to transfer Fifty
6 Thousand Dollars (\$50,000.00) from any General Fund appropriations
7 within the Executive Branch to the Department of Revenue and
8 Taxation, *specifically* to hire personnel on a *temporary* basis, whether by
9 contract or other temporary means, or to pay for overtime expenses
10 incurred *strictly* for the purpose of processing individual and corporate
11 income tax returns. The Director shall report to *I Maga'lahaen Guåhan, I*
12 *Liheslaturan Guåhan* and the media weekly the number of tax returns
13 processed by the Department of Revenue and Taxation during that
14 week, the tax year for those returns and the number of tax refund checks
15 issued and outstanding. This appropriation shall *not* be subject to
16 transfer to any other entity of the government, nor may it be utilized for
17 any other purpose."

1 **CHAPTER IV.**

2 **MISCELLANEOUS PROVISIONS.**

3 **Section 1. G.C.A. Section Repeal.** Section 1911 of Chapter 19 of
4 Title 1 of the Guam Code Annotated is hereby *repealed*.

5 **Section 2. Carryover of Local and Federal Matching Program Fund.**
6 The local and Federal matching funds for programs whose grant expiration
7 dates extend beyond September 30 of the operating fiscal year, beginning with
8 Fiscal Year 2001, are hereby authorized to be carried over and expended
9 through the period of the grant award applicable or extension thereof.

10 **Section 3. Appropriations to the Office of the Public Auditor for**
11 **Fiscal Year 2001.** Notwithstanding §1911 of Title 1 of the Guam Code
12 Annotated, there is hereby appropriated from the General Fund to the Office
13 of the Public Auditor the sum equal to one hundred thirty-four thousandths
14 of a percent (.134%) of the budget of the government of Guam for Fiscal Year
15 2001. In calculating the budget of the government of Guam for these
16 purposes, all funds budgeted to operate Guam's public school system shall be
17 included, as shall subsidies to autonomous agencies from the General Fund
18 and all locally-generated funds normally subject to appropriation.

19 Government revenues collected in fees and charges, normally *not*
20 appropriated by *I Liheslaturan Guåhan* and used by autonomous agencies, shall
21 *not* be included in determining this amount, nor shall Federal grants and
22 similar Federal funding be included. The budget of the Public Auditor is *not*
23 subject to the allotment process or the control of the Bureau of Budget and
24 Management Research, nor shall *I Maga'lahaen Guåhan* impound or transfer

1 funds appropriated to the Public Auditor. The Public Auditor shall submit its
2 budget to *I Liheslaturan Guåhan* within thirty (30) days of enactment of this
3 Act. The Public Auditor shall receive from the Department of Administration,
4 or its successor, an amount totaling the difference between the appropriations
5 made in this Section and BBMR allotments-to-date to the Office of the Public
6 Auditor, but *no less than* one-seventh (1/7) of its budget on the first day of
7 every month of the fiscal year until such budget has been exhausted. On a
8 month where more than two (2) pay periods shall occur, the Department of
9 Administration shall release such funds required for the purpose of meeting
10 the operational needs of the Public Auditor for that month; provided, a
11 sufficient balance of the appropriation remains.

12 **Section 4. Public Auditor Appropriation Repeal.** The
13 appropriation levels listed on "Attachment A" to Public Law Number 25-164
14 for the Public Auditor is hereby *repealed*.

15 **Section 5. Public Law Section Repeal.** Section 22 of Public Law
16 Number 25-176 is hereby *repealed*.

CHAPTER V.

ADMINISTRATIVE PROVISIONS.

Section 1. Public Law Section Repeal and Reenactment. Section 1 of Chapter V of Public Law Number 25-164 is hereby *repealed and reenacted* to read as follows:

"Section 1. Appropriations from the Guam Contractors License Board Fund and Professional Engineers, Architects and Land Surveyors Board Fund to Revert to the General Fund for Fiscal Year 2001. At the end of Fiscal Year 2001, any unappropriated balances from the Guam Contractors License Board Fund and the Professional Engineers, Architects and Land Surveyors Board Fund shall revert to the General Fund."

Section 2. Public Law Section Repeal and Reenactment. Sections 2(a) and (b) of Chapter V of Public Law Number 25-164 are hereby *repealed and reenacted* to read as follows:

"(a) General Fund, Reversion. All unexpended or unencumbered appropriations made from the General Fund pursuant to this Act for Fiscal Year 2001 shall *revert* to the General Fund on the last day of that fiscal year; *and*

(b) Tourist Attraction Fund, Reversion. All unexpended or unencumbered appropriations made in this Act for Fiscal Year 2001 from the Tourist Attraction Fund shall revert to the Tourist Attraction Fund on the last day of that fiscal year."

Section 3. Public Law Section Repeal. Section 3 of Chapter V of Public Law Number 25-164 is hereby *repealed*.

1 **Section 4. Public Law Section Repeal.**

Section 28 of Chapter V of

2 Public Law Number 25-164 is hereby *repealed*.

3 **Section 5. I Maga'lahaen Guåhan Transfer Authority.**

4 (a) *I Maga'lahaen Guåhan* is authorized to transfer, between,
5 Personnel Services and Operating Expense category, within an agency,
6 *not more than* five percent (5%) of the combined total of the Personnel
7 Services appropriations within an Agency contained in "Attachment A"
8 of Public Law Number 25-164 and Chapter 2 of this Act; and *not more*
9 *than* five percent (5%) of the combined total of the Operating Expense
10 appropriations within an Agency contained in "Attachment A" of Public
11 Law Number 25-164 and Chapter 2 of this Act.

12 (b) Appropriations for utilities shall *not* be included in
13 determining the five percent (5%) transfer limitation applicable to the
14 Operating Expense category in Subsection (a) of this Section.

15 (c) *I Maga'lahaen Guåhan* shall report first to *I Liheslaturan Guåhan*
16 *prior to* any transfer of funds pursuant to this Section.

17 (d) No transfer, authorized by this or any other Section of this
18 Act, shall be effective for forty-five (45) days after the date upon which *I*
19 *Maga'lahaen Guåhan* reports to the Speaker of *I Liheslaturan Guåhan* the
20 source and destination of each transfer. Should *I Liheslaturan Guåhan*
21 fail to take action, the transfer may be effective after the passage of the
22 forty-five (45) days. Should *I Liheslaturan Guåhan* reject such transfer by
23 bill, the transfer shall *not* occur.

1 (e) No transfer pursuant to Subsection (a) of this Section shall
2 be used for the payment of office leases.

3 **Section 6. Teacher Personal Leave.** For Fiscal Year 2001, the
4 Director of Education is hereby authorized to convert any unused personal
5 leave hours earned by teachers, health counselors and guidance counselors
6 during a school year to the cash value of eight (8) hours for each eight (8)
7 hours of unused personal leave, payable in lump sum at the end of the school
8 year.

9 **Section 7. Guam Public Library Authorized to Use Surplus Personnel**
10 **Funds for Grant Matching.** The Guam Public Library System is
11 authorized to use any surplus personnel funds appropriated for new
12 positions by Public Law Numbers 25- 162 and 25-176 as matching funds for
13 grants, including but *not* limited to, "e-rate" grants and for the purchase of
14 library books and subscriptions, inclusive of electronic subscriptions.

15 **Section 8. Advance DOE Textbook Appropriation.**
16 Notwithstanding any other provision of law, the Department of Education is
17 hereby authorized to purchase textbooks, and related materials as defined by
18 17 G.C.A. §4104, during Fiscal Year 2001; from the advance appropriation
19 authorized by §26 of Chapter III of Public Law Number 25-164. The
20 Department of Education may, *if* necessary, in agreements with textbook
21 vendors, defer payment until after October 1, 2001, but *not* later than
22 December 31, 2001, with the full faith and credit of the government of Guam.

23 **Section 9. Prior Years Obligations.** Notwithstanding any other
24 provision of law, appropriations made in Public Law Number 25-164 and in

1 this Act may be expended for obligations incurred in the last two (2) weeks of
2 the prior fiscal year, *except* in the case of utilities, such as water, power, sewer
3 and telephone. In such cases of utilities, obligations may be paid regardless of
4 what fiscal year they were incurred in and shall include all arrears due. Such
5 payments shall be made only after prior notice of each proposed payment is
6 delivered to the Speaker of *I Liheslaturan Guåhan* by *I Maga'lahaen Guåhan*.

7 **Section 10. Authorization to Expend Appropriated Funds for**
8 **Matching Requirements of Federal Programs.** Notwithstanding any
9 other provision of law, Departments are authorized to expend funds
10 appropriated in Public Law Number 25-164 and Chapter 2 of this Act for
11 matching requirements of Federal grants for which notice(s) of grant award(s)
12 were received after the passage of Public Law Number 25-164, and for which
13 a grant period(s) begins or ends between the periods October 1, 2000 and
14 September 30, 2001, inclusive.

15 **Section 11. Transfer of Employees.** Notwithstanding any
16 other provision of law, and recognizing that the ongoing government
17 reorganization may cause shortages of personnel in certain areas of the
18 government, *I Maga'lahaen Guåhan* is authorized to transfer employees to
19 *equivalent* positions within or between any department or agency of the
20 government of Guam, *except* that:

21 (a) the provisions of this Section shall *not* apply to any
22 employee of the Legislative or Judicial Branches of the government, and
23 the transfer of any employee shall *not* result in a loss of pay or salary;
24 *and*

1 (b) the transfer of any employee pursuant to this Section shall
2 be accompanied with the authorized funding for the transferred
3 employee's position, which was made to the department or agency they
4 are being transferred from, pursuant to any personnel funding
5 authorized by this Act. Any transfer *not* in conformance with this
6 Section shall be considered null and void on the effective date of this
7 Act. Any compensation due to an employee transferred under the
8 provisions of this Section and for whom no accompanying transfer of
9 funding has been made, shall be charged to the department or agency of
10 origin by the Department of Administration. No certifying officer of the
11 government shall certify that funds are available to pay for the
12 compensation of a transferred employee, *unless* certain that funds and
13 budgetary authority have been transferred for that employee as detailed
14 in this Section.

15 No transfer of an employee shall occur from an autonomous
16 agency, UOG and GCC of the government of Guam to a line department
17 of the government of Guam, or any agency or department of the
18 government of Guam whose funding is appropriated, in part or whole,
19 from the General Fund. It is the intent of *I Liheslaturan Guåhan* that in
20 every circumstance, a transfer of personnel from an appropriate agency
21 shall be the *first* alternative exercised in such circumstances where it has
22 been determined by *I Maga'lahaen Guåhan* that a need for personnel in an
23 area of the government exists.

1 **Section 12. G.C.A. Section Addition.** Section 2416 is hereby
2 *added* to Article 4, Chapter 2, Division 1, Part 1 of Title 10 of the Guam Code
3 Annotated to read as follows:

4 **"Section 2416. Guam Child Care Fund.** There is hereby
5 created a special fund to be known as the Guam Child Care Fund,
6 which shall be maintained separate and apart from any other funds
7 from the government of Guam and independent records and accounts
8 thereof shall be established in connection therewith. The Fund shall be
9 used for the sole purpose of provision of child care services by the
10 Department of Public Health and Social Services. The Director of the
11 Department of Public Health and Social Services shall administer the
12 Fund, subject to audit by the Department of Administration and the
13 Bureau of Budget and Management Research. The Fund shall dissolve
14 on December 31, 2001 and all unexpended and unencumbered funds
15 shall revert to the General Fund."

16 **Section 13. Transfer Authority for the Child Care Services**
17 **Program.**

18 **(a) Legislative Findings and Intent.** *I Liheslaturan Guåhan*
19 *finds that there are hundreds of low-income families that depend upon*
20 *the Community Child Care Development Block Grant ("Block Grant"),*
21 *which provides monetary assistance for child care services to said*
22 *families and those who are seeking to transition off assistance programs*
23 *and into the workforce. I Liheslaturan Guåhan further finds that the*
24 *administrators of the Block Grant have not only failed to maintain*

1 proper records of the program, but have exhausted the Federal funds
2 appropriated for the Block Grant as of February, 2001. It is, therefore,
3 the intent of *I Liheslaturan Guåhan* to fund the Block Grant specifically to
4 cover the shortfall of the Child Care Block Grant through September 30,
5 2001.

6 (b) **Identification and Transfer.** *Except from the Tourist*
7 *Attraction Fund; the Water Research and Development Fund; the Solid*
8 *Waste Management Fund; the Litter Control Revolving Fund; the Guam*
9 *Environmental Trust Fund; the Air Pollution Control Special Fund; the*
10 *Hazardous Substances Emergency Response and Remedial Action*
11 *Fund; the Guam Wildlife Conservation Fund; the Land Survey*
12 *Revolving Fund; the Chamorro Land Trust Fund; the Junior Reserve*
13 *Officers Training Corp Fund; and the Rainy Day Fund, and*
14 *notwithstanding any other provision of law, I Maga'lahaen Guåhan shall*
15 *indentify and is authorized to transfer not more than Four Million Three*
16 *Hundred Thousand Dollars (\$4,300,000) from General Fund*
17 *appropriations within the Executive Branch to the Guam Child Care*
18 *Fund for Fiscal Year 2001. The Director of the Department of Public*
19 *Health and Social Services is authorized to expend for Fiscal Year 2001*
20 *the balance of the Guam Child Care Fund for the provision of child care*
21 *services pursuant to a Guam Child Care program, which shall be*
22 *instituted by the Department using the same payment rates, eligibility*
23 *and priority criteria and standards as the child care services funded by*
24 *the Child Care and Development Fund ("CCDF"), and which shall*

1 extend the benefits of the program to current CCDF program recipients
2 in accordance with Subsection (e).

3 Notwithstanding any other provision of law or this Act, any
4 amounts transferred pursuant to this Section and the Federal funds
5 received pursuant to the Fiscal Year 2000 CCDF Services Grant shall be
6 released monthly by BBMR at the rate of one-seventh (1/7) of the total
7 for the Fiscal Year. The Guam Child Care Program shall expire at the
8 end of Fiscal Year 2001.

9 (c) **Exemption of Transfer Authority.** *I Maga'lahaen Guåhan*
10 shall *not* transfer funds from any Department of Public Health and
11 Social Services Public Assistance and Welfare Programs to cover the
12 shortfall of the Child Care Block Grant in Fiscal Year 2001.

13 (d) **Report Required Before Transfers.** *I Maga'lahaen Guåhan*
14 shall file with the Speaker of *I Liheslaturan Guåhan*, and the Chairman of
15 the Committee on Public Works, Health, and Human Services all
16 transfers to be made pursuant to Subsection (b) of this Section *prior* to
17 effectuating such transfers.

18 (e) **Reporting Requirement.** Within thirty (30) days of
19 enactment of this Act, and continuing on the fifteenth (15th) of each
20 month thereafter, the Department of Public Health and Social Services
21 shall submit to the Speaker of *I Liheslaturan Guåhan* a monthly report in
22 writing detailing the full and complete expenditure report of the Child
23 Care Development Block Grant. The Department of Public Health and
24 Social Services shall submit a copy of the annual Child Care

1 Development Block Grant application, two-year State Plan or any
2 substantial changes to the application or state plan to the Speaker of *I*
3 *Liheslaturan Guåhan*.

4 (f) **Audit.** Within ninety (90) days of enactment of this Act,
5 the Public Auditor shall initiate a full audit of the Community Child
6 Care Development Block Grant within the Department of Public Health
7 and Social Services. A copy of the audit results shall be transmitted to *I*
8 *Maga'lahren Guåhan*, the Speaker of *I Mina'Bente Sais Na Liheslaturan*
9 *Guåhan* and the Chairman, Committee on Public Works, Health and
10 Human Services of *I Mina'Bente Sais Na Liheslaturan Guåhan*.

11 (g) The Director of the Department of Public Health and Social
12 Services shall be held personally and financially liable, as a certifying
13 officer is under Chapter 14 of Title 4 of the Guam Code Annotated, for
14 any expenditure in excess of the authorized expenditure of the Guam
15 Child Care Fund.

16 (h) **General Fund Reimbursement.** The funds transferred
17 pursuant to this Subsection (b) of this Section shall be fully reimbursed
18 to the General Fund, from subsequent Federal grant allotments of the
19 Child Care Block Grant, commencing with the next grant award on
20 October 1, 2001. To fulfill this requirement, a recovery factor shall be
21 incorporated into *I Maga'lahren Guåhan's* plans to bring the Child Care
22 Services Program within its Federal funding cap, prospectively. The
23 Department of Public Health and Social Services shall make every effort
24 to fulfill the requirements of this Subsection, including, but *not* limited

1 to, the filing of a State Plan amendment incorporating a recovery factor
2 towards the next grant award and subsequent grant awards, as may be
3 necessary, until the full amount is recovered by the General Fund
4 through grant funds.

5 (i) **Payment Restriction.** Funds identified and
6 transferred pursuant to this Section shall be limited to program
7 recipients who were qualified by the Department of Public Health and
8 Social Services, *and* enrolled in the Child Care Services Program as of
9 September 30, 2000.

10 **Section 14. Public Law Section Amendment.** Section 7 of
11 Chapter V of Public Law Number 25-164 is hereby *amended* to read as follows:

12 **"Section 7. Prohibition Against Payment for Cellular**
13 **Phone Services with Government Funds.** Notwithstanding any
14 other provision of law, and upon the effective date of this Act, no
15 government of Guam funds shall be expended for the purpose of
16 cellular telephones, cellular telephone service or cellular telephone air
17 time. This Section shall apply to the expenditure of any or all
18 government of Guam funds, *regardless* of source and inclusive of all
19 funds utilized by autonomous agencies. This Section shall *not* apply to *I*
20 *Maga'lahaen Guåhan, I Segundo Maga'lahaen Guåhan*, the Chief Justice of the
21 Guam Supreme Court, the Presiding Judge of the Superior Court of
22 Guam, the Crisis Hotline Program of the Department of Mental Health
23 and Substance Abuse for official use only, and on-call health
24 professionals at the Guam Memorial Hospital Authority, the

1 Department of Mental Health and Substance Abuse and the Department
2 of Public Health and Social Services."

3 **Section 15. MIP Program.**

4 (a) **Legislative Intent.** *I Liheslaturan Guåhan* finds that the
5 purpose of Public Law Number 25-163 enacted in September 21, 2000,
6 was to update and reform the Medically Indigent Program within the
7 Department of Public Health and Social Services. Revisions contained
8 in the legislation intended to revise the Medically Indigent Program to
9 better allocate scarce government resources and provide better health
10 care services to families most in need. The Act also provided for the
11 option to privatize the Program, *if* it was determined that private
12 management could improve the Program. The effective date for the
13 implementation of provisions contained within Public Law Number 25-
14 163 was set for March 1, 2001.

15 The Department of Public Health and Social Services has sent a
16 formal notice to *I Liheslaturan Guåhan* requesting a delay on the
17 implementation date of the Program. The Department has indicated
18 that it will *not* be able to comply with the new provisions within the
19 specified date as required by law. Some reasons given were, a lack of
20 sufficient manpower resources, an inability to complete the Request For
21 Proposal ("RFP") in a timely manner, and a lack of a reliable and viable
22 computer system.

23 *I Liheslaturan Guåhan* further finds the reasons given by the
24 Department of Public Health and Social Services for their inability to

1 comply with the six (6) months transition timeline unsatisfactory as set
2 forth by law. *I Liheslaturan Guåhan* also recognizes there are major
3 management and organizational deficiencies within the Department. It
4 is the belief of *I Liheslaturan Guåhan* that the Department's
5 noncompliance will cause major disruption in services to clients and
6 may also open the Department to possible legal action.

7 (b) Section 2 of Public Law Number 25-163 is hereby *repealed*
8 *and reenacted* to read as follows:

9 "Section 2. Effective Date. Section 1 of this Act shall
10 become effective on October 1, 2001. The Director shall take all
11 steps necessary to implement this Article on October 1, 2001. No
12 hospitalization, medical, dental or behavioral health care services
13 may be provided pursuant to this Article *prior to* October 1, 2001.
14 All eligible members of the Program on the last day of September,
15 2001 shall continue to remain eligible until the expiration of their
16 previous eligibility. Such members shall be able to renew their
17 participation in the Program, but shall be required to meet the
18 new eligibility standards established by this Article. All new
19 applicants for the Program who have *not* been determined eligible
20 as of 11:59 p.m. on September 30, 2001, shall be required to meet
21 the new eligibility standards established by this Act. Within sixty
22 (60) days of enactment of this Act, the Director of the Department
23 of Public Health and Social Services shall notify all current

1 Medically Indigent Program recipients and providers of the new
2 eligibility standards and Program benefits."

3 (c) **Request for Proposal.** Upon enactment of this Act and
4 notwithstanding the provisions establishing the effective date of this Act
5 provided in §2904.1 of Title 10 of the Guam Code Annotated, entitled
6 "*Privatization of Program Functions*," as repealed and reenacted by §1 of
7 Public Law Number 25-163, the Department of Administration shall
8 initiate a Request for Proposal to implement the provisions contained in
9 §2904.1 of Title 10 of the Guam Code Annotated. A notice of award
10 pursuant to the request for proposal shall be issued *no later than* August
11 1, 2001.

12 **Section 16. G.C.A. Section Repeal.** Section 22402 of Article 4,
13 Chapter 22, Division 2 of Title 5 of the Guam Code Annotated is hereby
14 *repealed*.

15 **Section 17. Severability.** *If* any provision of this Act or its
16 application to any person or circumstances is held invalid, the invalidity does
17 *not* affect other provisions or applications of this Act which can be given effect
18 without the invalid provision or application, and to this end the provisions of
19 this Act are severable.

