



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

SEP 17 2002

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

Dear Legislative Secretary Brown:

Enclosed please find Bill No. 331 (COR) "AN ACT TO CREATE A WORK GROUP RELATIVE TO DEVELOPING AND IMPLEMENTING ADVANCE DIRECT COLLECT OF FEDERAL GRANTS AND GRANTS-IN-AID PROGRAMS MONEY," which was **signed** into law by the Governor as **Public Law No. 26-135**.

This legislation provides a short-term temporary group of existing directors of departments involved in government finance to meet and review the methods of federal grant payouts and reimbursements. The group is directed to create a plan to ensure that funds that can be collected prior to execution of the programs be collected. The group expires on December 31, 2002.

Very truly yours,

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

Attachments: original bill for vetoed legislation or
copy of bill for signed or overridden legislation
and legislation enacted without signature

cc: The Honorable Antonio R. Unpingco
Speaker

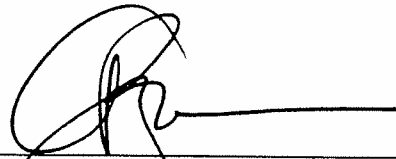
OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGEMENT RECEIPT	
Received By	<i>Ar</i>
Time	2:50 P.M.
Date	9/17/02

0930

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session

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

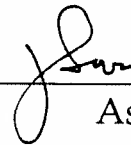
This is to certify that Bill No. 331 (COR), "AN ACT TO CREATE A WORK GROUP RELATIVE TO DEVELOPING AND IMPLEMENTING ADVANCE DIRECT COLLECTION OF FEDERAL GRANTS AND GRANTS-IN-AID PROGRAMS MONEY," was on the 4th day of September, 2002, duly and regularly passed.


ANTONIO R. UNPINGCO
Speaker

Attested:


JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahaen Guåhan* this 10 day of September, 2002,
at 5:35 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


CARL T. C. GUTIERREZ
I Maga'lahaen Guåhan

Date: 9-17-02

Public Law No. 26-135

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session

Bill No. 331 (COR)

As amended on the Floor.

Introduced by:

V. C. Pangelinan
K. S. Moylan
L. A. Leon Guerrero
J. F. Ada
T. C. Ada
F. B. Aguon, Jr.
J. M.S. Brown
E. B. Calvo
F. P. Camacho
M. C. Charfauros
Mark Forbes
L. F. Kasperbauer
A. L.G. Santos
A. R. Unpingco
J. T. Won Pat

**AN ACT TO CREATE A WORK GROUP RELATIVE
TO DEVELOPING AND IMPLEMENTING ADVANCE
DIRECT COLLECTION OF FEDERAL GRANTS AND
GRANTS-IN-AID PROGRAMS MONEY.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that each fiscal year, the government of Guam advances the cost
4 operating the myriad of Federal grant programs, amounting to millions of
5 dollars and then seeks reimbursement for the funds from the Federal
6 government.

1 This practice places a great strain upon the cash flow of the General
2 Fund and impacts the ability of the government to meet its obligations to local
3 vendors, local programs and local initiatives. The failure to fully and timely
4 implement the Oracle Financial Management System has diminished the
5 capacity of the government to compile and file the necessary reports to ensure
6 the timely reimbursement of Federal funds.

7 The recent reactivation of the old AS 400 computer system gives the
8 staff and personnel of the Bureau of Budget and Management Research, and
9 the Department of Administration access to previous report protocols. With
10 access to these report protocols, it becomes possible to facilitate the
11 development of new reporting systems, which will allow the government of
12 Guam to file for the advance payment of Federal funds associated with the
13 Federal programs, and relieve the financial stress upon the General Fund.

14 Therefore, it is the intent of *I Liheslaturan Guåhan* to establish an interim
15 work group to devise a plan to secure cash upfront from the Federal
16 government to operate and implement Federally-funded programs.