"Exhibit A" - FY2001 Special Fund

Department	Fund	Personnel	Local Mileage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Object Totals	Grand Total
PEALS Board	1	\$ 55,720	\$ -	\$ -	\$ -	\$ 500	\$ -	\$ -	\$ 392	\$ 892	\$ 56,612
Total		\$ 55,720	\$ -	\$ -	\$ -	\$ 500	\$ -	\$ -	\$ 392	\$ 892	\$ 56,612
Special Funds											
1 - Professional Engineers, Architects and Land Surveyors Board Fund											

EXHIBIT A

'Attachment A' - FY2001 General Fund

Department	Personnel	Local mileage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Object Totals	Grand Total
Department of Education	\$ 130,000,000	\$ 28,180	\$ 4,549,491	\$ 139,159	\$ 5,605,154	\$ 1,069,891	\$ 667,377	\$ 4,027,068	\$ 16,086,320	\$ 146,086,320
Public Health and Social Services	\$ 11,749,552	\$ 30,000	\$ 10,270,313	\$ 234,135	\$ 775,588	\$ 25,000	\$ 49,780,842	\$ 761,775	\$ 61,877,653	\$ 73,627,205
Guam Fire Department	\$ 17,691,598	\$ -	\$ 69,323	\$ -	\$ 169,588	\$ -	\$ 440,244	\$ 163,053	\$ 842,208	\$ 18,533,806
Guam Police Department	\$ 15,351,560	\$ -	\$ 764,049	\$ -	\$ 593,495	\$ 6,421	\$ 185,290	\$ 463,133	\$ 2,012,388	\$ 17,363,948
Department of Public Works	\$ 14,337,169	\$ -	\$ 529,226	\$ -	\$ 1,229,230	\$ -	\$ -	\$ 937,066	\$ 489,265	\$ 2,005,023
Superior Court	\$ 13,255,027	\$ -	\$ 383,000	\$ -	\$ 195,692	\$ -	\$ 41,853	\$ 452,893	\$ 2,405,474	\$ 12,680,027
Department of Corrections	\$ 10,274,553	\$ -	\$ 740,977	\$ -	\$ 1,169,751	\$ -	\$ 5,417	\$ 194,904	\$ 1,258,111	\$ 7,415,805
Department of Revenue and Taxation	\$ 6,157,694	\$ -	\$ 1,034,117	\$ -	\$ 23,673	\$ -	\$ -	\$ 322,560	\$ 1,037,117	\$ 6,168,564
Department of Administration	\$ 5,131,447	\$ -	\$ 572,510	\$ -	\$ 142,047	\$ -	\$ -	\$ 42,496	\$ 759,176	\$ 5,739,041
Department of Law	\$ 4,979,865	\$ -	\$ 231,770	\$ 144,739	\$ 25,773	\$ -	\$ 314,398	\$ 273,969	\$ 1,170,791	\$ 5,164,753
Dept. of Mental Health & Subst. Abuse	\$ 3,993,962	\$ -	\$ 555,669	\$ -	\$ 326,153	\$ 15,000	\$ -	\$ 68,525	\$ 356,113	\$ 3,523,761
Department of Youth Affairs	\$ 3,167,648	\$ -	\$ 134,296	\$ -	\$ 117,761	\$ -	\$ 2,899	\$ 78,277	\$ 84,760	\$ 2,604,064
Department of Land Management	\$ 2,519,304	\$ -	\$ -	\$ 2,319	\$ 1,265	\$ -	\$ 24,559	\$ 74,554	\$ 145,783	\$ 2,448,424
Department of Agriculture	\$ 2,302,641	\$ -	\$ 15,155	\$ -	\$ 25,862	\$ 5,653	\$ 6,610	\$ 33,181	\$ 329,410	\$ 2,240,000
Public Defender	\$ 1,917,085	\$ 4,600	\$ 34,790	\$ 228,485	\$ 17,395	\$ 4,349	\$ -	\$ 57,934	\$ 138,824	\$ 2,153,072
Department of Labor	\$ 2,014,248	\$ -	\$ 63,597	\$ -	\$ 17,076	\$ 217	\$ -	\$ 34,790	\$ 1,243,487	\$ 2,232,238
DISID	\$ 988,751	\$ -	\$ 1,200,000	\$ -	\$ 8,697	\$ -	\$ -	\$ 13,046	\$ 180,546	\$ 1,728,658
Supreme Court	\$ 1,548,112	\$ -	\$ 113,068	\$ -	\$ 12,803	\$ 2,174	\$ 39,455	\$ 112,418	\$ 216,667	\$ 1,378,537
Department of Commerce	\$ 1,161,870	\$ -	\$ 82,775	\$ -	\$ 21,474	\$ -	\$ -	\$ 244,803	\$ 352,745	\$ 3,608,571
Dept. of Parks and Recreation	\$ 3,255,826	\$ -	\$ 54,114	\$ -	\$ 34,358	\$ 18,038	\$ -	\$ 11,307	\$ 47,657	\$ 1,410,772
Bureau of Budget & Mgmt Research	\$ 1,363,115	\$ -	\$ 30,262	\$ -	\$ 6,088	\$ -	\$ 5,412	\$ 117,154	\$ 257,640	\$ 1,159,632
Guam Library	\$ 901,992	\$ -	\$ 53,842	\$ -	\$ 27,686	\$ 53,546	\$ 7,479	\$ 10,176	\$ 27,401	\$ 1,028,566
Civil Service Commission	\$ 1,001,165	\$ -	\$ 8,093	\$ -	\$ 1,653	\$ -	\$ 3,479	\$ 35,078	\$ 86,392	\$ 797,778
Guam EPA	\$ 711,386	\$ -	\$ 21,897	\$ -	\$ 10,938	\$ 15,000	\$ -	\$ 17,214	\$ 41,362	\$ 692,806
Bureau of Planning	\$ 651,444	\$ -	\$ 20,712	\$ -	\$ 3,436	\$ -	\$ 8,000	\$ 73,928	\$ 238,429	\$ 762,618
Department of Chamorro Affairs	\$ 524,189	\$ -	\$ 125,000	\$ -	\$ 28,701	\$ 2,800	\$ 11,365	\$ 98,612	\$ 228,307	\$ 865,307
Department of Military Affairs	\$ 637,000	\$ -	\$ 79,149	\$ -	\$ 39,181	\$ -	\$ 6,204	\$ 13,915	\$ 334,074	\$ 513,168
Public Auditor	\$ 179,094	\$ -	\$ 286,319	\$ 23,341	\$ 4,295	\$ -	\$ -	\$ -	\$ -	\$ 503,676
Chamorro Land Trust Commission	\$ 503,676	\$ -	\$ -	\$ -	\$ -	\$ 3,000	\$ 5,947	\$ 13,368	\$ 29,273	\$ 332,188
Ancestral Lands Commission	\$ 302,915	\$ -	\$ -	\$ -	\$ 6,958	\$ -	\$ 5,370	\$ 18,008	\$ 32,800	\$ 368,800
CAHA	\$ 336,000	\$ -	\$ 7,248	\$ -	\$ 2,174	\$ -	\$ -	\$ 24,353	\$ 85,409	\$ 499,321
Guam Educational Telecomm. Corp	\$ 413,912	\$ -	\$ 61,056	\$ -	\$ -	\$ -	\$ 5,345	\$ 7,614	\$ 303,655	\$ 664,593
Guam Election Commission	\$ 360,938	\$ -	\$ 224,159	\$ 61,392	\$ 5,145	\$ -	\$ 954	\$ 3,479	\$ 84,050	\$ 270,000
Commission on Self-Determination	\$ 188,262	\$ -	\$ 78,758	\$ -	\$ 859	\$ -	\$ 14,316	\$ 3,436	\$ 118,346	\$ 116,000
Chamorro Registry Advisory Board	\$ -	\$ -	\$ 95,440	\$ -	\$ 5,154	\$ -	\$ 1,107	\$ 2,894	\$ 42,158	\$ 344,730
Chief Medical Examiner	\$ 302,572	\$ -	\$ 35,548	\$ -	\$ 2,609	\$ -	\$ -	\$ 4,088	\$ 5,401	\$ 154,471
State Council on Vocational Ed.	\$ 149,070	\$ -	\$ -	\$ -	\$ 1,313	\$ -	\$ 239	\$ 6,184	\$ 7,527	\$ 51,715
Guam Planning Council	\$ 44,188	\$ -	\$ 674	\$ -	\$ 430	\$ -	\$ -	\$ -	\$ -	\$ 126,355
AHRD	\$ 126,355	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total	\$ 260,495,185	\$ 62,780	\$ 22,526,397	\$ 833,570	\$ 10,659,455	\$ 1,221,089	\$ 52,558,190	\$ 9,084,912	\$ 94,946,393	\$ 357,441,578

(Relative to Chapter II, Section 2 of Act)

Attachment "B" - FY2001 Special Funds

	Fund	Personnel	Travel	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Capital Outlay	Object Totals	Grand Total
Department of Land Management	1	\$ 32,969	\$ -	\$ 188,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 188,000	\$ 220,969
Guam Mass Transit Authority	2	\$ 611,487	\$ 21,000	\$ 2,583,252	\$ -	\$ 15,000	\$ -	\$ 23,500	\$ 38,000	\$ 20,000	\$ 2,700,752	\$ 3,312,239
Department of Public Works	2	\$ 2,953,277	\$ -	\$ 700,000	\$ -	\$ 987,238	\$ 10,000	\$ -	\$ 600,000	\$ 150,000	\$ 2,447,238	\$ 5,400,515
DPW -- Solid Waste	3	\$ 4,364,906	\$ -	\$ 650,285	\$ -	\$ 450,000	\$ -	\$ -	\$ -	\$ 750,000	\$ 1,850,285	\$ 6,215,191
Customs & Quarantine	4	\$ 5,080,869	\$ 43,517	\$ 246,081	\$ 1,810,107	\$ 102,723	\$ -	\$ 44,100	\$ 152,192	\$ -	\$ 2,398,720	\$ 7,479,569
PEALS Board	5	\$ -	\$ -	\$ 43,458	\$ 15,480	\$ 1,500	\$ -	\$ 4,500	\$ 3,436	\$ 1,200	\$ 69,574	\$ 69,574
Guam Contractors License Board	6	\$ 307,157	\$ -	\$ 19,082	\$ -	\$ 2,800	\$ 2,000	\$ 3,600	\$ 12,540	\$ -	\$ 40,022	\$ 347,179
Chamorro Land Trust Commission	7	\$ 8,324	\$ 3,080	\$ 100,230	\$ -	\$ 4,000	\$ 900	\$ 6,000	\$ 68,344	\$ -	\$ 182,554	\$ 188,878
Department of Park & Recreation (parks only)	8,9	\$ -	\$ -	\$ 240,314	\$ -	\$ 100,000	\$ 150,000	\$ -	\$ 81,000	\$ -	\$ 571,314	\$ 571,314
Department of Agriculture	4	\$ 1,193,950	\$ -	\$ 23,097	\$ 72,366	\$ 12,000	\$ 8,334	\$ 9,800	\$ 24,800	\$ -	\$ 148,397	\$ 1,341,347
Guam Police Department	10	\$ 459,999	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 459,999
DOA Housing Management Division	11	\$ 440,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 440,000
Totals		\$ 14,550,940	\$ 67,597	\$ 4,793,799	\$ 1,897,953	\$ 1,675,281	\$ 169,234	\$ 91,500	\$ 980,312	\$ 921,200	\$ 10,596,856	\$ 25,147,796
Special Funds												
1 - Land Survey Revolving Fund												
2 - Territorial Highway Fund												
3 - Solid Waste Operations Fund												
4 - Customs, Agricultural and Quarantine Inspection Services Fund												
5 - Professional Engineers, Architects and Land Surveyors Board Fund												
6 - Contractors License Board Fund												
7 - Chamorro Land Trust Fund												
8 - Parks Fund												
9 - Guam Preservation Trust Fund												
10 - Police Services Fund												
11 - Housing Revolving Fund												

(Relative to Chapter II, Section 2 of Act)

Attachment "C" - FY2001 Federal Matching Funds												
	Personnel	Travel	Contractual	Office Rental	Supplies	Equipment	Mec.	Utilities	Capital Outlay	Indirect Costs	Object Totals	Grand Total
Public Health & Social Services	\$ 7,131,477	\$ 4,742	\$ 2,478,558	\$ 89,473	\$ 58,355	\$ 17,434	\$ 10,277,555	\$ 72,309	\$ 226,446	\$ -	\$ 19,223,872	\$ 20,355,349
DISID	\$ -	\$ 25,000	\$ 571,522	\$ 79,104	\$ 20,000	\$ 10,699	\$ 1,000	\$ 83,000	\$ 60,049	\$ 108,954	\$ 970,328	\$ 970,328
Department of Youth Affairs	\$ -	\$ -	\$ 33,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 33,000	\$ 33,000
Department of Law	\$ 855,259	\$ 3,300	\$ 480,758	\$ 139,922	\$ 6,600	\$ -	\$ 2,107,903	\$ 10,642	\$ -	\$ -	\$ 2,729,123	\$ 3,564,382
Department of Labor	\$ 118,398	\$ 14,031	\$ 3,738	\$ -	\$ 3,525	\$ 308	\$ -	\$ 3,860	\$ 1,000	\$ -	\$ 142,722	\$ 504,408
Department of Military Affairs	\$ 361,886	\$ -	\$ 34,750	\$ -	\$ 23,098	\$ -	\$ -	\$ 84,874	\$ -	\$ -	\$ 268,100	\$ 268,100
CAHA	\$ -	\$ -	\$ 249,100	\$ -	\$ 4,000	\$ -	\$ 10,000	\$ 3,000	\$ -	\$ -	\$ 443,479	\$ 1,778,802
Guam EPA	\$ 1,335,323	\$ 28,000	\$ 176,719	\$ 118,599	\$ 26,054	\$ -	\$ -	\$ 94,107	\$ -	\$ -	\$ -	\$ 477,828
Department of Agriculture	\$ 477,828	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals	\$ 10,277,971	\$ 75,073	\$ 4,009,141	\$ 427,098	\$ 139,632	\$ 28,439	\$ 12,396,458	\$ 361,792	\$ 287,495	\$ 109,954	\$ 17,835,082	\$ 35,595,091

(Relative to Chapter II, Section 2 of Act)

"Exhibit B" - FY2001 General Fund

Department	Personnel	Local Mileage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Object Totals	Grand Total
Public Health and Social Services	\$ 11,749,552	\$ 30,000	\$ 10,270,313	\$ 234,135	\$ 775,588	\$ 25,000	\$ 47,832,727	\$ 761,775	\$ 59,929,538	\$ 71,679,090
Superior Court	\$ 13,255,027	\$ -	\$ 383,000	\$ -	\$ 195,692	\$ -	\$ 895,702	\$ 489,265	\$ 1,963,659	\$ 15,218,686
Supreme Court	\$ 1,548,112	\$ -	\$ 113,068	\$ -	\$ 12,803	\$ 2,174	\$ 35,730	\$ 13,046	\$ 176,821	\$ 1,724,933
Public Defender	\$ 1,917,085	\$ 4,600	\$ 34,790	\$ 228,485	\$ 10,599	\$ 4,349	\$ 6,610	\$ 33,181	\$ 322,614	\$ 2,239,699
Guam Election Commission	\$ 325,938	\$ -	\$ 224,159	\$ 61,392	\$ 5,145	\$ -	\$ 5,345	\$ 7,614	\$ 303,655	\$ 629,593

EXHIBIT B

"Exhibit C" - FY2001 Special Fund												
Department	Fund	Personnel	Local Mileage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Capital Outlay	Object Totals	Grand Total
Guam Contractors License Board	1	\$ 282,867	\$ 4,500	\$ 21,000	\$ -	\$ 5,000	\$ 2,000	\$ 3,600	\$ 13,212	\$ 15,000	\$ 64,312	\$ 347,179
Department of Parks & Recreation (parks only)	2,3	\$ -	\$ -	\$ 240,314	\$ -	\$ 100,000	\$ -	\$ -	\$ 81,000	\$ 150,000	\$ 571,314	\$ 571,314
Special Funds												
- Contractors License Board Fund												
- Parks Fund												
- Guam Preservation Trust Fund												

EXHIBIT C

LOCALLY FUNDED APPOINTMENTS

From October 1, 2000 to Present

Note: Information as of 02/01/01 download

DRAFT

DEPARTMENT: *A.H.R.D.*

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
SAN MIGUEL, ROSSANA D	\$50,440.00	Local

DEPARTMENT: *BUREAU OF PLANNING*

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
JURINARIO, ROBERTO H	\$35,848.00	Local

DEPARTMENT: *CHAMORRO AFFAIRS*

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
REYES, LINDA T	\$66,364.00	Local

DEPARTMENT: *CHAMORRO LAND TRUST*

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
QUAN, ALEJANDRO D	\$28,678.00	Local

DEPARTMENT: *CHAMORRO LANGUAGE COMMISSION*

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
PEREZ, JESSE LG	\$60,528.00	Local

DEPARTMENT: CHIEF OF MEDICAL EXAMINER

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
ESPINOLA, M.D., AURELIO	\$180,000.00	Local

DEPARTMENT: CUSTOMS AND QUARRANTINE

TYPE OF APPT: 2% Employment Program

EMPLOYEE NAME	SALARY	FUNDING
BABAUTA, VINCENT C	\$14,534.00	Local

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
MASNAYON, RICHARD C	\$16,656.00	Local
QUINATA, ANTOINETTE Q	\$16,656.00	Local

DEPARTMENT: DEPARTMENT OF YOUTH AFFAIRS

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
ARTERO, GREGORIO PC	\$16,656.00	Local
BUENDICHO, EDWARD J	\$16,656.00	Local
CAMACHO, JOHN L	\$16,656.00	Local
CRUZ, ELIZABETH I	\$16,656.00	Local
CRUZ, RONALD JL	\$16,656.00	Local

LUJAN, CHARLOTTE A	\$16,656.00	Local
MESA, GEORGE C	\$16,656.00	Local
NAPUTI, DAVID D	\$16,656.00	Local
PADILLA, TOMMY A	\$16,656.00	Local

DEPARTMENT: DEPT. OF ADMINISTRATION

TYPE OF APPT: Acting Appointment

EMPLOYEE NAME	SALARY	FUNDING
SHELTON, AUSTIN J	\$60,850.00	Local

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
ASUNCION, JERRILYNN L	\$18,723.00	Local
BAMBA, EVAJO L	\$18,723.00	Local
CABRAL, MICHAEL D	\$24,656.00	Local
CALVO, KATHERINE R	\$18,723.00	Local
CRUZ, STEVEN VP	\$18,723.00	Local
FEJARANG, FLORA SA	\$18,723.00	Local
FLORES, ROSE R	\$18,723.00	Local
PANGELINAN, CHERYL A	\$18,723.00	Local
PANGELINAN, JOY LG	\$18,723.00	Local

TYPE OF APPT: Reemployment

EMPLOYEE NAME	SALARY	FUNDING
ADAMOS, ROSITA I	\$35,732.00	Local
ARILE, ANITA LM	\$24,340.00	Local

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
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APILADO, VIRGILIO E	\$39,780.00	Local
BORJA, JOSEPHINE I	\$39,780.00	Local
EAY, PACITA MAY.	\$38,454.00	Local
ICARRO, CARMEN B	\$37,128.00	Local

DEPARTMENT: DEPT. OF LAND MANAGEMENT

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
SANTOS, PAUL L	\$33,811.00	Local

DEPARTMENT: DEPT. OF LAW

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
SANTOS, GRACE G	\$24,656.00	Partial

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
MENDIOLA, DENNIS C	\$21,389.00	Local

DEPARTMENT: DEPT. OF PUBLIC WORKS

TYPE OF APPT: Limited Term Appointment (By Executive Order - **SOLID WASTE**)

EMPLOYEE NAME	SALARY	FUNDING
ATOIGUE, JULIUS M	\$16,656.00	Local
AYUYU, ARTHUR F	\$16,656.00	Local
CRUZ, ALBERT A	\$16,656.00	Local
CRUZ, JOHN M	\$16,656.00	Local
GUERRERO, ABRAHAM J	\$16,656.00	Local
HASOHTANG, WILLIAM W	\$16,656.00	Local

IRIARTE, KOLAND P	\$16,656.00	Local
LEON GUERRERO, ANTHO	\$16,656.00	Local
LUJAN, BERNABE C	\$16,656.00	Local
MARIUR, KENNEDY B	\$16,656.00	Local
OJEDA, JOSEPH J	\$16,656.00	Local
PANGELINAN, JOSE T	\$16,656.00	Local
PEREZ, FELIX JUAN M	\$16,656.00	Local
PEREZ, JOHN J	\$16,656.00	Local
PEREZ, JUNIOR L	\$16,656.00	Local
QUITUGUA, GARY T	\$16,656.00	Local
RAPADAS, SALVADOR R	\$16,656.00	Local
TINOSO JR., ISIDRO E	\$16,656.00	Local
WHITE, JOSE S	\$16,656.00	Local

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
GUTIERREZ, JOSE JR. E	\$44,242.00	Local

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
GUERRERO, JOSE F	\$43,018.00	Local
LIZAMA, DANIEL A	\$43,018.00	Local
UNGACTA, ANTHONY T	\$43,018.00	Local

DEPARTMENT: DISID

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
SCHUNTER, ROSE I	\$18,723.00	Partial

DEPARTMENT: GOICC

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
CRUZ, STACY L	\$50,440.00	Local

DEPARTMENT: GOVERNOR'S OFFICE

TYPE OF APPT: Excepted Appointment

EMPLOYEE NAME	SALARY	FUNDING
ARROYO, JR., ALFRED A	\$20,000.00	Local
ATOIGUE, JOSEPH C	\$42,000.00	Local
BAUTISTA, ANTOINETTE D	\$38,000.00	Local
CAMACHO, HIGINIO S	\$31,200.00	Local
CRISOSTOMO, DOREEN T	\$42,000.00	Local
HERRERO, LUIS SN	\$50,440.00	Local
MENO, FRANCISCO C	\$43,018.00	Local
PEREZ, CHRIS N	\$42,000.00	Local
PUNZALAN, EUSTAQUIO A	\$43,000.00	Local
QUINTANILLA, RICHARD A	\$55,000.00	Local
SANTIAGO, VIC P	\$38,000.00	Local
SGRO, PETER R	\$65,000.00	Local
TERLAJE, FLORENTINA A	\$42,000.00	Local

DEPARTMENT: GUAM ELECTION COMMISSION

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
CHARGUALAF, DAVID P	\$15,133.00	Local
DUENAS, DORIS M	\$15,133.00	Local

MANGLONA, BRIAN M	\$15,133.00	Local
MENDIOLA, JOEY F	\$15,133.00	Local
NANGAUTA, CONCHITA C	\$56,493.00	Local
NAPUTI, STEPHANIE L	\$28,085.00	Local
PASION, CAROLINA R	\$15,133.00	Local
PAULINO, MANUEL T	\$15,133.00	Local
QUITUGUA, JUANITA P	\$17,635.00	Local

DEPARTMENT: GUAM MASS TRANSIT

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
TAJALLE, SERAFINA P.	\$28,678.00	Local

DEPARTMENT: GUAM POLICE DEPARTMENT

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
JAMERO, PAUL M	\$15,133.00	Local
MANIBUSAN, KATHLEEN E	\$15,133.00	Local
TOVES, HELEN M	\$15,133.00	Local
VALENTINE, NANI J	\$15,133.00	Local

TYPE OF APPT: Reemployment

EMPLOYEE NAME	SALARY	FUNDING
SANTOS, PRISCILLA A	\$22,699.00	Local

DEPARTMENT: MAYORS COUNCIL

TYPE OF APPT: Elected Appointment

EMPLOYEE NAME	SALARY	FUNDING
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AGUON, PETER S.	\$46,062.00	Local
AGUON, VICENTE I	\$46,062.00	Local
BLAS, JUNE U	\$42,264.00	Local
BLAS, NONITO C	\$46,062.00	Local
CHACO, JESUS B	\$42,264.00	Local
DUENAS, CONCEPCION B	\$46,062.00	Local
DUENAS, SCOTT D	\$46,062.00	Local
HAGGARD, ISABEL S	\$46,062.00	Local
LEON GUERRERO, ANTHO	\$46,062.00	Local
LEON GUERRERO, NANCY	\$42,264.00	Local
LIZAMA, ROBERT S	\$46,062.00	Local
LIZAMA, VICENTE SA	\$42,264.00	Local
MCDONALD, PAUL M	\$46,062.00	Local
QUINATA, TONY A	\$46,062.00	Local
REYES, JOHNNY M	\$46,062.00	Local
SABLAN, DANIEL E	\$46,062.00	Local
SAN NICOLAS, VICENTE L	\$46,062.00	Local
SAVARES, MELISSA B	\$42,264.00	Local
TAINATONGCO, RITA A	\$46,062.00	Local
TAITAGUE, FRANKLIN M	\$46,062.00	Local
TERLAJE, JOSE T	\$46,062.00	Local
UNGACTA, FELIX .	\$46,062.00	Local
VILLAGOMEZ, ANDREW C	\$46,062.00	Local
WESLEY, JOSEPH C	\$42,062.00	Local

TYPE OF APPT: Exempted Appointment

EMPLOYER NAME	SALARY	FUNDING
ACFALLE, JESSE M	\$20,942.00	Local
ACOSTA, PETER J	\$20,942.00	Local

AGUON, FRANKIE .	\$20,942.00	Local
AGUON, FREDDIE R	\$17,820.00	Local
AGUON, RICHARD I	\$20,942.00	Local
ALIG, JESSE LG	\$22,486.00	Local
ALVAREZ, PATRICK S	\$20,942.00	Local
ANDERSON, JACOB AD	\$20,942.00	Local
ANDERSON-QUITUGUA, ST	\$22,486.00	Local
ATALIG, BENNY A	\$20,942.00	Local
BALAJADIA, JOHN MC	\$20,942.00	Local
BENTON, ROSE C	\$27,244.00	Local
BINUYA, MICHAEL B.	\$20,942.00	Local
BLAS, DOROTHY C	\$27,244.00	Local
BLAS, PATRICIA T	\$22,486.00	Local
BORJA, RICHARD N	\$20,942.00	Local
CAMACHO, BENJAMIN C	\$20,942.00	Local
CAMACHO, EUGENE M	\$20,942.00	Local
CAMACHO, FRANK JC	\$43,759.00	Local
CAMACHO, NELLIE C	\$22,486.00	Local
CAMACHO, ROBERT A	\$27,244.00	Local
CEPEDA, RAYMOND GC	\$22,486.00	Local
CERAOS, GENEDINE M	\$20,942.00	Local
CHARGUALAF, SHERRY L	\$27,244.00	Local
CHARGUALAF, SHERRY L	\$27,244.00	Local
CONCEPCION, EDWARD A	\$20,942.00	Local
CONCEPCION, GEORGE P	\$20,942.00	Local
CRUZ, ARVIN J	\$20,942.00	Local
CRUZ, CATRINA T	\$22,486.00	Local
CRUZ, CORINA M	\$22,486.00	Local

CRUZ, JOAQUIN T	\$20,942.00	Local
CRUZ, JOSEPH P	\$15,840.00	Local
CRUZ, KENNETH J	\$20,942.00	Local
CRUZ, MICHAEL J	\$17,635.00	Local
CRUZ, THERESA I	\$27,244.00	Local
DELA CRUZ, MARIA C	\$27,244.00	Local
DIAZ, LUIS M	\$20,942.00	Local
DOBROWLSKI, ROBERT H	\$15,840.00	Local
DUENAS, BRIAN E	\$20,942.00	Local
DUENAS, DAVID C	\$20,942.00	Local
ESCOBAR, DANIEL C	\$17,820.00	Local
FERNANDEZ, JOSHUA A.	\$15,840.00	Local
FLORES, JOAQUIN B	\$20,942.00	Local
FLORES, MONA EKA M	\$22,486.00	Local
FLORES, RONALD J	\$26,197.00	Local
FLORES, RONALD J	\$27,244.00	Local
FLORES, SEGUNDO P	\$20,942.00	Local
GARCIA, CECILIA G	\$27,244.00	Local
GARCIA, ELENA P.	\$22,486.00	Local
GOGUE, JOHN J	\$20,942.00	Local
GUZMAN, CARMEN MARIE	\$22,486.00	Local
IGLESIAS, ANDREW TR	\$20,942.00	Local
JAMES, ALICE A	\$22,486.00	Local
KOUCH, MAUREEN Q	\$22,486.00	Local
LEON GUERRERO, BERNA	\$20,942.00	Local
LEON GUERRERO, JESSE B	\$20,942.00	Local
LEONES, ROBERT C	\$15,840.00	Local
LIZAMA, FRANCISCO C	\$20,942.00	Local

LUJAN, KEVIN J	\$15,840.00	Local
MALAGA, EDUARDO M	\$15,840.00	Local
MANGLONA, BALDOBINO	\$26,197.00	Local
MANGLONA, BRIAN M	\$20,942.00	Local
MANIBUSAN, DAVID A	\$20,942.00	Local
MENDIOLA, PACITA D	\$27,244.00	Local
MUNA, PATRICK D	\$20,942.00	Local
MUNA, SELENE C	\$22,486.00	Local
NAPUTI, MARY D	\$15,840.00	Local
NAPUTI, SONYA AU	\$27,244.00	Local
NEWBY, ROQUE R	\$20,942.00	Local
OFALLA, ANNIE Q	\$20,942.00	Local
OGO, JOHN A	\$20,942.00	Local
OLIVA, RITA FE B.	\$27,244.00	Local
PALOMO, TRACY A	\$20,942.00	Local
PALOMO, TRACY A	\$22,486.00	Local
PANGELINAN, HELEN R	\$15,840.00	Local
PAULINO, BECKY S.	\$27,244.00	Local
PAULINO, DEBBIE M	\$22,486.00	Local
PAULINO, JOHN W	\$20,942.00	Local
PEREDO, JOSEPH K	\$21,389.00	Local
PEREDO, JOSEPH M	\$20,942.00	Local
PEREZ, JOSEPH N	\$20,942.00	Local
PEREZ, MARY AC	\$20,942.00	Local
QUIDACHAY, REBECCA S	\$20,942.00	Local
QUINATA, MARIANO D	\$20,942.00	Local
QUINATA, TERESITA M	\$20,942.00	Local
QUINENE, VIRGINIA G	\$22,486.00	Local

QUINTANILLA, ANDREW P	\$20,942.00	Local
QUITUGUA, TOM C	\$20,942.00	Local
RESPICIO, JOSEPH A	\$20,942.00	Local
REYES, WILFRED C	\$20,942.00	Local
RIVERA, JOAQUIN C	\$27,244.00	Local
ROJAS, JUAN SN	\$20,942.00	Local
SABLAN, BERTHA L	\$15,840.00	Local
SABLAN, FRANKLIN RG	\$15,840.00	Local
SALAS, JOAQUIN A	\$20,942.00	Local
SAN NICOLAS, GRABELIN	\$22,486.00	Local
SAN NICOLAS, THOMAS J	\$20,942.00	Local
SAN NICOLAS, VICENTE A	\$20,942.00	Local
SANCHEZ, CLIFF R	\$20,942.00	Local
SANCHEZ, ROLAND S	\$20,942.00	Local
SANTOS, EUGENIO T	\$20,942.00	Local
SANTOS, FELIX J	\$15,840.00	Local
SANTOS, GLEN V	\$20,942.00	Local
SANTOS, JEFFREY M	\$15,840.00	Local
SANTOS, JOSEPH A	\$20,942.00	Local
SANTOS, MARJORIE A	\$22,486.00	Local
SANTOS, NATASHA MB	\$22,486.00	Local
SANTOS, RAYMOND A	\$20,942.00	Local
SAYAMA, LINA A	\$16,830.00	Local
SIGUENZA, LAURA M	\$15,840.00	Local
SUMAGAYSAY, SAMMY S	\$20,942.00	Local
SUMILONG, PAUL A	\$20,942.00	Local
TAJERON, GILBERT Q	\$20,942.00	Local
TAJERON, JUDITH FT	\$20,942.00	Local

TAIMANGLO, DWAYNE JA	\$20,942.00	Local
TAITANO, DANNY D	\$20,942.00	Local
TAJALLE, KENNETH C	\$20,942.00	Local
TOVES, JESSE JR	\$20,942.00	Local
UNCANGCO, MICHAEL F	\$27,244.00	Local

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
AGUERO, JO ANN M	\$17,635.00	Local

DEPARTMENT: MENTAL HEALTH & SUB. ABUSE

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
BADAR, MICHAEL MB	\$17,635.00	Local
DOMINGO, ANGELITO A	\$17,635.00	Local
FINONA, DANIEL M.	\$26,520.00	Local
GUERRERO, IGNACIO SN	\$17,635.00	Local
GUIAO, EDWIN D	\$17,635.00	Local
HERNANDEZ, JEAN M	\$17,635.00	Local
LAYUG, EPIFANIO S.	\$17,635.00	Local
TAMAYO, VIVIAN G	\$24,656.00	Local
TOVILLO, MARIA LUISA V	\$17,635.00	Local
YOUNG, GREG K	\$24,656.00	Local

DEPARTMENT: OFFICE OF THE PUBLIC AUDITOR

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
BROOKS, DORIS F	\$82,025.00	Local

CANTORIA, ALFREDO C. \$28,178.00 Local

DEPARTMENT: PARKS AND RECREATION

TYPE OF APPT: Unclassified Appointment

EMPLOYEE NAME	SALARY	FUNDING
GARRIDO, JOSE U	\$43,018.00	Local
PURUGGANAN, ROLAND P	\$10,192.00	Partial

DEPARTMENT: PUBLIC HEALTH & SOCIAL SERVICES

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
LEON GUERRERO, JANET P	\$19,974.00	Local

DEPARTMENT: REVENUE AND TAXATION

TYPE OF APPT: Probational Appointment

EMPLOYEE NAME	SALARY	FUNDING
QUICHOCHO, JOSEPHINE S	\$17,635.00	Local

TYPE OF APPT: Reemployment

EMPLOYEE NAME	SALARY	FUNDING
ADA, EDELFRIDA A	\$47,695.00	Local
BAMBA, JEROME M	\$32,119.00	Local

	No. Hired	Cost
DPW	23	584,237
DOA	16	537,741
Governor's Office	13	657,648
Men. Health & Sub. Abuse	10	239,725
DYA	9	181,168
Guam Election Com.	9	232,293
Rev. & Tax.	3	118,957
DOL	2	57,991
DISID	2	85,409
Parks & Rec.	2	66,489
AHRD	1	63,204
Bureau of Planning	1	45,898
Chamorro Affairs	1	82,090
Chamorro Land Trust	1	37,394
Chamorro Language Com.	1	75,168
Chief Medical Examiner	1	216,862
Dept. of Land Man.	1	43,482
Public Auditor	1	100,664
Public Health & Soc. Ser.	1	27,071
	98	3,453,491
Mayors Council	142	8,418,277
GRAND TOTAL	240	11,871,768



MUNA FENTE SAIS NA LIHESLATURAN GUAHAN

Kumitchan Areklamento, Hinanao Gubetnament linirát, Rifotma yan Rinueba,
yan Asunton Fidirát, Taotao Hiyong yan Hinirát

*Senador Mark Forbes, Gehilu
Kabisiyon Mayurat*

17 JAN 2001

MEMORANDUM

TO: Chairman
Committee on Ways and Means

FROM: Chairman
Committee on Rules, General Governmental Operations, Reorganization and
Reform, and Federal, Foreign and General Affairs

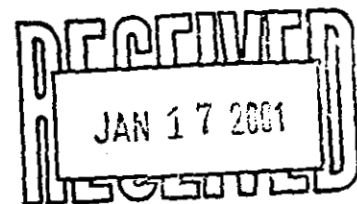
SUBJECT: Principal Referral - Bill No. 08

The above bill is referred to your Committee as the Principal Committee, in accordance with Section 6.04.05.01. of the Standing Rules. Your Committee is the Committee authorized to perform the public hearing on this bill and to amend or substitute the bill, as well as report the bill out to the Body. It is recommended that you schedule a public hearing at your earliest convenience.

Thank you for your attention to this matter.

MARK FORBES

Attachment



10:18 a.m.

Introduced

JAN 17 2001

**MINA'BENTE SAIS NA LIHESLATURAN GUAHAN
TWENTY-SIXTH GUAM LEGISLATURE
2001 (FIRST) Regular Session**

Bill No. 8002

Introduced by:

Chairman, Committee on Rules,
General Government Operations,
Reorganization & Reform, and Federal,
Foreign and General Affairs.

by request of I Mags'Lahen Guahan,
the Governor, in accordance with
the Organic Act of Guam.

**AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR
THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE
GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING
SEPTEMBER 30, 2001 AND MAKING OTHER
APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS
AND ADMINISTRATIVE PROVISIONS".**

BE IT ENACTED BY THE PEOPLE OF GUAM:

CHAPTER I

Section 1. Short Title. This Act shall be known as *the "Supplemental Appropriations Act of 2001"*. Except as otherwise provided by this Act, the appropriations made by this Act shall be available to pay for obligations incurred on or after October 1, 2000, but no later than September 30, 2001. In the event that any appropriation of this Act is found contrary to federal law, all portions not so found shall remain valid.

Section 2. Repeal and Reenactment of Section 2 of Chapter I of Public Law No. 25-164. Section 2 of Chapter I of Public Law No. 25-164 is hereby repealed and reenacted to read as follows:

"Section 2. Adoption of Estimated Revenues for Fiscal Year 2001. The Special Accounting Service of the Guam Finance Commission has estimated that the

1 revenues for the General Fund in Fiscal Year 2001 are Four Hundred Seventy-eight
2 Million One Hundred ⁵Ninety-four Thousand Seven Hundred Fifty-five Dollars
3 (\$478,194,755). Special Funds are expected to collect Forty-one Million Six Hundred
4 Fifty-two Thousand Two Hundred Thirty Dollars (\$41,652,230). Federal Grants-in-Aid
5 requiring local matching totals Twenty-eight Million One Hundred Thirteen Thousand
6 Fifty-three Dollars (\$28,113,053). *I Liheslaturan Guahan* hereby adopts this revenue
7 estimate for the purpose of making the various appropriations contained in this Act."

8 **Section 3. Repeal and Reenactment of Section 3 of Chapter I of Public Law**
9 **No. 25-164.**

10 Section 3 of Chapter I of Public Law No. 25-164 is repealed and reenacted to read:

11 "Section 3. The following are continuing appropriations:

12 **A. 1989 WATER SYSTEM REVENUE BOND**

13 (P.L. No. 20-16, Infrastructure Improvements, Section 30 Pledged
14 and Due FY2009 as Final Year) \$4,614,200

15 **B. 1993 AND 1995 GENERAL OBLIGATIONS BONDS 1/**

16 1/ Requirement from the General Fund to cover shortfall of payment
17 for debt service from the Guam Education Facility Fund.

18 (P.L. No. 22-19, Capital Projects Pledged and Due FY2018 as
19 Final Year; and P.L. No. 23-14, Tax Refunds, Supplemental
20 Retirement Payments Pledged and Due FY2005 as Final
21 Year) \$13,593,458

1	C. BANK OF HAWAII LOAN	
2	(P.L. No. 25-72, Voluntary Separation with Compensation and	
3	Early Retirement Incentive)	<u>\$3,294,828</u>
4	GRAND TOTAL	\$21,502,486

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CHAPTER II

APPROPRIATIONS FOR PERSONNEL AND OPERATIONS

Section 1. Supplemental Appropriations for Personnel and Operations for Fiscal Year 2001. The sum of Seventeen Million Four Hundred Forty-five Thousand Seven Hundred Twenty-two Dollars (\$17,445,722) is appropriated to supplement the personnel requirements and operating expenses for the period beginning October 1, 2000 and ending September 30, 2001. This sum is composed of Seventeen Million Three Hundred Eighty-nine Thousand One Hundred Ten Dollars (\$17,389,110) from the General Fund, which shall be expended as contained in "Exhibit A" of this Act; and Fifty-six Thousand Six Hundred Twelve Dollars (\$56,612) from Special Funds, which shall be expended as contained in "Exhibit B" of this Act.

Section 2. Amendment to Section 1 of Chapter II of Public Law No. 25-164 to correct the "Personnel" appropriations made from Special Funds as contained in "Attachment B - FY2001 Special Funds". Section 1 of Chapter II of Public Law No. 25-164 is amended to read as follows:

"Section 1. Personnel Appropriations. [~~Two Hundred Eighty-five Million Three Hundred Twenty-four Thousand Ninety-six Dollars (\$285,324,096)~~] Two Hundred Eighty-six Million Two Hundred Twenty-four Thousand Ninety-four Dollars (\$286,224,094) is appropriated for the personnel requirements for the period beginning October 1, 2000 and ending September 30, 2001. This sum is composed of Two Hundred Sixty Million Four Hundred Ninety-five Thousand One Hundred Eighty-five Dollars (\$260,495,185) from the General Fund, which shall be expended as contained in "Attachment A"; [~~Fourteen Million Five Hundred Fifty Thousand Nine Hundred Forty~~

1 ~~Dollars (\$14,550,940)]~~ Fifteen Million Four Hundred Fifty Thousand Nine Hundred
2 Thirty-eight Dollars (\$15,450,938) from Special Funds, which shall be expended as
3 contained in "Attachment B"; and Ten Million Two Hundred Seventy-seven Thousand
4 Nine Hundred Seventy-one Dollars (\$10,277,971) from Federal Matching Grants-in-Aid,
5 which shall be expended as contained in "Attachment C."

6 **Section 3. Correction of "Attachment A" - FY2001 General Fund to Public**
7 **Law No. 25-164 for the operations of the Public Health and Social Services.** The
8 appropriation levels listed on Attachment A - FY2001 General Fund to Public Law No.
9 25-164 for Public Health and Social Services is hereby *replaced* with the appropriation
10 levels on the attached Exhibit C to this Act.

11 **Section 4. Correction of "Attachment A" - FY2001 General Fund to Public**
12 **Law No. 25-164 for the operations of the Superior Court of Guam.** The
13 appropriation levels listed on Attachment A - FY2001 General Fund to Public Law No.
14 25-164 for the Superior Court of Guam is hereby *replaced* with the appropriation levels
15 on the attached Exhibit C to this Act.

16 **Section 5. Correction of "Attachment A" - FY2001 General Fund to Public**
17 **Law No. 25-164 for the operations of the Supreme Court of Guam.** The
18 appropriation levels listed on Attachment A - FY2001 General Fund to Public Law No.
19 25-164 for the Supreme Court of Guam is hereby *replaced* with the appropriation levels
20 on the attached Exhibit C to this Act.

21 **Section 6. Correction of "Attachment A" - FY2001 General Fund to Public**
22 **Law No. 25-164 for the operations of the Public Defender Services Corporation.**
23 The appropriation levels listed on Attachment A - FY2001 General Fund to Public Law

1 No. 25-164 for the Public Defender Services Corporation is hereby *replaced* with the
2 appropriation levels on the attached Exhibit C to this Act.

3 **Section 7. Amendment of "Attachment B" - FY2001 Special Funds to Public**
4 **Law No. 25-164 to reprogram funds for the operations of the Guam Contractors**
5 **License Board.** The appropriation levels listed on Attachment B - FY2001 Special
6 Funds to Public Law No. 25-164 for the Guam Contractors License Board is hereby
7 *replaced* with the appropriation levels on the attached "Exhibit D" to this Act.

8 **Section 8. Amendment of "Attachment B" - FY2001 Special Funds to Public**
9 **Law No. 25-164 to reprogram funds for the operations of the Parks and Recreation.**
10 The appropriation levels listed on Attachment B - FY2001 Special Funds to Public Law
11 No. 25-164 for the Department of Parks and Recreation is hereby *replaced* with the
12 appropriation levels on the attached "Exhibit D" to this Act.