17 **Section 2. Creation of Work Group.** There is hereby created a work
18 group to be known as the "*Advance Direct Collection of Funds to Operate and*
19 *Implement Federal Programs and Grant Awards Work Group*" ("*Advance Federal*
20 *Funding Work Group*") under the purview of the Directors of the Department
21 of Administration and the Bureau of Budget and Management Research,
22 which shall meet on a regular basis as necessary to accomplish its task.
23 Advance Federal Funding Work Group shall consist of the Director of the
24 Department of Administration; the Director of the Bureau of Budget and
25 Management Research; the Attorney General of Guam; the Public Auditor of

1 Guam; and the Director of the Department of Public Health and Social
2 Services.

3 The Directors of the Department of Administration and the Bureau of
4 Budget and Management Research shall serve as co-chairs of the Advance
5 Federal Funding Work Group.

6 **Section 3. Duties and Responsibilities.**

7 (a) The Advance Federal Funding Work Group shall research
8 and review the methods of the Federal government's payments of
9 reimbursements of all grants or grants-in-aid that Guam receives; the
10 types of Federal grants or grants-in-aid programs in which the funding
11 can be collected in advance, rather than undergo the reimbursement
12 process; and any other pertinent information relative to the advance
13 collection of funds from all Federal grants or grants-in-aid awards.

14 Based upon the conducted study, the Advance Federal Funding
15 Work Group shall develop a comprehensive plan to ensure that all
16 funding from Federal grants or grants-in-aid programs, which are
17 available for collection *prior* or upon the execution of such programs, are
18 applied for and received in advance, negating the advancement of local
19 funds to implement the Federal programs, which reduces the financial
20 stress on the General Fund; and to ensure that all other funding from
21 Federal grants or grants-in-aid programs, which cannot be advanced,
22 are reimbursed in a timely manner.

23 (b) The development of a comprehensive plan and all aspects of
24 the study shall be concluded *prior* to October 15, 2002. The Advance
25 Federal Funding Work Group shall transmit to *I Liheslaturan Guåhan* a

1 detailed report of the Advance Federal Funding Work Group's findings
2 and recommendations *no later than* thirty (30) days after October 15,
3 2002.

4 **Section 4. Work Group Ceased.** The Advance Federal Funding Work
5 Group shall be dissolved *immediately* on December 31, 2002.

6 **Section 5. Severability.** *If* any provision of this Law or its
7 application to any person or circumstance is found to be invalid or contrary to
8 law, such invalidity shall *not* affect other provisions or applications of this
9 Law which can be given effect without the invalid provisions or application,
10 and to this end the provisions of this Law are severable.

6

I MINA' BENTE SAIS NA LIHESLATURAN GUAHAN 2002 (SECOND) Regular Session

Date: 9/4/02

VOTING SHEET

Bill No. 331 (COR)

Resolution No. _____

Question: _____

26-135

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
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



MINA' BENTE SAIS NA LIHESLATURAN GUÅHAN

Kumitehan Areklamento, Hinanao Gubetnamenton Hiniråt, Rifotma yan Rinueba,
yan Asunton Fidiråt, Taotao Hiyong yan Hiniråt

*Senadot Mark Forbes, Gebilu
Kabisiyon Mayuråt*

1 AUG 2004

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

Dear Mr. Speaker:

The Committee on Rules, General Governmental Operations, Reorganization and Reform, and Federal, Foreign and General Affairs, to which Bill No. 331 was referred, wishes to report its findings and recommendations **TO DO PASS BILL NO. 331: "An Act To Create A Work Group Relative To The Developing And Implementing Advance Direct Collection Of Federal Grants And Grants-In-Aid Programs Money."**

The voting record is as follows:

TO PASS	<u>6</u>
NOT TO PASS	<u>0</u>
ABSTAIN	<u>0</u>
TO PLACE IN INACTIVE FILE	<u>0</u>
TO REPORT OUT	<u>0</u>

Copies of the Committee Report and other pertinent documents are attached. Thank you and si Yu'os ma'ase for your attention to this matter.


MARK FORBES

Attachments



MINA 'ENTE SAIS NA LIHESLATURAN GUÅHAN

Kumitehan Areklamento, Hinanao Gubetnamenton Hiniråt, Rifotma yan Rinueba,
yan Asunton Fidiråt, Taotao Hiyong yan Hiniråt

*Senadot Mark Forbes, Gebilu
Kabisiyon Mayuråt*

1 AUG 2002

MEMORANDUM

TO: Committee Members

FROM: Chairman

SUBJECT: Committee Report- BILL NO. 331: "An Act To Create A Work Group Relative To The Developing And Implementing Advance Direct Collection Of Federal Grants And Grants-In-Aid Programs Money."