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CHAPTER III

MISCELLANEOUS APPROPRIATIONS

Section 1. Amendment to Appropriation to the Worker's Compensation

Fund. Section 12 of Public Law No. 25-176 is amended to read:

"Section 12. ~~[Supplemental]~~ Appropriation to the ~~[Department of Labor]~~
Worker's Compensation Fund. (a) The sum of ~~[Nine Hundred Fifty Thousand Dollars~~
~~(\$950,000)]~~ One Million One Hundred Fifty Thousand Dollars (\$1,150,000) ~~[in~~
~~supplemental funding]~~ is hereby appropriated from the General Fund for ~~[Fiscal Year~~
~~2001]~~ to the ~~[Department of Labor, Workmen's]~~ Worker's Compensation [Special] Fund.

The funds appropriated in this Section shall be utilized for worker's compensation
payments for the purposes set out in §9144 of Title 22 of the Guam Code Annotated to
pay workers compensation for claims by employees of the government of Guam
including outstanding prior years' obligations and future obligations associated with the
provisions of this Section.

(b) Notwithstanding any other provision of law, the appropriation made in this
Section may be used to pay for medical, surgical, and other attendance or treatment;
nurse; hospital service; medical travel and/or per diem; medicine; crutches; and apparatus
required by the claimant for such period as the nature of the injury, or the process of
recovery, may require.

(c) Notwithstanding any other provision of law, the appropriation made in this
section shall not be expended for disability compensation payments."

Section 2. Supplemental Appropriation to the Department of Administration
for the Residential Treatment Fund. The sum of One Million Dollars (\$1,000,000) is

1 appropriated from the General Fund to the Department of Administration to supplement
2 the FY 2001 appropriation to the Residential Treatment Fund in Section 19 of Public Law
3 No. 25-164.

4 **Section 3. Amendment to correct appropriation level of Subsection (b) of**
5 **Section 23 of Public Law No. 25-164 to equal the total appropriation made to the**
6 **Guam Visitors Bureau for Operations for Fiscal Year 2001. Subsection (b) of**
7 **Section 23 of Public Law No. 25-164 is amended to read:**

8 "(b) [~~Thirteen Million One Hundred One Thousand One Hundred Thirty-eight~~
9 ~~Dollars (\$13,101,138)] Twelve Million Eight Hundred Forty Thousand Four Hundred
10 Eighteen Dollars (\$12,840,418) for contractual services, which shall be expended
11 pursuant to the Budget Digest provided in "Attachment D" of this Act; Fifty Thousand
12 Dollars (\$50,000.00) for warehouse storage space; Ten Thousand Dollars (\$10,000.00)
13 for supplies and materials; Forty-six Thousand Dollars (\$46,000.00) for miscellaneous;
14 One Hundred Twenty-nine Thousand Seven Hundred Twenty Dollars (\$129,720.00) for
15 utilities; and Twenty-five Thousand Dollars (\$25,000.00) for capital outlay."~~

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CHAPTER IV

MISCELLANEOUS PROVISIONS

Section 1. Repeal and Reenactment of Section 8137(b) of Article 1, Chapter 8 of Title 4, Guam Code Annotated. Section 8137(b) of Article 1, Chapter 8, of Title 4 of the Guam Code Annotated is repealed and reenacted to read:

“(b) Government Unfunded Liability Amortization Cost. An amount resulting from the application of a rate percent of total salaries of all members which will amortize the remaining liability for prior service over the remainder of a specified period, as determined by the Board upon recommendation of the actuary, but not to exceed a period of eighty (80) years following the operative date. The rate of contribution shall be equal to the Government Unfunded Liability Amortization Cost rate percent determined in the latest completed actuarial valuation prepared for the Board of Trustees by the actuary appointed by the Board, subject to the approval by the Legislature by legislation. Effective October 1, 2001, separate Unfunded Liability Amortization Cost rate percents shall be determined for the General Fund and for autonomous agencies. The contributions by the General Fund and by the autonomous agencies shall be determined by applying the applicable percentage rate of contributions as hereinabove prescribed to the total salaries paid to the members of the General Fund and total salaries paid to the members of the autonomous agencies, respectively, during each payroll period, and all such amounts shall be paid into the Fund following the close of each payroll period, concurrently with the contributions made to the Fund by the members. For purposes of this Section, the term total salaries of members shall be interpreted to include Base Pay,

1 as defined in 4 GCA §8201(1), for members participating in the Government Defined
2 Contribution System.”

3 **Section 2. Repeal and Reenactment of Section 8137(e) of Article 1, Chapter 8**
4 **of Title 4, Guam Code Annotated.** Section 8137(e) of Article 1, Chapter 8 of Title 4 of
5 the Guam Code Annotated is hereby repealed and reenacted to read as follows:

6 “(e) From October 1, 2000, the Government rate of contribution for agencies
7 receiving appropriations from the *I Liheslaturan Guåhan* and for federally funded
8 programs shall equal 18.600%. From October 1, 2001, the Government rate of
9 contribution for agencies receiving appropriations from the *I Liheslaturan Guåhan* and
10 for Federally funded programs shall equal eighty-five percent (85%) of the sum of the
11 contribution rates required under Section 8137(a) and Section 8137(b) up to a maximum
12 of Twenty-one Percent (21%). From October 1, 2002, the Government rate of
13 contribution for agencies receiving appropriations from the *I Liheslaturan Guåhan* and
14 for Federally funded programs shall equal One Hundred Percent (100%) of the sum of the
15 contribution rates required under Section 8137(a) and Section 8137(b) up to a maximum
16 of Twenty-one Percent (21%). From October 1, 2000, the Government rate of
17 contribution for autonomous agencies not receiving appropriations from the *I*
18 *Liheslaturan Guåhan* shall equal One Hundred Percent (100%) of the sum of the
19 contribution rates required under Section 8137(a) and Section 8137(b) up to a maximum
20 of Twenty-one Percent (21%).”

21 **Section 3. Amend Section 22402 of Article 4, Chapter 22 of Title 5 of the**
22 **Guam Code Annotated.** Section 22402 of Article 4, Chapter 22 of Title 5 of the Guam
23 Code Annotated is amended to read as follows:

1 “§22402. **Emergency Expenses.** The Governor of Guam is authorized to utilize
2 any part or portion, not to exceed Two Hundred Fifty Thousand Dollars [~~of outstanding~~
3 ~~appropriations within the General Fund~~] from any Executive Branch Fund for expenses
4 caused by civil defense, public safety or health emergencies. Whenever this
5 authorization is used by the Governor, he shall report the expenditure thereunder to the
6 Legislature within five days.”

7 **Section 4. Repeal Section 7 of Public Law 25-42 relative to the Office of the**
8 **Public Auditor.** Section 7 of Public Law 25-42 is hereby repealed.

9 **Section 5. Amend Subsections (a) and (b) of Section 2 of Chapter IV,**
10 **Miscellaneous Provisions, of Public Law No. 25-72, as repealed and reenacted in**
11 **Section 2 of Public Law No. 25-122.** Subsections (a) and (b) of Section 2 of Chapter
12 IV, *Miscellaneous Provisions*, of Public Law No. 25-72, as repealed and reenacted in
13 Section 2 of Public Law No. 25-122 is further amended to read:

14 “Section 2. (a) **Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds
15 that the supplemental annuity benefit, which is Four Thousand Two Hundred Thirty-eight
16 Dollars (\$4,238.00), and the cost of living allowance, which is currently One Thousand
17 One Hundred Dollars (\$1,100.00), coupled with *I Maga'lahen Guåhan* and *I Segundu Na*
18 *Maga'lahen Guåhan's* pensions; retiree group health, dental and life insurance
19 premiums; retiree life insurance subsidy, and to defray Medicare premiums for retirees
20 and their survivors that have been appropriated each year by the government of Guam for
21 the benefit of Defined Benefit Plan retirees and their survivors, will be difficult to fund
22 due to declining revenues of the General Fund. However, *I Liheslaturan Guåhan* notes

1 that retirees and their survivors, in particular, have come to depend upon the annual
2 supplemental annuity benefit and cost of living adjustment payments.

3 *I Liheslaturan Guåhan* further finds that, in order to give full effect to the
4 underlying purposes of providing supplemental annuity benefits and cost of living
5 allowances to preserve the purchasing power of retirees and beneficiaries during this
6 period of economic austerity, it is necessary to enact legislation to continue the
7 supplemental annuities and cost of living allowances as vested, limited-term benefits
8 provided by the Retirement Fund, and to be funded by increased employer contributions,
9 and earnings thereon. Similarly, *I Maga'lahaen Guåhan* and *I Segundu Na Maga'lahaen*
10 *Guåhan's* pensions; retiree group health, dental and life insurance premiums; retiree life
11 insurance subsidy; and Medicare premiums are also to be treated as vested, limited-term
12 benefits provided by the Retirement Fund and to be funded by employer contributions
13 and the earnings thereon.

14 *I Liheslaturan Guåhan* further intends that the Retirement Fund shall provide
15 these benefits for a limited duration; namely, during the fiscal years commencing on
16 October 1, 1998. On September 30, [~~2001~~] 2002 these limited duration benefits shall
17 cease. The benefits shall be in an amount equivalent to: (1) Four Thousand Two
18 Hundred Thirty-eight Dollars (\$4,238.00), known as the sum of the One Thousand Two
19 Hundred Dollar (\$1,200.00), One Thousand Five Hundred Dollar (\$1,500.00), Seven
20 Hundred Dollar (\$700.00), and Eight Hundred Thirty-eight Dollar (\$838.00)
21 supplemental annuity benefits formerly contained in various General Appropriation Acts;
22 *plus* (2) One Thousand One Hundred Dollars (\$1,100.00), known as the latest cost of
23 living adjustment funded by General Appropriation; and applicable amounts for *I*

1 *Maga'lahen Guahan* and *I Segundu Na Maga'lahen Guahan's* pensions; retiree group
2 health, dental and life insurance premiums; retiree life insurance subsidy; and Medicare
3 premiums.

4 *I Liheslaturan Guahan* further intends that the supplemental annuity benefits shall
5 be paid in the same time and manner that retirement and survivor benefits are paid, and
6 *not* in a lump sum. The cost of living adjustments shall continue to be paid in a lump
7 sum, with each such payment made *no later than* November 30th of each year.
8 Retirement annuitants, disability retirement annuitants, and survivor annuitants, who
9 commenced receiving annuity benefits *prior to* October 1, 1995 shall be eligible to
10 receive the Four Thousand Two Hundred Thirty-eight Dollar (\$4,238.00) benefit
11 payment during the fiscal years commencing on October 1, 1998 and ending on
12 September 30, [2001] 2002. *Additionally*, retirement annuitants, disability retirement
13 annuitants, and survivor annuitants who commenced receiving annuity benefits *prior to*
14 October 1, 1999 shall be eligible to receive a One Thousand One Hundred Dollar
15 (\$1,100.00) benefit payment during the fiscal years commencing on October 1, 1999 and
16 ending on September 30, [2001] 2002. Retirement annuitants, disability retirement
17 annuitants, and survivor annuitants who commenced receiving annuity benefits on or
18 after October 1, 1999, but *prior to* January 1, 2000, shall be eligible to receive a One
19 Thousand One Hundred Dollar (\$1,100.00) benefit payment only during the fiscal year
20 commencing on October 1, 2000.

21 *I Liheslaturan Guahan* further intends that the benefits to be provided by the
22 Retirement Fund shall be funded by employer contributions, as reflected in increased
23 employer contribution rates as amortized over a twenty (20) year period. Increased

1 employer contributions shall commence as soon as practicable following the enactment
2 of this legislation, but *no later than* November 1, 1999. *I Liheslaturan Guåhan* further
3 intends that the enactment into law of this legislation will yield a reduction in payments
4 to the Government of Guam Retirement Fund by the General Fund totaling some Twenty
5 Seven Million Dollars (\$27,000,000) in Fiscal Year 1999, Thirty Million Dollars
6 (\$30,000,000) in Fiscal Year 2000, Thirty Million Dollars (\$30,000,000) in Fiscal Year
7 2001, and Thirty Million Dollars (\$30,000,000) in Fiscal Year 2002, while continuing to
8 fund the supplemental annuity benefits, cost of living allowances, *I Maga'lahaen Guåhan*
9 and *I Segundu Na Maga'lahaen Guåhan's* pensions; retiree group health, dental and life
10 insurance premiums; retiree life insurance subsidy; and Medicare premiums through
11 employers' contributions and the earnings thereon. This reduction in payments also
12 allows funds to become available during this [~~three (3) year~~] four (4) year period to assist
13 the government of Guam in its provision of essential public services.

14 *I Liheslaturan Guahân* believes this approach to be a more prudent means to
15 realize cost savings, rather than extending the amortization of the un-funded liability
16 from its current fifteen (15) year period to *no less than* thirty (30) years, or having the
17 Government of Guam Retirement Fund shoulder the burden of payment of the
18 supplemental annuity benefits and cost of living allowances outright.

19 **(b) Twenty (20) Year Amortization of Employer's Contributions.** In order to
20 continue the supplemental annuities enumerated in Sub-items (i) - (viii) of Public Law
21 Number 24-59:III:6(a) in a manner that will *not* adversely affect the government's budget
22 during this period of declining government revenues, and so that retirees and
23 beneficiaries will *not* suffer undue hardship, the Retirement Fund shall provide a limited

1 duration benefit in an amount equal to the Four Thousand Two Hundred Thirty-eight
2 Dollar (\$4,238.00) supplemental annuities, the One Thousand One Hundred Dollar
3 (\$1,100.00) cost of living adjustment, *I Maga'lahaen Guahan* and *I Segundu Na*
4 *Maga'lahaen Guahan's* pensions; the retiree group health, dental and life insurance
5 premiums; the retiree life insurance subsidy; and the Medicare premiums for a [~~three (3)~~
6 ~~year~~] four (4) year period, which shall sunset on September 30, [~~2001~~] 2002. Said
7 benefits shall be funded by increasing the amount of employer contributions amortized
8 over a period of twenty (20) years. The legislation herein does *not* affect the benefits
9 enumerated in Public Law Number 24-59:III:6(a)(v)-(viii) *I Maga'lahaen Guahan* and *I*
10 *Segundu Na Maga'lahaen Guahan's* pensions; retiree group health, dental and life
11 insurance premiums; retiree life insurance subsidy; and to defray Medicare premiums for
12 retirees and their survivor(s), which shall continue to be provided during Fiscal Year
13 1999 as limited duration benefits provided by the Retirement Fund to be funded by
14 increasing the amount of employer contributions amortized over a period of twenty (20)
15 years as provided by this Section."

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CHAPTER V

ADMINISTRATIVE PROVISIONS

Section 1. Section 1 of Chapter V, Administrative Provisions, of Public Law No. 25-164 is amended to read:

“Section 1. Appropriations from the Guam Contractor License Board Fund and Professional Engineers, Architects and Land Surveyors Board Fund to revert to the General Fund for Fiscal Year ~~[2000]~~ 2001. At the end of Fiscal Year ~~[2000]~~ 2001, any un-appropriated balances from the Guam Contractors License Board Fund and the Professional Engineers, Architects and Land Surveyors Board Fund shall revert to the General Fund.”

Section 2. Sections 2(a) and (b) of Chapter V, Administrative Provisions, of Public Law No. 25-164 are amended to read:

“Section 2(a). General Fund, Reversion. All unexpended or unencumbered appropriations made from the General Fund pursuant to this Act for Fiscal Year ~~[2000]~~ 2001 shall *revert* to the General Fund on the last day of that fiscal year; *and*

(b) Tourist Attraction Fund, reversion. All unexpended or unencumbered appropriations made in this Act for Fiscal Year ~~[2000]~~ 2001 from the Tourist Attraction Fund shall revert to the Tourist Attraction Fund on the last day of that fiscal year.”

Section 3. Section 3 of Chapter V, Administrative Provisions, of Public Law No. 25-164 is amended to read:

“Section 3. Carryover of Local and Federal Matching Program Fund. The Local and Federal Matching Funds for programs whose expiration dates extend beyond

1 September 30, [2000] 2001 are hereby authorized to be carried over and expended
2 through the period of the grant award.”

3 **Section 4. Repeal and Reenactment of Section 28 of Chapter V,**
4 **Administrative Provisions, of Public Law No. 25-164. Section 28 of Chapter V,**
5 **Administrative Provisions, of Public Law No. 25-164, is hereby repealed and reenacted**
6 **to read:**

7 **“Section 28. I Maga’lahen Guahan Transfer Authority. I Maga’lahen**
8 **Guáhan, the Governor of Guam, is authorized to transfer from one appropriation of the**
9 **Executive Branch for Fiscal Year 2001; to another appropriation of the Executive Branch**
10 **for Fiscal Year 2001; provided, that not more than Fifteen Percent (15%) of the funds of**
11 **any agency shall be transferred out of the agency. I Maga’lahen Guáhan, the Governor**
12 **of Guam, shall report to I Liheslaturan Guahan at the end of each month all transfers**
13 **pursuant to this Section, and as provided in this Act.”**

14 **Section 5. Prior Years’ Obligations. Notwithstanding any other provision of**
15 **law, appropriations made in Public Law No. 25-164 and in this Act may be expended for**
16 **the payment of prior years’ obligations. Notice of each proposed expenditure shall be**
17 **delivered to the Speaker of I Liheslaturan Guáhan, the Guam Legislature, by I**
18 **Maga’lahen Guáhan, the Governor of Guam, at the end of each month.**

19 **Section 6. Authorization for departments to expend appropriated funds for**
20 **matching requirements of federal programs. Notwithstanding any other provision of**
21 **law, Departments are authorized to expend funds appropriated in this Act for matching**
22 **requirements of federal programs.**

1 **Section 7. Authorization for BBMR to transfer between appropriations for**
2 **Fiscal Year 2000 to cover expenses incurred in Fiscal Year 2000.** Since Executive
3 Branch departments and agencies have incurred expenditure shortfalls in Fiscal Year
4 2000 due to the implementation of the new Financial Management System (FMS) and
5 also due to the fact that the accounting files for Fiscal Year 2000 have yet to be closed by
6 the Department of Administration, the Bureau of Budget and Management Research
7 (BBMR) is hereby authorized to transfer the available balances of appropriations made to
8 any Executive Branch departments and agencies for Fiscal Year 2000 to address the over-
9 expenditures incurred by any Executive Branch departments and agencies in Fiscal Year
10 2000.

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

"Exhibit A" - FY2001 General Fund

Department	Personnel	Local millage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Capital Outlay	Object Totals	Grand Total (A+F)
Department of Education											
Public Health and Social Services	2,086,952		92,956				3,886,744	6,000		3,985,700	6,072,652
Guam Fire Department			71,070		182,250	34,500		27,500		285,320	295,320
Guam Police Department	965,002		284,083		51,916	814	26,782	40,512	345,000	729,107	1,694,109
Department of Public Works	737,078				109,924	5,000		81,728	10,000	215,653	952,831
Superior Court											
Department of Corrections	768,089										768,089
Department of Revenue and Taxation	847,675	24,353	58,180	184,659	36,026		68	108,051	85,483	497,030	1,144,905
Department of Administration	767,267										767,267
Department of Law	403,679		493,000							483,000	886,679
Dept. of Mental Health & Subst. Abuse	980,674		47,043		80,243	13,351		40,108	199,410	360,155	1,380,829
Department of Youth Affairs	145,745		6,000					25,075		33,075	178,820
Department of Land Management	245,212							51,844		68,403	313,615
Department of Agriculture											
Public Defender	123,784										
Department of Labor											
DISSID			58,145				229,189	9,210		286,644	286,644
Supreme Court	55,998										55,998
Department of Commerce	309,253	1,450	1,039		5,274	1,396	48	25,685		37,841	161,625
Dept. of Parks and Recreatio.	429,843										429,843
Bureau of Budget & Mgmt. Research											
Guam Library	106,978										106,978
Civil Service Comm	90,215		13,200		3,361						103,809
Guam EPA	150,879		47,877								194,024
Bureau of Planning	141,811		6,260		430						148,501
Department of Chamorro Affairs		986	25,000								25,986
Department of Military Affairs											
Public Auditor	36,827										36,827
Chamorro Land Trust Commission	175,411										175,411
Ancestral Lands Commission			122,171		3,467						125,638
CABA	13,684										13,684
Guam Educational Telecomm. Corp	24,293										24,293
Guam Election Com	25,220										25,220
Commission on Self Determination	4,251										4,251
Chamorro Registry Advisory Board											
Chief Medical Examiner											
State Council on Vocational Ed.	5,524										5,524
Guam Planning Council	15,566										15,566
AHIRD											
Total	9,486,888	34,926	1,493,728	187,873	472,786	195,063	4,170,428	684,378	723,130	7,932,222	17,389,110



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

JAN 04 2001

The Honorable Joanne M. S. Brown
Legislative Secretary
I Mina'Bente Sais na Liheslaturan Guåhan
Twenty-Sixth Guam Legislature
Suite 200
130 Aspinal Street
Hagåtña, Guam 96910

City of Guam

RE: SUPPLEMENTAL BUDGET FOR FISCAL YEAR 2001

Dear Legislative Secretary Brown:

Enclosed please find a draft bill entitled: "AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2001 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS."

The attached draft legislation was transmitted to the 25th Guam Legislature, but was not passed. It provides for the shortfalls in the Fiscal Year 2001 budget contained in Public Law No. 25-164 that was passed into law on September 26, 2000. At the time of the passage of Public Law No. 25-164, final revenue estimates for Fiscal Year 2001 were not available. Final revenue estimates are now available, and have been adopted by the Special Accounting Service of the Guam Finance Commission. The amount of \$478,194,755 is the expected revenue for the General Fund for Fiscal Year 2001. This amount, arrived at through the cooperative working of officials of both the Executive and Legislative Branches of government, is used in the attached draft legislation. Unfortunately, i Liheslatura, the Legislature, has seen fit to repeal the Guam Finance Commission, to include the inter-branch cooperative working group, the Special Accounting Service.


The attached legislation covers the shortfalls of all agencies. It is a balanced budget, with \$478 Million in revenues projected, and \$478 Million appropriated. It takes into account the prior selective appropriations provided in Public Law No. 25-176. It provides for funds for the Workers Compensation Commission, Off-Island Residential Treatment, library books for the six branches of the Guam Public Library System, and shortfalls for Department of Corrections to hire additional guards.

CC: [Handwritten initials]

Legislative Secretary
Supplemental Budget FY2001
January, 2001 - Page 2

Please give this legislation immediate consideration and introduce it into the legislative process for passage as soon as possible. It is not good practice to provide for only certain selected agencies and even individual sub-programs of selected agencies, as was done in Public Law No. 25-176, and ignore the needs of the government as a whole.

Very truly yours,



Carl T. C. Gutierrez
I MagaLahen Guåhan
Governor of Guam

Attachment

cc: The Honorable Antonio R. Unpingco
Speaker

2001 Tracking

Fiscal Year 2001 Forecast

Actual & Forecast	FY1999	FY2000(draft)	FY2001	Variance
Individual	44,889,256	42,344,071	43,342,226	
Withholding	215,415,280	195,404,974	200,085,405	
Corporation	55,279,171	75,686,289	82,686,289	
Provision for Refunds	(65,205,816)	(60,653,460)	(55,000,000)	
Total Income Tax	250,377,891	252,781,874	271,113,920	
Business Privilege Taxes	148,936,676	146,493,711	146,493,711	
Other Taxes	6,486,002	6,553,561	6,553,561	
Section 30	48,642,730	51,217,063	45,000,000	
Imm Fees & Indirect Cost	9,849,935	3,581,396	4,581,396	
Use of Money & Property	1,617,977	1,301,473	1,301,473	
Licenses, Fees & Permits	1,885,380	1,955,304	1,955,304	
Department Charges	1,564,233	1,195,390	1,195,390	
Total Revenues	469,387,824	465,080,312	478,194,755	

Senator Kaleo S. Moylan
Chairperson, Committee on Ways and Means
Mina'Bente Sais Na Liheslaturan Guåhan
Twenty-Sixth Guam Legislature

January 23, 2001

MEMORANDUM

To: All Members, Committee on Ways and Means

From The Chairperson,

Subject: Reminder Notice, Committee Public Hearing

This is to remind you that the Committee Ways and Means will conduct a public hearing tomorrow, Wednesday, January 24, 2001, at 9:30 a.m., in the Legislative Public Hearing Room. A copy of the Agenda is attached, however Bill No. 8 (COR) was forwarded to you earlier for your review.

Thank you,


KALEO S. MOYLAN

Attachment:

cc: All Senators
Clerk of Legislature
Protocol
All Media

Senator Kaleo S. Moylan
Chairperson, Committee on Ways and Means
Mina'Bente Sais Na Liheslaturan Guåhan
Twenty-Sixth Guam Legislature

January 16, 2001

MEMORANDUM

To: All Members, Committee on Ways and Means

From The Chairperson,

Subject: Reminder, Committee Meeting

This is to remind you that the Committee on Ways and Means will meet on Thursday, January 18, 2001, at 10:00 a.m., in the Committee Conference Room at Sinajana. A copy of the meeting Agenda is attached for your review.

Thank you,


KALEO S. MOYLAN

Attachment:

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
Senator Kaleo S. Moylan, Chairman
Committee on Ways and Means

Meeting
10:00 a.m., Thursday, January 18, 2001

A G E N D A

- I. Call to Order:
- II. Announcement & Introduction of Members:
- III. Discussion and Review:
 - (i) FY 2001 Revenue Forecast;
 - (ii) Recommendation *and*
 - (iii) Supplemental Budget for FY 01.
- IV. Remarks:
- V. Adjournment:

Government of Guam
General Fund Forecast
Fiscal Year 2001



Special Accounting Services

Contents

1. Introduction
2. Review Fiscal Year 2000 Forecast
3. Fiscal Year 2001
 1. Economic Outlook
 2. Key Assumptions
 3. Revenue Forecast

Introduction

P.L. 22-74 Created Special Accounting Services

Objectives:

1. Review Fiscal Year 2000 Forecast and Actual General Fund Revenue
2. Provide a General Fund Revenue Estimate for Fiscal Year 2001

Introduction

Participants

Department of Administration

Arleen U. Pierce - Acting Controller
Elaine Ayuyu - Accounting Supervisor

Department of Revenue & Taxation

Paul Terlaje – Acting Administrator for Tax Services
John P. Camacho – Acting Deputy Tax Commissioner

Bureau of Budget & Management Research

Stephen J. Guerrero – Budget Analyst Supervisor
Matthew P. Quinata – Chief Internal Auditor

Department of Labor

Gary Hiles –Senior Economist

Guam Legislature

Bertha Duenas - Chief of Staff
Senator Kaleo Moylan

Historical Background

July 1999 Presentation

Significant Past Revenue Events

- Property Tax Revenues Deposited in the Territorial Education Facility Fund (TEFF)
- Property Tax Revaluation Rollback
- Dave Santos Small Business Act
- Federal Tax Relief Act of 1997
- Natural Disasters (Typhoon Paka, Earthquake, etc...)
- Asian Economic Crisis
- Federal Reduction in Uniform and Civilian Personnel

Source: July 1999 SAS Presentation

Historical Background

July 1999 Presentation

Economic Outlook Fiscal Year 2000

- Asian Economies, with the Exception of Japan, report Positive growth, expect trend to continue
- Japan visitors arrival down 16% from a year ago, cumulative decrease of 30% from 1997, **Stabilizing in fiscal year 2000**
- Taiwan & Korea visitors will maintain a **steady growth**
- Construction – FY99 building permits on an annualized basis are 50% below FY98
- Unemployment expected to increase slightly, specifically in construction industry

Source: July 1999 SAS Presentation

Fiscal Year 2000 Forecast

Unanticipated Events in Fiscal Year 2000

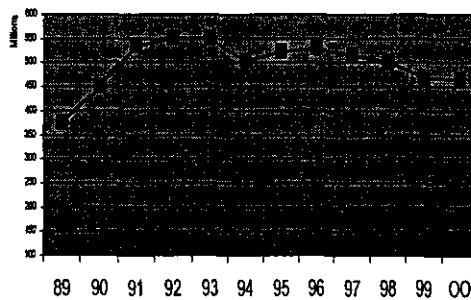
- Government of Guam Early Retirement
- Government of Guam Early Buy Out
- Increase in Individual & Business Bankruptcies

Historical Background

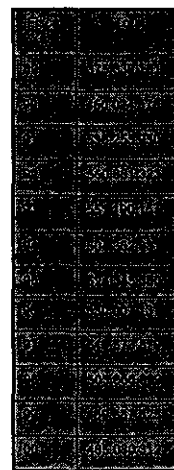
General Fund Actual Revenues Fiscal Year 1989 – 1999 Actual 2000 Draft

Forecast \$450 Million

General Fund Actual (FY00 Draft)



Source: DOA



FY2000 Draft

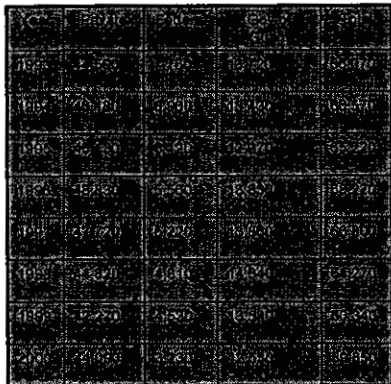
2001 Forecast

Economic Outlook Fiscal Year 2001

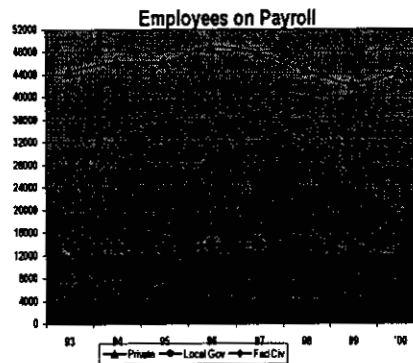
- Employment Stabilizing *7.15%*
- Visitor Industry Growth
- Japan Visitor Arrivals Increase
- Taiwan & Korea Visitor Arrivals Steady Growth
- Construction Rate of Decline More Moderate

Economic Outlook FY 2001

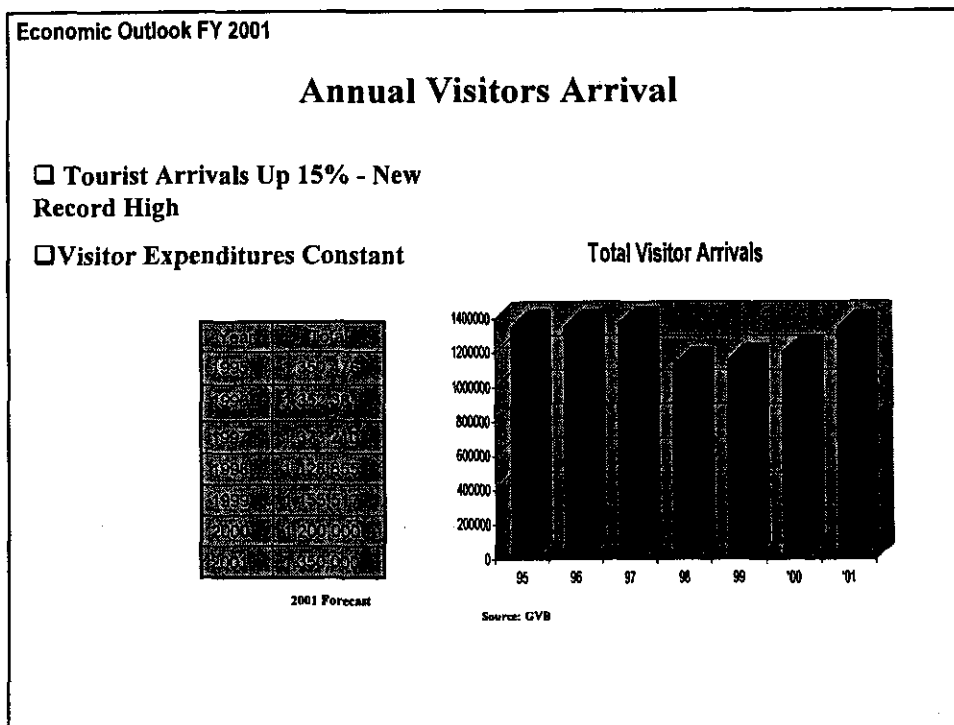
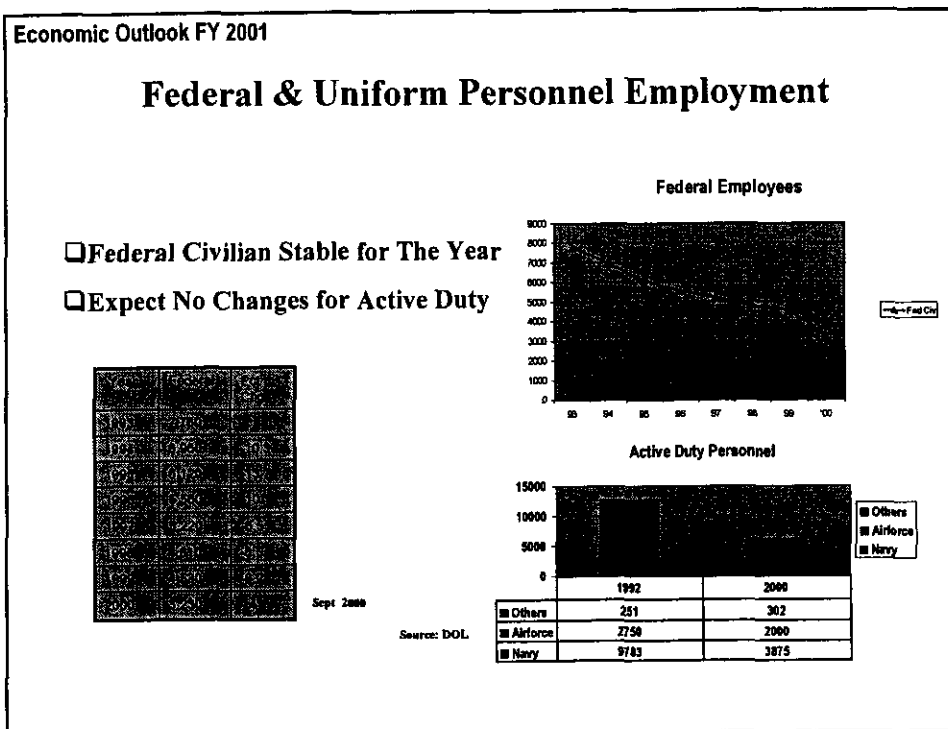
Guam's Employment History

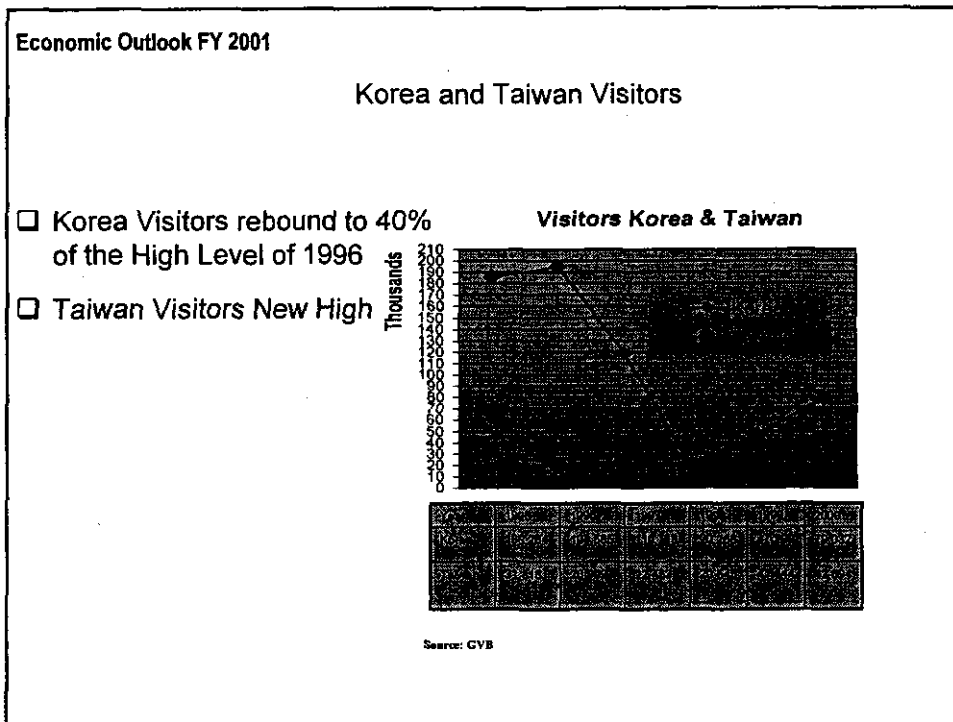
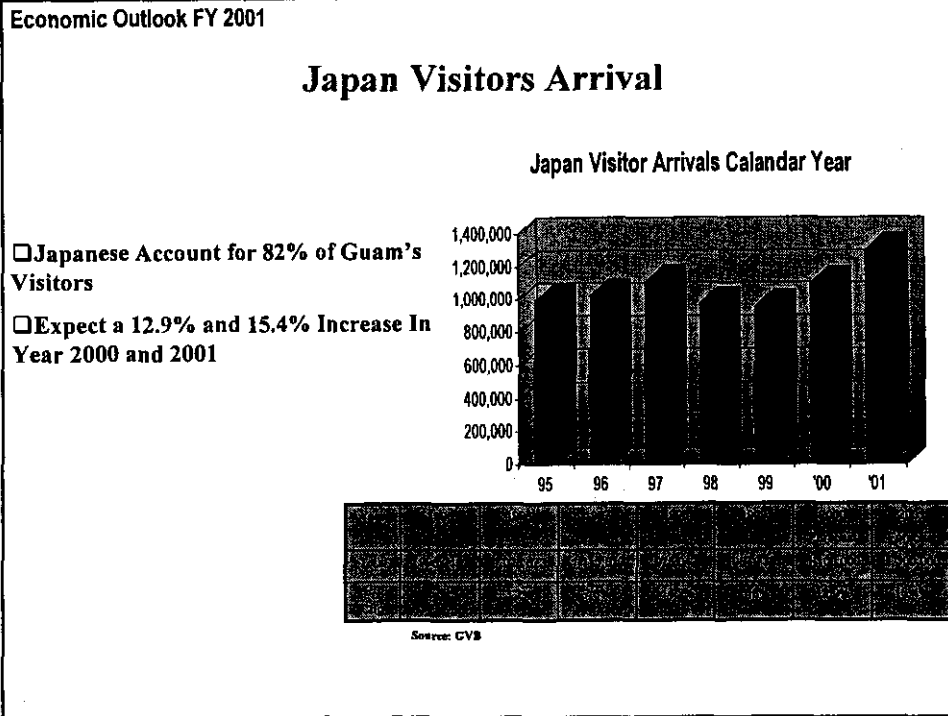


Year 2000 Sept Numbers Preliminary



Source: Dept of Labor





2001 Forecast

Fiscal Year 2001 Key Assumptions

- Adjustment of wages of Military Contractors
(Effective Oct 1, 2000)
- IRS Agreement – Additional Child Tax Credit Payments
(\$18 – 20 Million)
- GMH Withholding Payment (\$4 Million)
- Potential IRS Agreement – Earned Income Tax Credit
(\$24 Million)

2001 Tracking

Fiscal Year 2001 Forecast

	1998	1999	2000	2001
General Fund	2,388,795	2,211,101	2,277,225	2,311,455
Individual	2,388,795	2,211,101	2,277,225	2,311,455
Winn-Dixie	243,715,921	187,201,601	211,181,101	231,451,401
Corporate	55,215,000	25,000,200	32,800,000	30,000,000
Provision of Rental	60,000,000	60,000,000	55,000,000	55,000,000
Telephone Co.	700,000,000	700,000,000	700,000,000	700,000,000
Business Privilege Tax	100,000,000	100,000,000	100,000,000	100,000,000
Other Taxes	6,000,000	6,000,000	6,000,000	6,000,000
Section 50	400,000,000	400,000,000	400,000,000	400,000,000
Winn-Dixie & Indirect Tax	2,388,795	2,211,101	2,277,225	2,311,455
Use of Motor Vehicle	1,000,000	1,000,000	1,000,000	1,000,000
License Fee & Permit	1,000,000	1,000,000	1,000,000	1,000,000
Department Quota	1,000,000	1,000,000	1,000,000	1,000,000
Total Revenue	60,000,000	60,000,000	60,000,000	60,000,000

Economic Outlook FY 2002

Fiscal Year 2001 Summary

- IRS Agreement - Additional Child Tax Credit
- No Changes in Federal Tax Laws
- Positive Outlook for Tourism
- Total Economic Activity as Measured by Gross Receipts Taxes and Employment, Expected to be Very Similar to FY2000
- Potential IRS Agreement for Earned Income Credit



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

JAN 04 2001

The Honorable Joanne M. S. Brown
Legislative Secretary
I Mina'Bente Sais na Liheslaturan Guåhan
Twenty-Sixth Guam Legislature
Suite 200
130 Aspinall Street
Hagåtña, Guam 96910

Office of the Governor
Executive Branch
P.O. Box 100
Hagåtña, Guam 96910
Phone: (671) 498-1111
Fax: (671) 498-1111
Date: 1-4-2001

RE: SUPPLEMENTAL BUDGET FOR FISCAL YEAR 2001

Dear Legislative Secretary Brown:

Enclosed please find a draft bill entitled: "AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2001 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS."

The attached draft legislation was transmitted to the 25th Guam Legislature, but was not passed. It provides for the shortfalls in the Fiscal Year 2001 budget contained in Public Law No. 25-164 that was passed into law on September 26, 2000. At the time of the passage of Public Law No. 25-164, final revenue estimates for Fiscal Year 2001 were not available. Final revenue estimates are now available, and have been adopted by the Special Accounting Service of the Guam Finance Commission. The amount of \$478,194,755 is the expected revenue for the General Fund for Fiscal Year 2001. This amount, arrived at through the cooperative working of officials of both the Executive and Legislative Branches of government, is used in the attached draft legislation. Unfortunately, in Liheslatura, the Legislature, has seen fit to repeal the Guam Finance Commission, to include the inter-branch cooperative working group, the Special Accounting Service.


The attached legislation covers the shortfalls of all agencies. It is a balanced budget, with \$478 Million in revenues projected, and \$478 Million appropriated. It takes into account the prior selective appropriations provided in Public Law No. 25-176. It provides for funds for the Workers Compensation Commission, Off-Island Residential Treatment, library books for the six branches of the Guam Public Library System, and shortfalls for Department of Corrections to hire additional guards.

copy

Legislative Secretary
Supplemental Budget FY2001
January, 2001 - Page 2

Please give this legislation immediate consideration and introduce it into the legislative process for passage as soon as possible. It is not good practice to provide for only certain selected agencies and even individual sub-programs of selected agencies, as was done in Public Law No. 25-176, and ignore the needs of the government as a whole.

Very truly yours,



Carl T. C. Gutierrez
I MagaLahen Guåhan
Governor of Guam

Attachment

cc: The Honorable Antonio R. Unpingco
Speaker

Senator Kaleo S. Moylan
Chairperson, Committee on Ways and Means
Mina'Bente Sais Na Liheslaturan Guåhan
Twenty-Sixth Guam Legislature

January 18, 2001

The Honorable Carl T.C. Gutierrez
Maga'lahaen Guåhan
R. J. Bordallo Governor's Complex
Agana, Guam 96932

Re: Committee Public Hearing: Wednesday, January 24, 2001

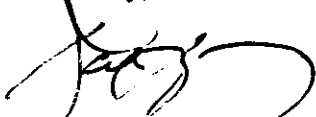
Dear Governor Gutierrez:

The Committee on Ways and Means to which was referred Bill No. 8 (COR), "AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2001 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," will conduct a public hearing on Wednesday, January 24, 2001 commencing at 9:30 a.m. in the Legislative Public Hearing Room.

The Committee would like to invite specifically Mr. Joseph Rivera, Director of the Bureau of Budget and Management Research, to this public hearing and any other administration representative you feel could sufficiently explain the request in detail. The Committee would appreciate receiving fifteen (15) copies of the Administration's position statement and or supporting documents relating to the subject matter prior to the start of the hearing. A copy of the hearing Agenda is enclosed for your reference and information.

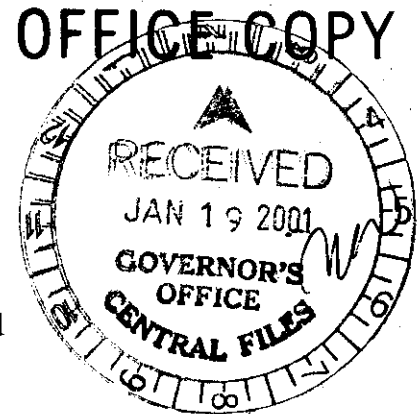
I continue to support an open and free-flowing dialogue in the deliberation of budget issues and look forward to working with your immediate representatives and/or department and agency heads in the coming months.

Sincerely,

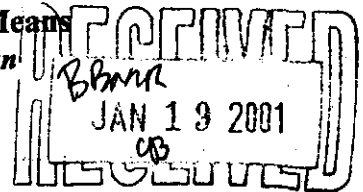


KALEO S. MOYLAN

Enclosure:



Senator Kaleo S. Moylan
Chairperson, Committee on Ways and Means
Mina' Bente Sais Na Liheslaturan Guahan
Twenty-Sixth Guam Legislature



January 18, 2001

OFFICE COPY

Mr. Joseph Rivera
Director
Bureau of Budget and Management Research
R. J. Bordallo Governor's Complex
Hagåtña, Guam 96932

Re: Committee Public Hearing and Request for Fiscal Note

Dear Mr. Rivera:

The Committee on Ways and Means to which was referred Bill No. 8 (COR), "AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2001 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," will conduct a public hearing on Wednesday, January 24, 2001 commencing at 9:30 a.m. in the Legislative Public Hearing Room. Please find attached a copy of Bill No. 8 (COR) which I respectfully request issuance of a Fiscal Note.

Thank you,

KALEO S. MOYLAN

Enclosure:

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
Senator Kaleo S. Moylan, Chairman
Committee on Ways and Means

Public Hearing
9:30 a.m., Wednesday, January 24, 2001

A G E N D A

I. Call to Order:

II. Announcement & Introduction of Members:

III. Legislative Measure:

Bill No. 8 (COR), AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2001 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.

IV. Remarks:

VI. Adjournment:

**The Hearing will take place at the Guam Legislature's Public Hearing Room.
Individuals requiring special accommodations, auxiliary aids or services are asked to contact the
Office of Senator Kaleo S. Moylan at 472-3342.**

The Pacific

Daily News

News

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VOL. 31 NO. 359 HAGÄTNA, GUAM, JANUARY 25, 2001

HAGA ADAI, T'S THURSDAY

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account frozen

The Philippines Bureau of Internal Revenue said Wednesday it froze at least one bank account of former President Joseph Estrada. Meanwhile, Estrada has sent a letter to the Senate saying he had been incapacitated temporarily and expected to return to power.

▲ See story, Page 13

TOMORROW Chinese food brings good luck

Payrolls short \$9.4M

By Steve Limhaco
Pacific Daily News
slimhaco@guampdn.com

Government agencies need another \$9.4 million to make payroll for the rest of the fiscal year, administration officials told senators yesterday.

The legislative Committee on Ways and Means held a public hearing on the governor's supplemental budget request for fiscal 2001. Twelve of the Legislature's 15 lawmakers attended the hearing. Gov. Carl Gutierrez has asked for \$17.38 million for personnel, equipment,

He also has asked lawmakers to increase his transfer authority from 2.5 percent to 15 percent, and to borrow another \$30 million from the Retirement Fund to pay supplemental annuities to retirees.

"The true need that we have for the agencies is \$25,050,170, Bureau of Budget and Management Research Director Joe Rivera told senators. "We reduced that amount by an additional \$7,661,000 so that we could conform with the revenue ceiling that the special accounting service contracts and programs.

▲ See Budget, Page 4

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▲ See story,
Page 22

One of the more popular game consoles soon will be taken off the market. Lower sales than expected dealt the final blow to Sega's Dreamcast. Gamers will have to turn to other consoles such as Sony's powerhouse PlayStation 2 or Microsoft's eagerly awaited Xbox.

Dreamcast reshapes role

guampdn.com Pacific Daily News, Thursday, January 25, 2001

Budget: Priority given to waterworks

▲ Continued from Page 1

group had come up with."

The administration has asked for \$6 million for public health, with \$2 million of that amount for personnel costs and \$3.8 million for welfare programs.

"The bulk of the money is going to be going into the Department of Public Health and Social Services, primarily for three programs — (Medically Indigent Program), Medicaid and welfare," Rivera said.

Rivera said most of the money requested in the supplemental budget will be used to pay existing employees, except for the Department of Corrections, which will hire more employees.

Rivera said it will be more cost-effective to hire new employees for the prison than to continue to pay overtime to prison workers.

Some prison guards and supervisors took home almost \$100,000 each last fiscal year in salary and overtime pay. In many cases, the corrections officers earned more in overtime than their original salaries.

The Department of Corrections spent about \$2.6 million in overtime last fiscal year, prison officials have said. They also said it would have been about \$1 million cheaper to hire new people than to pay the overtime, but the department needs legislative approval to allow it to hire more full-time employees.

Rivera said the administration

will work with the Ways and Means committee to meet the Legislature's \$470 million revenue estimate. The administration's budget request was based on its own revenue estimate of \$478 million, but that estimate was rejected last week by the Ways and Means committee.

"While we are looking at a reduction in the budget request, the administration's admission that they can work with the \$470 million budget is reassuring," said Ways and Means Chairman Sen. Kaleo Moylan, R-Barrigada.

Sen. Joseph Ada, R-Tamuning, asked whether the Guam Waterworks Authority needs additional funding to help it repair broken sewer pipes that have threatened the island's water supply in recent weeks.

Rivera said the water utility has asked the administration to speed up payments to the agency and has not asked for more money.

"They were not getting all of their payments in a timely manner," Rivera said. "We made them a priority."

Rivera said the administration also has been working to free federal funding for waterworks money that has been held up for years because of reporting requirements.

"We're trying to get money that is owed to them," he said.

Moylan said the Legislature will examine the individual needs of agencies in greater detail during a series of upcoming budget hearings. He said a finalized budget should be ready by the middle of next month.

While we are looking at a reduction in the budget request, the administration's admission that they can work with the \$470 million budget is reassuring."

Sen. Kaleo Moylan

R-Barrigada, Ways and Means Committee chairman



Governor re-sends \$18M supplemental budget

By Adam Steven Fogerson
Variety News Staff

GOVERNOR Carl T.C. Gutierrez has again asked the Legislature to consider a supplemental executive branch budget calling for more than \$18 million in new spending for 2001 and one provision for \$30 million in 2002.

Introduced at the Governor's request by the committee on rules Wednesday, Bill No. 8 enacts a fiscal year 2001 revenue estimate of \$478 million and amends various sections of Public Law 25-164, the FY2001 budget bill. The Governor signed one supplemental budget bill at the end of last month.

"The bill does several things. It amends the revenue estimate that is in Public Law 25-164 and uses the last estimate done by the SAS (Special Accounting Services) group. It also makes corrections to references in public law, for example there are appropriations that refer to an attachment, but the attachment figures don't add up, so it makes that technical correction," Joe Rivera, the director of the Bureau of Budget and Management Research, said. Rivera said another correction is debt service amounts on two bonds and a loan.

Rivera said that the total spending in the previous budget, the supplemental budget signed last month and this bill



Gov. Carl T.C. Gutierrez

equals the \$478 million revenue estimate.

Meeting Thursday, the Committee on Ways and Means adopted \$470 million—a figure \$8 million less—as their official revenue forecast from the Office of Finance and Budget for FY2001, according to Senator Kaleo Moylan, the panel's chairman.

Moylan said the committee rejected three of the four assumptions made in the earlier forecast, and adjusted the expectations from corporate taxes downward by \$18 million. However, they also projected tax refunds to be \$10 million lower than SAS had projected, Moylan said.

Moylan said a public hearing on the appropriations in Bill No. 8 would take place next Wednesday at 9:30 a.m.

One provision in the bill spends

\$30 million in the next fiscal year (2002) by adding one year to the limited duration of certain supplemental annuity benefits paid to retirees and their survivors. The benefits were set to expire Sept. 30, 2001.

The bulk of new FY 2001 spending in the bill comes in the form of personnel costs for executive department agencies, totaling almost \$17.5 million, virtually all from the General Fund.

"In the budget as originally passed, there were many agencies that would have had inadequate funding for the existing personnel on board. This takes that money and allocates it to the best that we know to those agencies so that it is at least adequate to cover their current operations," Rivera said.

Public Health and Social Services would get the biggest piece, more than a third, of that pie at \$6 million. The Guam Police Department would be next at \$1.6 million. Revenue and Taxation and Mental Health would get the next biggest boosts, over a million each. The Department of Public Works would get \$952,000, followed by the Departments of Law (\$886,000), Corrections (\$766,000) and Administration (\$767,000). Twenty-three other agencies would receive \$300,000 or less. Five agencies



Sen. Kaleo Moylan

would not benefit from this bill directly: Education, Agriculture, Military Affairs, the Chamorro Registry Board and the office of the Chief Medical Examiner.

Other new spending comes in the form of \$1 million for the Department of Administration for the Residential Treatment Fund and an additional \$200,000 (on top of \$950,000) for the Worker's Compensation Fund. The Guam Visitors Bureau will stand to lose \$260,000 of their earlier appropriation of \$13.8 million under this bill.

The bill repeals and reenacts the section from the current budget on the amortization of government unfunded liabilities and alters the formulas of contribution rates for federally funded programs.

Bill No. 8 would also change

the Governor's emergency spending authority for civil defense, public safety or health emergencies. Instead of utilizing monies from "outstanding appropriations within the General Fund," as the language now reads, the Governor could draw the funds, still limited at \$250,000, "from an Executive Branch Fund."

The bill contains several administrative provisions, including changes in the limits on the Governor's transfer authority and an authorization for BBMR to transfer "balances of appropriations made to any Executive Branch departments and agencies for fiscal year 2000 to address over-expenditures." Rivera said some limits expired on Sept. 30 last year.

"The year is done. Its not money for him to spend," Rivera said.

Rivera said, because the book on the fourth quarter of FY2000 won't close until the end of the month, the provision gives the ability to transfer funds leftover from the last fiscal year without the Governor preparing a transfer request for the Legislature.

"Because we haven't closed out, we don't know what the expenditures are going to be," Rivera said.

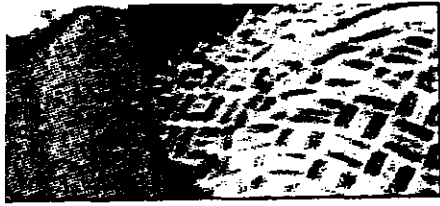
"This provision allows us to basically close out the year."

\$500K for Talofofu, Inarajan bays sought

By Adam Steven Fogerson

mayor at that time. He used

Southern area experiences disruption in phone service



1 Guerrero/For Pacific Daily News

his aunt, Regina Herrero, is leaving Guam in 1931, on this week as he and two first time.

returns s later

ves.
arrived on island Jan. 15 with his , Shana Giess, 34, and Maureen Sroufe, 49. The family will return to n. 21.

and his daughters sat in a Tiyan yesterday afternoon with their aunts, Guerrero Ada and Cecilia Savory Calked about their family reunion. nily he never knew has welcomed d his daughters wholeheartedly. A ily gathering was an opportunity to ns of relatives, Dooley said. ver been hugged and kissed by so ififul young woman in my life," he sat next to his aunts. "The family t enveloped in this — their love." said he hopes he will be able to Giess and Dooley-Sroufe said they to bring their families on their next

me you're coming around, tell us me, so we can plan," Regina Ada next time they come around, we'll family picnic."

cers Joseph A. Guerrero, James G. Santos, Chris N. Castro and Earl Aguigui against the department's administration, the transfers were made for personal reasons, including disputes about overtime pay and management styles.

Fernandez said the transfers were based on personnel evaluations made by Kabina, adding the moves were also made to alleviate shortfalls within the department.

Luis Baza, CSC director, said the commission will schedule a meeting with the parties involved within the next two weeks to discuss the matter.

Legislative panel OKs \$70M revenue estimate

By Steve Limtiaco

Pacific Daily News

slimtiaco@guampdn.com

The legislative Committee on Ways and Means has adopted a revenue estimate of \$470 million for the current fiscal year, \$8 million less than the administration's estimate.

The estimate will be used by lawmakers to prepare a supplemental budget for fiscal 2001, which ends Sept. 30. Gov. Carl Gutierrez submitted a supplemental budget request to the Legislature Jan. 4, asking for permission to increase his transfer authority and for permission to borrow another \$30 million from the government's retirement fund, among other things.

The newly created Office of Finance and Budget, which is part of the Ways and Means Committee, met with administration officials Jan. 10 to discuss the administration's \$478-million revenue projection. Ways and Means Chairman Sen. Kaleo Moylan, R-Barrigada, issued a statement yesterday, saying the administration's projections for corporate tax collections were overstated.

"We worked closely with the administration to justify their revenue projections, but there were some areas that they were not able to substantiate, and that is the reason for the \$8 million reduction," Moylan said in a written statement.

According to Moylan, lawmakers are expected to pass a budget bill by the second week of February.

Committee on Ways and Means

Attendance Sheet

Wednesday, January 24, 2001


Public Hearing on Bill No. 8, (COR),

“AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2001 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.”

	Present	Absent	Off-Island	Excused
Kaleo S. Moylan,	✓			
Joanne M.S. Brown	✓			
Antonio R. Unpingco			OFF-ISLAND	/
Felix P. Camacho	✓			
Mark C. Charfauros			OFF-ISLAND	/
Mark Forbes	✓			
Lawrence F. Kasperbauer	✓			
Vicente C. Pangelinan	✓			

	Present	Absent	Off-Island	Excused
Joseph F. Ada	✓			
Thomas C. Ada	✓			
Frank B. Aguon, Jr.	✓			
Eddie B. Calvo	✓			
Lou Leon Guerrero	✓			
Angel L.G. Santos	✓			
Judith T. Won Pat	✓			

Attending Staff

Bertha Duenas _____	James P. Castro  _____	Tom Morrison _____
Henry Cruz _____	Paul Borja _____	Faith Mendiola _____
Fred M. Castro _____	Josie Mendiola _____	John Dela Rosa _____



MINA'BENTE SAIS NA LIHESLATURAN GUAHAN
Senator Kaleo S. Moylan, Chairman
Committee on Ways and Means

Public Hearing

WEDNESDAY, JANUARY 24, 2001
9:30 A.M.

A G E N D A

Bill No. 8 (COR), "AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2001 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS."

The Hearing will take place at the Guam Legislature Public Hearing Room located at Hagåtña. Individuals requiring special accommodations, auxiliary aids or services are asked to contact the office of Senator Kaleo S. Moylan at 472-3342.

NMI teacher of the year heads to Dallas

By Ferdie de la Torre
Variety News Staff

SAIPAN – CNMI 2001 Teacher of the Year Anna Cabrera Baer departed yesterday afternoon to attend the State Teacher of the Year Program conference in Dallas, Texas.

Baer, a 4th grader teacher of Koblerville Elementary School, was accompanied by her principal, Frances Ulloa, for the Jan. 25-28 meeting at the Doubletree Hotel in Dallas.

Baer in an interview with the Variety at the Saipan airport said she looks forward to meeting a lot of teachers from the 50 states and five territorial jurisdictions.

"I am an individual that loves to talk and debate on certain issue about education. So this is something that I am looking forward to learn from other teachers from other places," she said.

Guam Variety

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rough the fern-filled rain forest on the Queen Charlotte Track on New Year's Day, a four-day hike offers panoramic views and comfortable lodging in waterfalls. Hikers carry heavy packs to the next destination.

United Airlines' media special- their carry-on bags as pillows.



MINA'BENTE SINGKO NA LIHESLATURAN GUAHAN
Senator Kaleo S. Moylan, Chairman
Committee on Ways and Means

Public Hearing

WEDNESDAY, JANUARY 24, 2001
9:30 A.M.

A G E N D A

Bill No. 8 (COR), "AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2001 AND MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS."

The Hearing will take place at the Guam Legislature Public Hearing Room located at Hagåtña. Individuals requiring special accommodations, auxiliary aids or services are asked to contact the office of Senator Kaleo S. Moylan at 472-3342.



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2/26/01

**MINA'BENTE SAIS NA LIHESLATURAN GUAHAN
2001 (FIRST) Regular Session**

Bill No. 8 (COR)

As substituted by the Committee on
Ways and Means.

Introduced by:

Chairman, Committee on
Rules, General
Government Operation,
Reorganization and
Reform and Federal,
Foreign and General
Affairs

by request of *I
Maga'lahaen Guåhan*, the
Governor of Guam, in
accordance with the
Organic Act of Guam.

**AN ACT MAKING SUPPLEMENTAL
APPROPRIATIONS FOR THE OPERATIONS OF
THE EXECUTIVE BRANCH OF THE
GOVERNMENT OF GUAM FOR FISCAL YEAR
ENDING SEPTEMBER 30, 2001 AND MAKING
OTHER APPROPRIATIONS, AND ESTABLISHING
MISCELLANEOUS AND ADMINISTRATIVE
PROVISIONS.**

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

2 **INDEX.**

3 **CHAPTER I.**

1 Architects and Land Surveyors Board Fund to
2 revert to the General Fund for Fiscal Year 2001.

3 Section 2. Sections 2(a) and (b) of Chapter V, Administrative
4 Provisions, of Public Law No. 25-164 are hereby
5 *repealed and reenacted* to read as follows:

6 Section 3. Section 3 of Chapter V, Administrative Provisions,
7 of Public Law No. 25-164 is hereby repealed in its
8 entirety.

9 Section 4. Section 28 of Chapter V, Administrative
10 Provisions, of Public Law No. 25-164 is hereby
11 repealed in its entirety.

12 Section 5. *I Maga'lahaen Guahan* Transfer Authority.

13 Section 6. Teacher Personal Leave.

14 Section 7. Guam Public Library Authorized to Use Surplus
15 Personnel Funds for Grant Matching.

16 Section 8. Authorization for the Department of Education to
17 ~~procure textbook in advance to ensure arrival of~~
18 ~~the textbooks in time for the start of the school~~
19 ~~year 2001 to 2002.~~

20 Section 9. Prior Years' Obligations.

21 Section 10. Authorization for departments to expend
22 appropriated funds for matching requirements of
23 federal programs.

24 Section 11. Transfer of Employees.

1	2. Utilities, not to exceed	\$ 2,152
2	(6) Council of the Arts and Humanities:	
3	a. For Personnel Services, not to exceed	\$ 13,664
4	b. For Operating Expense	
5	1. Miscellaneous for Board Stipend,	
6	not to exceed	\$ 3,350
7	2. Utilities, not to exceed	\$ 6,301
8	(7) Department of Chamorro Affairs:	
9	a. For Personnel Services, not to exceed	\$ 141,811
10	b. For Capital Outlay, not to exceed	\$ 10,000
11	(8) Chamorro Land Trust Commission:	
12	a. For Personnel Services, not to exceed	\$ 123,761
13	(9) Civil Service Commission:	
14	a. For Personnel Services, not to exceed	\$ 106,976
15	b. For Operating Expense	
16	1. Contractual Services, not to exceed	\$ 9,160
17	2. Miscellaneous for Board Stipend,	\$ 15,000
18	not to exceed	
19	3. Utilities, not to exceed	\$ 14,796
20	(10) Department of Commerce:	
21	a. For Operating Expense	
22	1. Utilities, not to exceed	\$ 98,020
23	(11) Commission on Self Determination:	
24	a. For Personnel Services, not to exceed	\$ 3,625
25	(12) Department of Corrections:	

1	a.	For Personnel Services, not to exceed	\$ 766,089
2	(13)	Department of Integrated Services and Individuals with Disabilities	
3		(DISID):	
4	a.	For Operating Expense	
5		1. Contractual Services, not to exceed	\$ 58,145
6		2. Miscellaneous specifically for local matching	
7		funds, not to exceed	\$ 229,189
8		3. Utilities, not to exceed	\$ 9,210
9	(14)	Guam Fire Department:	
10	a.	For Operating Expense	
11		1. Contractual Services, not to exceed	\$ 71,070
12		2. Supplies, not to exceed	\$ 100,250
13	(15)	Guam Election Commission:	
14	a.	For Operating Expense	
15		1. Contractual Services, not to exceed	\$ 80,000
16		2. Office Rental, not to exceed	\$ 2,933
17		3. Utilities, not to exceed	\$ 2,000
18	(16)	Guam Educational Telecommunications Commission (KGTF):	
19	a.	For Personnel Services, not to exceed	\$ 24,293
20	b.	For Operating Expense	
21		1. Utilities, not to exceed	\$ 9,247
22	(17)	Department of Labor:	
23	a.	For Operating Expense	
24		1. Travel (Local Mileage), not to exceed	\$ 5,436
25		2. Supplies, not to exceed	\$ 3,000

1	3.	Utilities, not to exceed	\$ 25,685
2	(18)	Department of Land Management:	
3	a.	or Personnel Services, not to exceed	\$ 245,212
4	b.	or Operating Expense	
5	1.	Supplies, not to exceed	\$ 13,735
6	2.	Utilities, not to exceed	\$ 40,000
7	(19)	Department of Law:	
8	a.	For Operating Expense	
9	1.	Contractual Services, not to exceed	\$ 200,000
10	(20)	Guam Library:	
11	a.	For Operating Expense	
12	1.	Equipment, not to exceed	\$ 140,000
13	(21)	Department of Mental Health and Substance Abuse:	
14	a.	For Personnel Services, not to exceed	\$ 915,099
15	b.	For Operating Expense	
16	1.	Contractual Services, not to exceed	\$ 47,043
17	2.	Supplies, not to exceed	\$ 80,243
18	3.	Utilities, not to exceed	\$ 40,108
19	(22)	Department of Parks & Recreation:	
20	a.	For Personnel Services, not to exceed	\$ 309,253
21	b.	For Operating Expense	
22	1.	Utilities, not to exceed	\$ 21,124
23	(23)	Guam Police Department:	
24	a.	For Personnel Services, not to exceed	\$ 584,846
25	(24)	Office of the Public Auditor:	

lbc FA1
R

- 1 a. For Personnel Services, not to exceed \$ 34,704
- 2 (25) Department of Public Health & Social Services:
- 3 a. For Personnel Services, not to exceed \$ 1,131,318
- 4 b. For Operating Expense
- 5 1. Contractual Services, not to exceed \$ 92,956
- 6 (26) Department of Public Works: 628,254
- 7 a. For Personnel Services, not to exceed \$ ~~737,078~~
- 8 b. For Operating Expense
- 9 1. Utilities, not to exceed \$ 91,729
- 10 (27) Department of Revenue & Taxation: 2, Supplies 108,824
- 11 a. For Personnel Services, not to exceed \$ 209,866
- 12 b. For Operating Expense
- 13 1. Travel (Local Mileage), not to exceed \$ 8,000
- 14 2. Supplies, not to exceed \$ 36,026
- 15 3. Utilities, not to exceed \$ 71,096
- 16 (28) Department of Youth Affairs:
- 17 a. For Personnel Services, not to exceed \$ 145,745
- 18 b. For Operating Expense
- 19 1. Utilities, not to exceed \$ 25,075

20 **Section 2. Repeal and reenactment of Section 1 of Chapter II of Public**
21 **Law No. 25-164 to correct the "Personnel" appropriations made from Special**
22 **Funds as contained in "Attachment B - FY 2001 Special Funds". Section 1**
23 **of Chapter II of Public Law No. 25-164 is hereby repealed and reenacted to read as**
24 **follows:**

1 **"Section 1. Personnel Appropriations.** Two Hundred Eighty-
2 six Million Two Hundred Twenty-four Thousand Ninety-four Dollars
3 (\$286,224,094) is appropriated for the personnel requirements for the period
4 beginning October 1, 2000 and ending September 30, 2001. This sum is
5 composed of Two Hundred Sixty Million Four Hundred Ninety-five Thousand
6 One Hundred Eighty-five Dollars (\$260,495,185) from the General Fund,
7 which shall be expended as contained in **"Attachment A"**, Fifteen Million
8 Four Hundred Fifty Thousand Nine Hundred Thirty-eight Dollars
9 (\$15,450,938) from Special Funds, which shall be expended as contained in
10 **"Attachment B"**, and Ten Million Two Hundred Seventy-seven Thousand
11 Nine Hundred Seventy-one Dollars (\$10,277,971) from Federal Matching
12 Grants-in-Aid, which shall be expended as contained in **"Attachment C."**

13 **Section 3. Correction of "Attachment A" – FY 2001 General Fund to**
14 **Public Law No. 25-164 for the operations of the Public Health and Social**
15 **Services.** The appropriation levels listed on Attachment A – FY 2001 General
16 Fund to Public Law No. 25-164 for Public Health and Social Services is hereby
17 *replaced* with the appropriation levels on the attached **Exhibit B** to this Act.

18 **Section 4. Correction of "Attachment A" – FY 2001 General Fund to**
19 **Public Law No. 25-164 for the operations of the Superior Court of Guam.** The
20 appropriation levels listed on Attachment A – FY 2001 General Fund to Public Law
21 No. 25-164 for the Superior Court of Guam is hereby *replaced* with the appropriation
22 levels on the attached **Exhibit B** to this Act.

23 **Section 5. Correction of "Attachment A" – FY 2001 General Fund to**
24 **Public Law No. 25-164 for the operations of the Supreme Court of Guam.** The
25 appropriation levels listed on Attachment A – FY 2001 General Fund to Public Law

1 No. 25-164 for the Supreme Court of Guam is hereby *replaced* with the appropriation
2 levels on the attached **Exhibit B** to this Act.

3 **Section 6. Correction of "Attachment A" – FY 2001 General Fund to**
4 **Public Law No. 25-164 for the operations of the Public Defender Services**
5 **Corporation.** The appropriation levels listed on Attachment A – FY 2001
6 General Fund to Public Law No. 25-164 for the Public Defender Services
7 Corporation is hereby *replaced* with the appropriation levels on the attached **Exhibit**
8 **B** to this Act.

9 **Section 7. Amendment of "Attachment B" – FY 2001 Special Funds to**
10 **Public Law No. 25-164 to reprogram funds for the operations of the Guam**
11 **Contractors License Board.** The appropriation levels listed on Attachment B – FY
12 2001 Special Funds to Public Law No. 25-164 for the Guam Contractors License
13 Board is hereby *replaced* with the appropriation levels on the attached "**Exhibit C**"
14 to this Act.

15 **Section 8. Amendment of "Attachment B" – FY 2001 Special Funds to**
16 **Public Law No. 25-164 to reprogram funds for the operations of the Parks and**
17 **Recreation.** The appropriation levels listed on Attachment B – FY 2001
18 Special Funds to Public Law No. 25-164 for the Department of Parks and Recreation
19 is hereby *replaced* with the appropriation levels on the attached "**Exhibit C**" to this
20 Act.

21 **Section 9. Amendment of "Attachment A" – FY 2001 General Fund to**
22 **Public Law No. 25-164 for the operations of the Chamorro Registry Advisory**
23 **Board.** The appropriation levels listed on Attachment A – FY 2001 General
24 Fund to Public Law No. 25-164 for the Chamorro Registry Advisory Board are
25 hereby deleted.

1 **Section 10. Amendment of "Attachment A" – FY 2001 General**
2 **Fund to Public Law No. 25-164 for the operations of the Guam Election**
3 **Commission.** The appropriation level for “Personnel” listed on Attachment A –
4 FY 2001 General Fund to Public Law No. 25-164 for the Guam Election Commission
5 is hereby *replaced* with the appropriation levels on the attached "**Exhibit B** " to this
6 Act.

7 **Section 11. Amendment of "Attachment A" – FY 2001 General**
8 **Fund to Public Law No. 25-164 for the operations of the Guam Fire Department.**
9 The appropriation level for “Misc.” listed on Attachment A – FY 2001 General Fund
10 to Public Law No. 25-164 for the Guam Fire Department is hereby deleted.

1 **CHAPTER III.**

2 **MISCELLANEOUS APPROPRIATIONS.**

3 **Section 1. Repeal and Reenactment to Appropriation to the Worker's**
4 **Compensation Fund.** Section 12 of Public Law No. 25-176 is hereby *repealed*
5 *and reenacted* to read as follows:

6 **"Section 12. Appropriation to the Worker's Compensation**
7 **Fund.** (a) The sum of One Million One Hundred Fifty Thousand
8 Dollars (\$1,150,000) is hereby appropriated from the General Fund to the
9 Worker's Compensation Fund. The funds appropriated in this Section shall be
10 utilized for worker's compensation payment for the purposes set out in §9144
11 of Title 22 of the Guam Code Annotated to pay workers compensation for
12 claims by employees of the government of Guam including outstanding prior
13 years' obligations and future obligations associated with the provisions of this
14 Section.

15 (b) Notwithstanding any other provision of law, the appropriation
16 made in this Section may be used to pay for ^{compensation for disability} medical, surgical, and other
17 attendance or treatment; nurse; hospital service; medical travel and/or per diem;
18 medicine; crutches; and apparatus required by the claimant for such period as
19 the nature of the injury, or the process of recovery, may require.

20 ~~[(c) \ Notwithstanding any other provision of law, the appropriation~~
21 ~~made in this Section shall not be expended for disability compensation~~
22 ~~payments.]~~

23 **Section 2. Repeal and Reenactment to correct appropriation level of**
24 **Subsection (b) of Section 23 of Pubic Law No. 25-164 to equal the total**
25 **appropriations made to the Guam Visitors Bureau for Operations for Fiscal Year**

I MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN

**FLOOR AMENDMENTS/CHANGES
Bill No. 8**

Senator Proposing Amendment: v.c. pangelinan

(Below for Senator to complete)

Please describe proposed amendment, including where change to occur:

On page 16:

(1) Amend line 16 as follows:

“made in this Section may be used to pay for compensation for disability, medical, surgical, and other...”

(2) Delete lines 20-22.

(Below only for Clerk of Legislature's use and processing)

Date February 23, 2001

Floor Amendment No. 2 of a total of _____ changes on above Bill.

Votes For Amendment: _____ Votes Against Amendment: _____

AMENDMENT PASSED: ✓

Amendment Failed: _____

Amendment Withdrawn: _____


APPROVED AS TO FORM PASSED


AUTHOR OF AMENDMENT

Concur *(initial)*


Clerk of Legislature

Speaker

 Ass't. Amend. Clerk

Engrossment Staff

1 **2001.** Subsection (b) of Section 23 of Pubic Law No. 25-164 is hereby *repealed and*
2 *reenacted* to read to as follows:

3 “(b) Twelve Million Eight Hundred Forty Thousand Four Hundred
4 Eighteen Dollars (\$12,840,418) for contractual services, which shall be
5 expended pursuant to the Budget Digest provided in “Attachment D” of this
6 Act; Fifty Thousand Dollars (\$50,000.00) for warehouse storage space; Ten
7 Thousand Dollars (\$10,000.00) for supplies and materials; Forty-six Thousand
8 Dollars (\$46,000.00) for miscellaneous; One Hundred Twenty-nine Thousand
9 Seven Hundred Twenty Dollars (\$129,720.00) for utilities; and Twenty-five
10 Thousand Dollars (\$25,000.00) for capital outlay.”

11 **Section 3. Appropriations to the Department of Revenue and Taxation**

12 ^{FBA 4} **for the purchase of Driver’s License Processing Equipment.** There is hereby
13 appropriated from the General Fund to the Department of Revenue and Taxation the
14 sum of One Hundred Thousand Dollars (\$100,000) specifically for the purchase of
15 ^{and software} equipment for the processing of Driver’s Licenses. The appropriations contained in
16 this Section *shall not* be used for any other purpose and *shall not* be subject to any of
17 the Governor’s transfer authority.

18 **Section 4. Appropriations to the Hal’s Angels Football Association.**

19 There is hereby appropriated the sum of Thirteen Thousand Four Hundred Forty
20 Eight Dollars (\$13,448) to the Hal’s Angels Football Association for the specific
21 purpose of paying outstanding invoices to vendors for the purchase of equipment
22 authorized by Section 4 of P.L. 24-300 and de-appropriated by Chapter III, Section
23 41(f) of P.L. 25-03.

24 **Section 5. Transfer and Appropriations to the Rainy Day Fund for**

25 **Deficit Elimination.** (a) **Transfer.** There is hereby transferred from the

Passed FA No. 3
Date: 2/26 Time: 5:05 P

I MINA'BENTE SAIS NA LIHESLATURAN GUAHAN

FLOOR AMENDMENTS/CHANGES

Bill No. 8

JCP

Senator Proposing Amendment

(Below for Senator to complete)

Please describe proposed amendment, including where change to occur:

pg. 17 line 15 add
"and software" after the word
equipment.

(Below only for Clerk of Legislature's use and processing))

Date 2/26, 2001

Floor Amendment No. 3 of a total of _____ changes on above Bill.

Votes For Amendment: _____ Votes Against Amendment: _____

AMENDMENT PASSED:

Amendment Failed: _____

Amendment Withdrawn: _____

APPROVED AS TO FORM PASSED

[Signature]

AUTHOR OF AMENDMENT

Concur (initial)

[Signature]

Clerk of Legislature

Speaker

[Signature]

Ass't. Amend. Clerk
Engrossment Staff

1 General Fund to the Rainy Day Fund the sum of Two Million One Hundred Eighty
2 Three Thousand Nine Hundred Fifty Three Dollars (\$2,183,953), identified as
3 revenues in excess of appropriations to date.

4 **(b) Appropriations From the Rainy Day Fund.** There is hereby
5 appropriated from the Rainy Day Fund the sum of Two Million One Hundred Eighty
6 Three Thousand Nine Hundred Fifty Three Dollars (\$2,183,953), identified as
7 revenues in excess of appropriations to date, for the purpose of reducing the
8 accumulated General Fund deficit.

9 **(c) Continuing Appropriations to the Rainy Day Fund.** There is hereby
10 automatically appropriated at the end of Fiscal Year 2001, and every fiscal year
11 thereafter, the sums collected in excess of revenues to the Rainy Day Fund for the
12 purposes of reducing the accumulated General Fund deficit.

13 **Section 6. Amendment to Section 11 of Public Law 25-71.** Section

14 11 of Public Law 25-71 is hereby *amended* to read as follows:

15 **“Section 11. Funding for Tax Refunds Processing. I**

16 *Maga'lahaen Guahan* is hereby authorized to arrange a line of credit under the
17 same terms and conditions for securing a line of credit as provided in §7 of this
18 Act for an amount not to exceed Fifty Thousand Dollars (\$50,000.00) for
19 operating expenses as follows:

20 Notwithstanding any other provision of law or this Act, the Director of
21 the Department of Revenue and Taxation is hereby authorized to expend Fifty
22 Thousand Dollars (\$50,000.00) to hire personnel on a temporary basis, whether
23 by contract or other temporary means, or to pay for overtime expenses incurred
24 strictly for the purpose of processing individual and corporate income tax
25 returns. The director shall publish weekly the number of tax returns processed

1 by the Department of Revenue and Taxation during that week, the tax year for
2 those returns and the number of tax refund checks issued and outstanding.
3 Such expenditures shall be exempt from all procurement laws of Guam. This
4 appropriation shall *not* be subject to transfer to any other entity of the
5 government nor may it be utilized for any other purpose.”

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CHAPTER IV.

MISCELLANEOUS PROVISIONS.

2 FA 6
VFA 3

Section 1. Repeal of Section 7 of Public Law 25-42 relative to the Office of the Public Auditor. Section 7 of Public Law 25-42 is hereby *repealed* in its entirety.

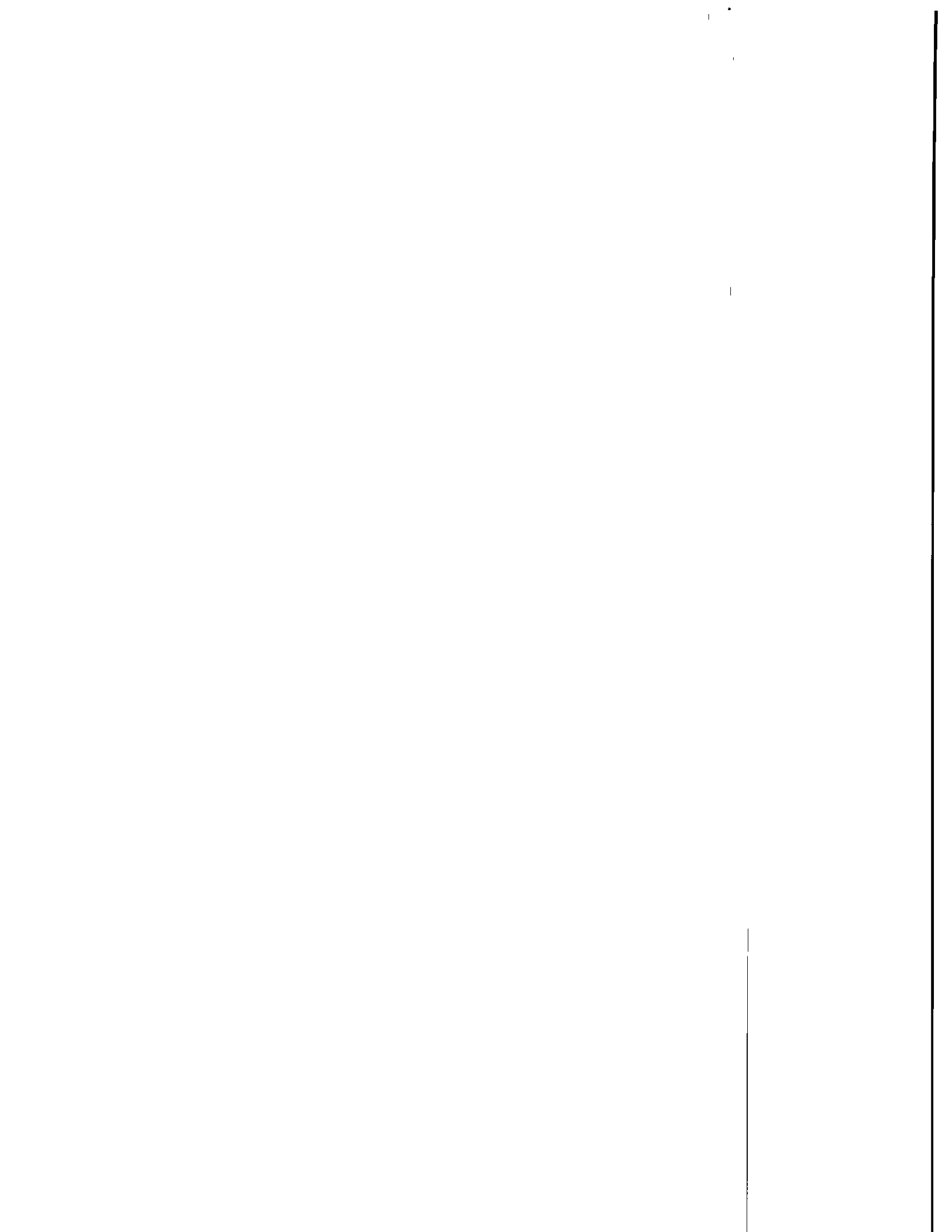
Section 2. Carryover of Local and Federal Matching Program Fund. The local and federal matching funds for programs whose grant expiration dates extend beyond September 30 of the operating fiscal year, beginning with fiscal year 2001, are hereby authorized to be carried over and expended through the period of the grant award applicable or extension thereof.

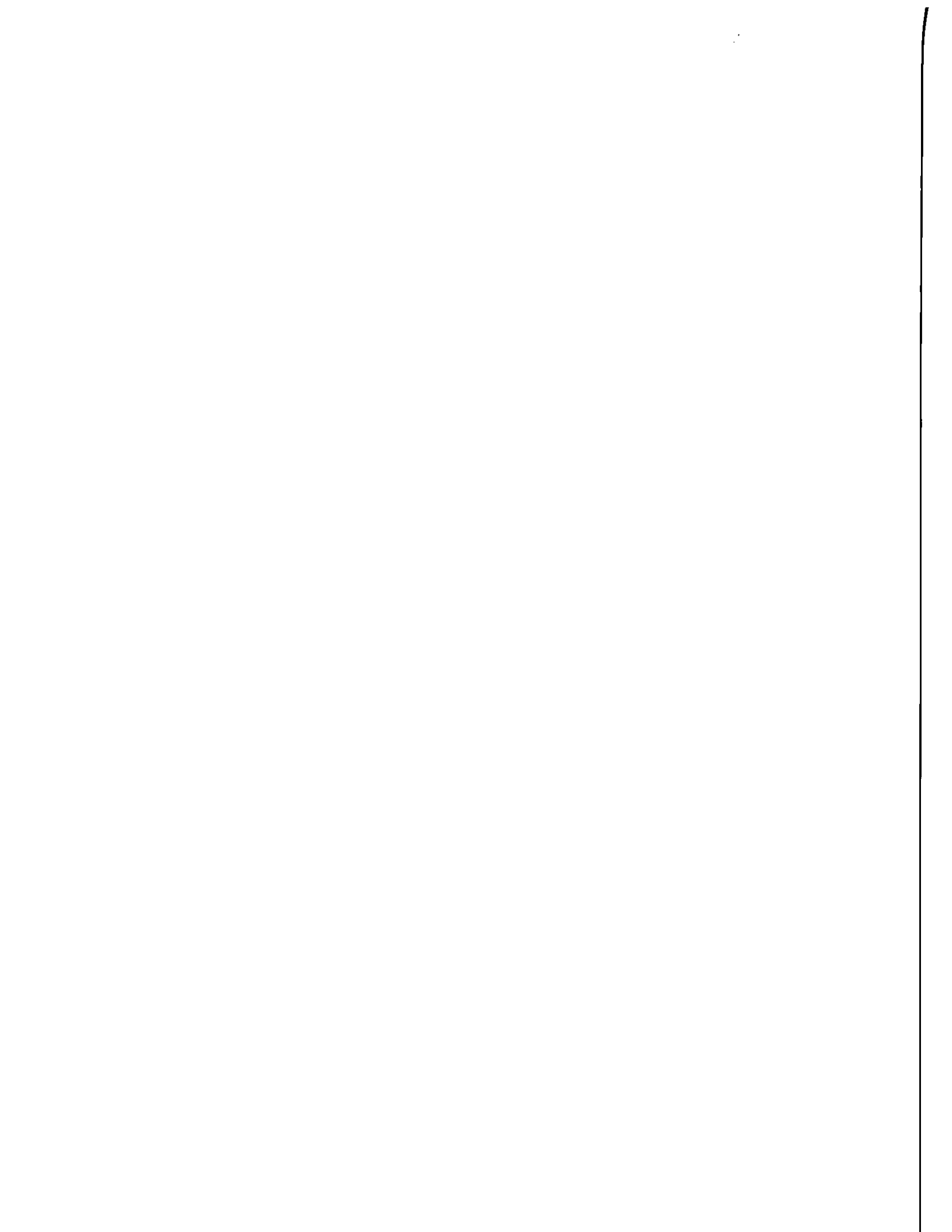
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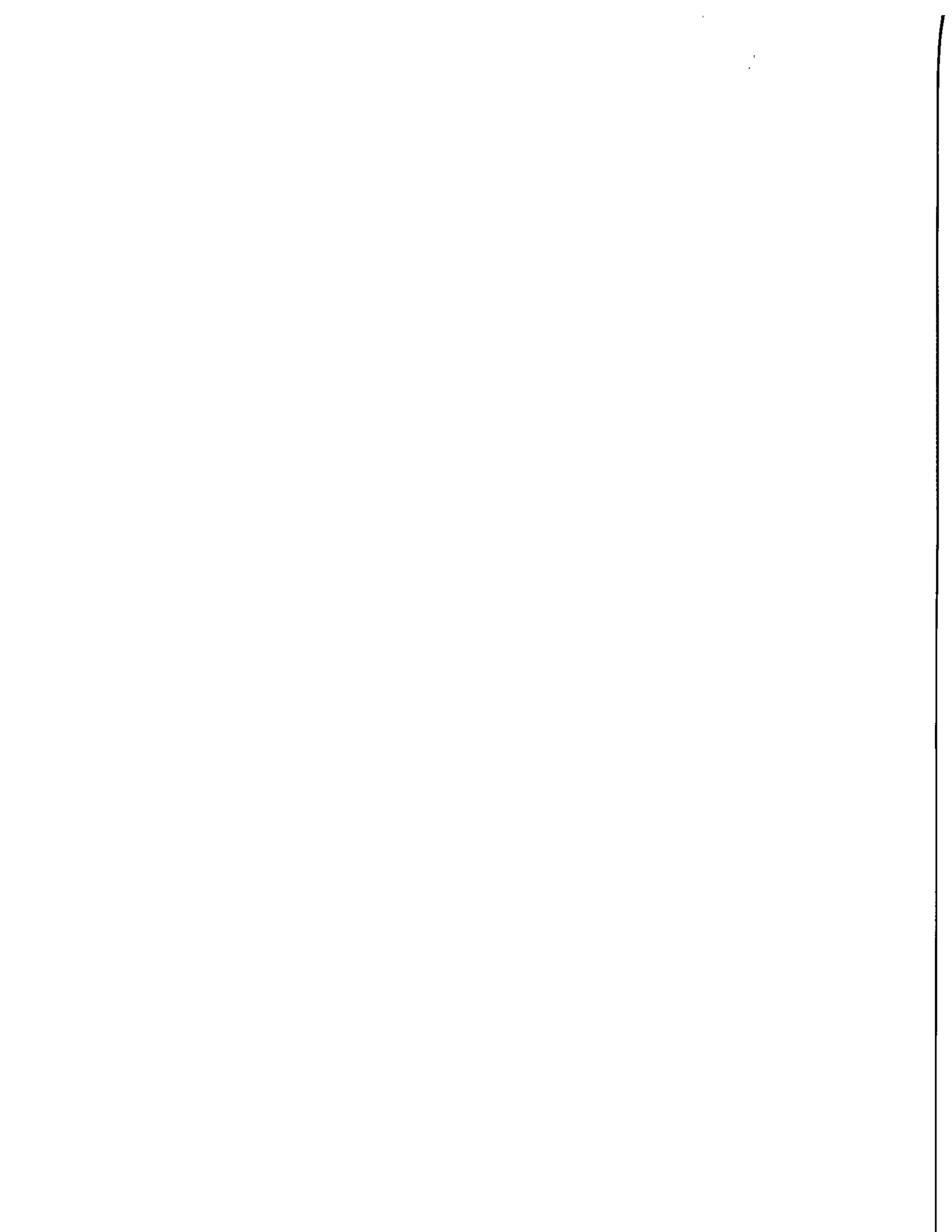
Section 3. Repeal and reenactment of Section 8166 (a) of Title 4 relative to Right to Annuity. Section 8166(a) of Article 1, Chapter 8 of Title 4 of the Guam Code Annotated is hereby *repealed and reenacted* to read as follows:

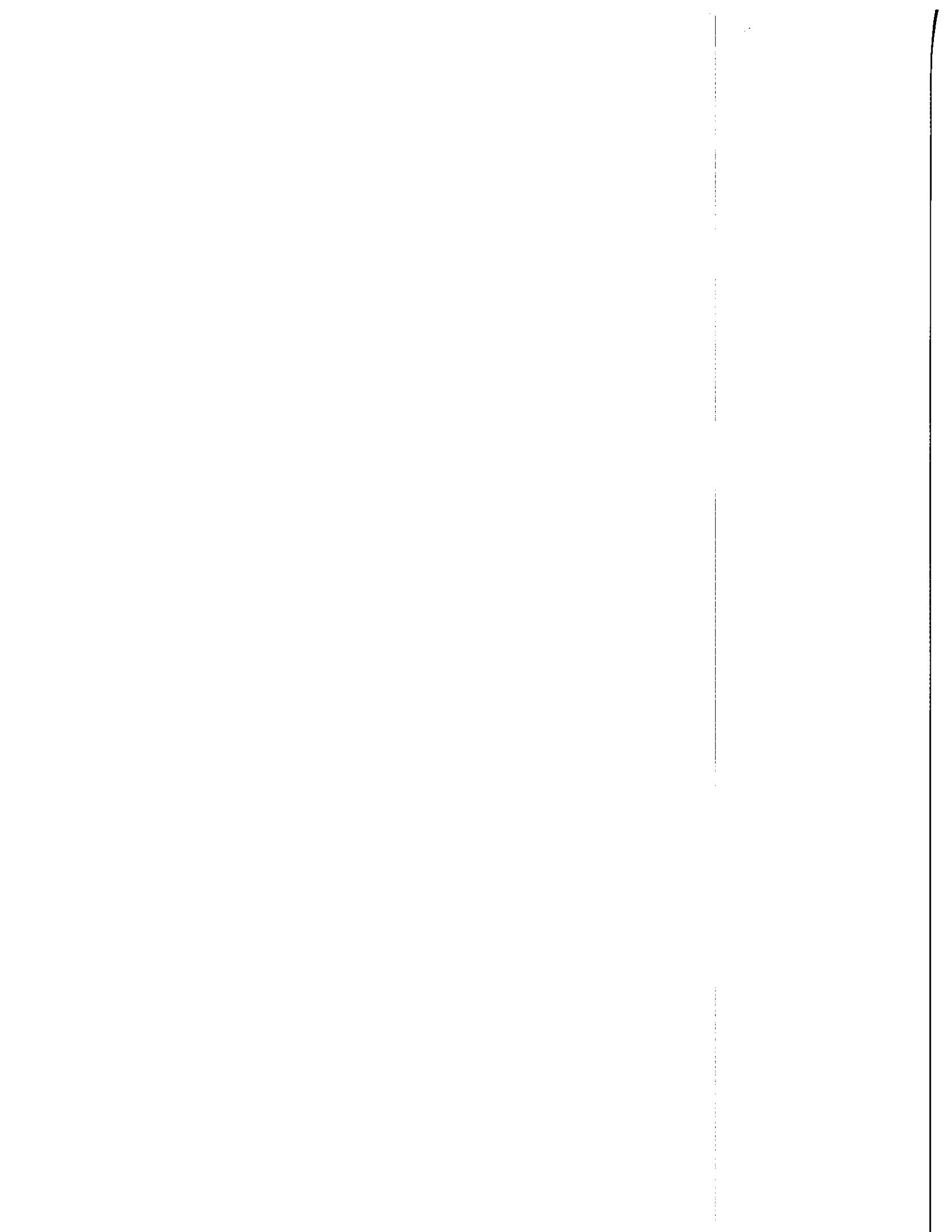
~~“(a) The right to a retirement, disability annuity, survivor’s annuity or benefit, death benefit or any other benefit under the provisions hereof, or refund, by whatever name called, is personal with the recipient thereof and the assignment or transfer of such benefit, refund, or any part thereof, shall be void, except as herein provided. Any such benefit, or refund shall not answer for debts contracted by the person receiving the same, and it is the intention of this Chapter that the same shall not be attached by judicial proceeding, except for orders issued by the Superior Court of Guam for prospective payments of prospective child support, which may also include, but are not limited to, wage assignments and writs of attachment which specifically order the Retirement Fund to pay some part of the member’s benefits for ongoing support; and except for court orders issued by the Superior Court of Guam in divorces~~

1 dividing community property interests but only in cases where the court finds
2 that the parties were married for at least five (5) years during which years the
3 member worked for the government of Guam accumulating retirement benefits,
4 and in the case of division of retirement benefits in a divorce, which
5 specifically orders the Retirement Fund to pay some part of the member's
6 benefits to the prior spouse. Whenever the Superior Court orders the
7 Retirement Fund to pay on behalf of an obligee, to a prior spouse, the
8 maximum amount it may order is fifty percent (50%) of the obligee's benefits.
9 Any such funds to be collected from the Retirement Fund pursuant to such
10 orders shall be payable to the obligee only at the time the funds would
11 otherwise be released to the member." }

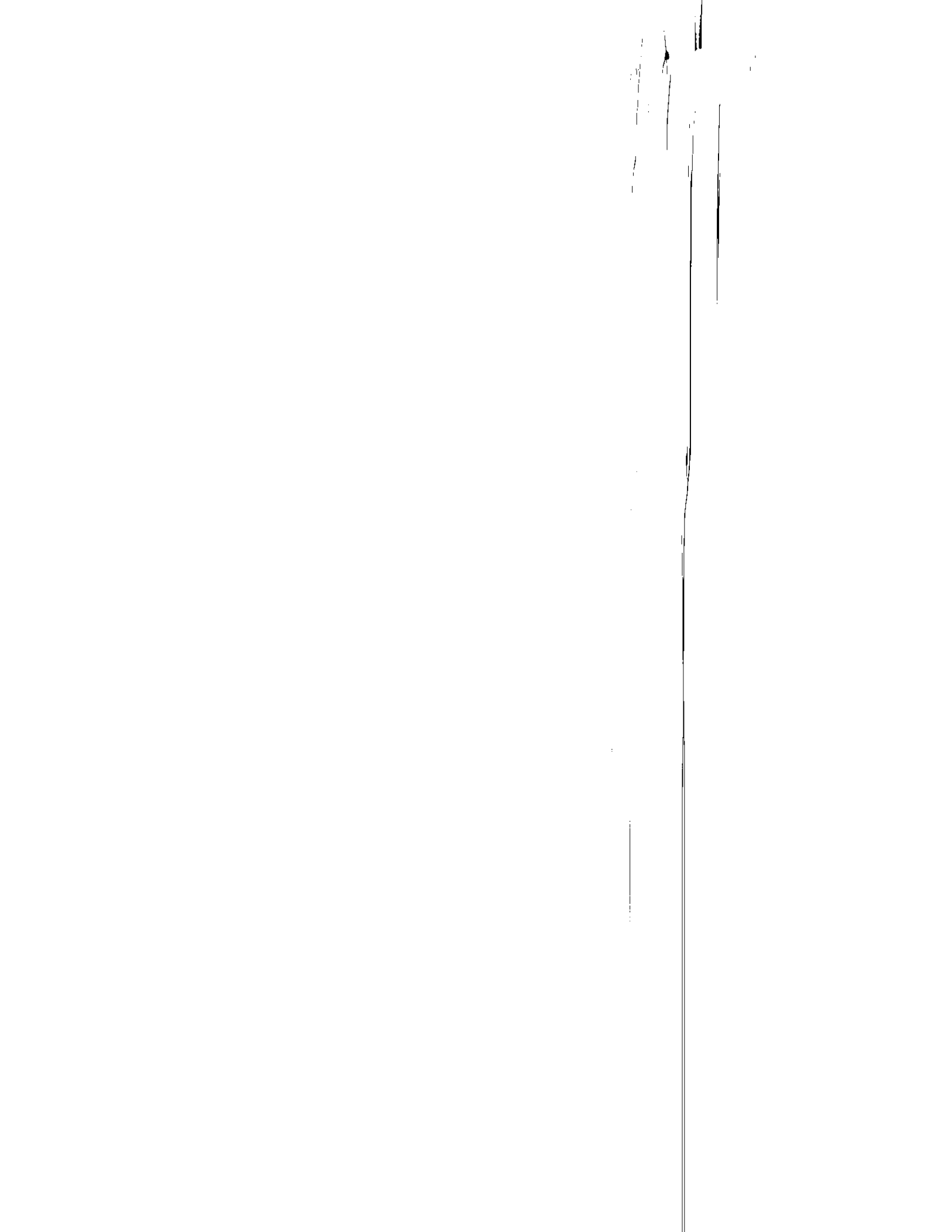








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1 **Section 5. I Maga'lahaen Guåhan Transfer Authority.** (a) I
2 *Maga'lahaen Guåhan*, is authorized to transfer, *between*, Personnel Services and
3 Operating Expense category, *within an agency, not more* than five percent (5%) of
4 the combined total of the Personnel Services appropriations contained in Attachment
5 A of P.L. 25-164 and Chapter 2 of this Act; and *not more* than five percent (5%) of
6 the combined total of the Operating Expense appropriations contained in **Attachment**
7 **A** of P.L. 25-164 and Chapter 2 of this Act.

8 (b) Appropriations for utilities *shall not* be included in determining the five
9 percent (5%) transfer limitation applicable to the Operating Expense category in
10 subsection (b) of this Section.

11 (c) *I Maga'lahaen Guåhan* shall report first to *I Liheslaturan Guåhan* **prior to**
12 any transfer of funds pursuant to this Section.

13 **Section 6. Teacher Personal Leave.** For Fiscal Year 2001, the Director
14 of Education is hereby authorized to convert any unused personal leave hours earned
15 by teachers, health counselors and guidance counselors during a school year to the
16 cash value of eight (8) hours for each eight (8) hours of unused personal leave,
17 payable in lump sum at the end of the school year.

18 **Section 7. Guam Public Library Authorized to Use Surplus Personnel**
19 **Funds for Grant Matching.** The Guam Public Library System is authorized to use
20 any surplus personnel funds appropriated for new positions by Public Laws 25- 162
21 and 25-176 as matching funds for grants, including but not limited to, "e-rate" grants
22 and for the purchase of library books and subscriptions, inclusive of electronic
23 subscriptions.

24 **Section 8. Authorization for the Department of Education to procure**
25 **textbook in advance to ensure arrival of the textbooks in time for the start of the**

1 school year 2001 to 2002. Notwithstanding any other provision of law, the
2 Department of Education is hereby authorized to purchase textbooks, inclusive of
3 consumables, during Fiscal Year 2001; from the advanced appropriation authorized
4 by Section 26 of Chapter III of Public Law 25-164. The Department of Education,
5 may if necessary, in agreements with textbook vendors, defer payment until after
6 October 1, 2000 but not later than December 31, 2001; with the full faith and credit of
7 the Government of Guam.

8 **Section 9. Prior Years' Obligations.** Notwithstanding any other
9 provision of law, appropriations made in Public Law No. 25-164 and in this Act may
10 be expended for the payment of prior years' obligations. Such payments shall be
11 made only after *prior notice* of each proposed payment is delivered to the Speaker of
12 *I Liheslaturan Guåhan*, by *I Maga'lahaen Guåhan*.

13 **Section 10. Authorization for departments to expend appropriated**
14 **funds for matching requirements of federal programs.** Notwithstanding any
15 other provision of law, departments are authorized to expend funds appropriated in
16 P.L. 25-164 and Chapter 2 of this Act for matching requirements of federal grants for
17 which notice(s) of grant award(s) were received after the passage of P.L. 25-164 and
18 for which grant period(s) begins or ends between the periods October 1, 2000 and
19 September 30, 2001, inclusive.

20 **Section 11. Transfer of Employees.** Notwithstanding any other
21 provision of law, and recognizing that the ongoing government reorganization may
22 cause shortages of personnel in certain areas of the government, *I Maga'lahaen*
23 *Guåhan* is authorized to transfer employees within or between any department or
24 agency of the government of Guam, *except* that:

1 (a) the provisions of this Section shall *not* apply to any employee of
2 the Legislative or Judicial Branches of the government, and the transfer of any
3 employee shall *not* result in a loss of pay or salary; *and*

4 (b) the transfer of any employee pursuant to this Section shall be
5 accompanied with the authorized funding for the transferred employee's
6 position, which was made to the department or agency they are being
7 transferred from, pursuant to any personnel funding authorized by this Act.
8 Any transfer *not* in conformance with this Section shall be considered null and
9 void on the effective date of this Act. Any compensation due to an employee
10 transferred under the provisions of this Section and for whom no
11 accompanying transfer of funding has been made, shall be charged to the
12 department or agency of origin by the Department of Administration. No
13 certifying officer of the government shall certify that funds are available to pay
14 for the compensation of a transferred employee, *unless* certain that funds and
15 budgetary authority have been transferred for that employee as detailed in this
16 Section.

17 No transfer of an employee shall occur from an autonomous agency,
18 UOG and GCC of the government of Guam to a line department of the
19 government of Guam, or any agency or department of the government of Guam
20 whose funding is appropriated, in part or whole, from the General Fund. It is
21 the intent of *I Liheslaturan Guåhan* that in every circumstance, a transfer of
22 personnel from an appropriate agency shall be the *first* alternative exercised in
23 such circumstances where it has been determined by *I Maga'lahaen Guåhan* that
24 a need for personnel in an area of the government exists.

25 **Section 12. Transfer Authority for the Child Care Services Program.**

1 **(a) Identification and Transfer.** Notwithstanding any other provision of
2 law, *I Maga'lahaen Guåhan* shall identify and is authorized to transfer *and expend* not
3 more than Four Million Three Hundred Thousand Dollars (\$4,300,000) from any
4 General Fund appropriations within the Executive Branch to the Department of
5 Public Health and Social Services, specifically to cover the shortfall of the Child Care
6 Block Grant in Fiscal Year 2001.

7 **(b) Report Required Before Transfers.** *I Maga'lahaen Guåhan* shall
8 file with the Speaker of *I Liheslaturan Guåhan*, all transfers to be made pursuant to
9 Subsection (a) of this Section *prior to* effectuating such transfers.

10 **(c) General Fund Reimbursement.** The funds transferred pursuant to
11 this Subsection (a) of this Section shall be fully reimbursed to the General Fund, from
12 subsequent Federal grant allotments of the Child Care Block Grant, commencing with
13 the next grant award on October 1, 2001. To fulfill this requirement, a recovery
14 factor shall be incorporated in *I Maga'lahaen Guåhan's* plans to bring the Child Care
15 Services Program within its Federal funding cap, prospectively. The Department of
16 Public Health and Social Services shall make every effort to fulfill the requirements
17 of this subsection including, but not limited to, the filing of a State Plan amendment
18 incorporating a recovery factor towards the next grant award and subsequent grant
19 awards, as may be necessary, until the full amount is recovered by the General Fund
20 through grant funds.

21 **(d) Payment Restriction.** Funds identified and transferred pursuant to
22 this Section shall be limited to program recipients who were qualified by the
23 Department of Public Health and Social Services *and* enrolled in the Child Care
24 Services Program as of September 30, 2000.

1 **Section 13. Amendment to Section 7 of Chapter V of Public Law 25-**
2 **164.** Section 7 of Chapter V of Public Law 25-164 is hereby *amended* to read:

3 **“Section 7. Prohibition Against Payment for Cellular Phone**
4 **Services With Government Funds.** Notwithstanding any other provision of
5 law, and upon the effective date of this Act, no government of Guam funds
6 shall be expended for the purpose of cellular telephones, cellular telephone
7 service or cellular telephone air time. This Section shall apply to the
8 expenditure of any or all government of Guam funds, regardless of source and
9 inclusive of all funds utilized by autonomous agencies. This Section shall *not*
10 apply to *I Maga’lahen Guåhan, I Segundo Maga’lahen Guåhan, the Chief*
11 *Justice of the Guam Supreme Court, the Presiding Judge of the Superior Court*
12 *of Guam, and health professional at the Guam Memorial Hospital Authority,*
13 *the Department of Mental Health and Substance Abuse, and the Department*
14 *of Public Health and Social Services.”*

15 **Section 14. Severability.** *If* any provision of this Act or its
16 application to any person or circumstances is held invalid, the invalidity does *not*
17 affect other provisions or applications of this Act which can be given effect without
18 the invalid provision or application, and to this end the provisions of this Act are
19 severable.

"Exhibit A" - FY2001 Special Fund

Department	Fund	Personnel	Local Mileage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Object Totals	Grand Total
PEALS Board	1	\$ 55,720	\$ -	\$ -	\$ -	\$ 500	\$ -	\$ -	\$ 392	\$ 892	\$ 56,612
Total		\$ 55,720	\$ -	\$ -	\$ -	\$ 500	\$ -	\$ -	\$ 392	\$ 892	\$ 56,612
Special Funds											
1 - Professional Engineers, Architects and Land Surveyors Board Fund											

"Exhibit B" - FY2001 General Fund										
Department	Personnel	Local Mileage Reimbursement	Contractual	Office Rental	Supplies	Equipment	Misc.	Utilities	Object Totals	Grand Total
Public Health and Social Services	\$ 11,749,552	\$ 30,000	\$ 10,270,313	\$ 234,135	\$ 775,588	\$ 25,000	\$ 47,832,727	\$ 761,775	\$ 59,929,538	\$ 71,679,090
Superior Court	\$ 13,255,027	\$ -	\$ 383,000	\$ -	\$ 195,692	\$ -	\$ 895,702	\$ 489,265	\$ 1,963,659	\$ 15,218,686
Supreme Court	\$ 1,548,112	\$ -	\$ 113,068	\$ -	\$ 12,803	\$ 2,174	\$ 35,730	\$ 13,046	\$ 176,821	\$ 1,724,933
Public Defender	\$ 1,917,085	\$ 4,600	\$ 34,790	\$ 228,485	\$ 10,599	\$ 4,349	\$ 6,610	\$ 33,181	\$ 322,614	\$ 2,239,699
Guam Election Commission	\$ 325,938		\$ 224,159	\$ 61,392	\$ 5,145		\$ 5,345	\$ 7,614	\$ 303,655	\$ 629,593