Transmitted herewith for your information and action is the report on Bill No. 331, from the Committee on Rules, General Governmental Operations, Reorganization and Reform, and Federal, Foreign and General Affairs.

This memorandum is accompanied by the following:

1. Committee Voting Sheet
2. Committee Report
3. Bill No.331
4. Public Hearing Sign-in Sheet
5. Fiscal Note/Fiscal Note Waiver
6. Notice of Public Hearing

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

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

Thank you and si Yu'os ma'ase.

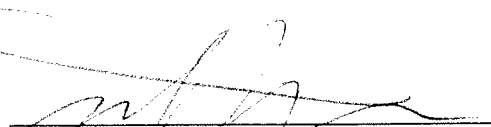


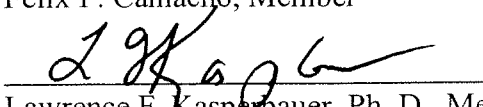
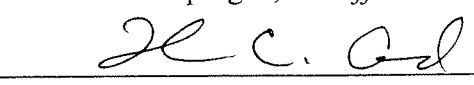

MARK FORBES

Attachments

**Committee on Rules, General Governmental Operations, Reorganization and Reform, and Federal,
Foreign and General Affairs**
I Mina' Bente Sais Na Liheslaturan Guåhan

Voting Record

BILL NO. 331: "An Act To Create A Work Group Relative To The Developing And Implementing Advance Direct Collection Of Federal Grants And Grants-In-Aid Programs Money."

	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>TO ABSTAIN</u>	<u>INACTIVE FILE</u>	<u>REPORT OUT</u>
 MARK FORBES, Chairman	✓				
Joseph F. Ada, Member					
 Joanne M.S. Brown, Member	✓				
 Eddie B. Calvo, Member	✓				
Felix P. Camacho, Member					
 Lawrence F. Kasperbauer, Ph. D., Member	✗				
Kaleo S. Moylan, Member	✓				
Antonio R. Unpingco, <i>Ex-Officio Member</i>					
 Thomas C. Ada, Member	✓				
Lou A. Leon Guerrero, Member					
Vicente C. Pangelinan, Member					

I MINA' BENTE SAIS NA LIHESLATURAN GUÅHAN

**COMMITTEE ON RULES, GENERAL GOVERNMENTAL
OPERATIONS, REORGANIZATION AND REFORM, AND
FEDERAL, FOREIGN AND GENERAL AFFAIRS**

SENATOR MARK FORBES, CHAIRMAN

**COMMITTEE REPORT
ON
BILL NO. 331:**

**“AN ACT TO CREATE A WORK GROUP RELATIVE TO THE
DEVELOPING AND IMPLEMENTING ADVANCE DIRECT
COLLECTION OF FEDERAL GRANTS AND GRANTS-IN-AID
PROGRAMS MONEY.”**

I. OVERVIEW

The Committee on Rules, General Governmental Operations, Reorganization and Reform, and Federal, Foreign and General Affairs held a public hearing at 10:00 a.m. on August 12, 2002 in the Public Hearing Room, Temporary Legislative Building, Hagatna, Guam. Public Notice was provided to the media on August 09, 2002.

Senators present at the public hearing were:

- Senator Mark Forbes, Chairman
- Senator Eddie B. Calvo, Member
- Senator Larry Kasperbauer, Member
- Senator Tom Ada, Member
- Senator Lou Leon Guerrero, Member
- Senator Ben Pangelinan, Member

II. SUMMARY OF TESTIMONY

There were no testimonies (oral or written) presented to the committee for Bill No. 331.

III. FINDINGS AND RECOMMENDATION

The Committee on Rules, General Governmental Operations, Reorganization and Reform, and Federal, Foreign and General Affairs finds that Bill No. 331 is a measure that would establish an interim work group to devise a plan to secure cash up front from the general government to operate and implement federally-funded programs. There have been numerous problems with compiling and filing the necessary reports to ensure the timely reimbursement of federal funds, due in large part to the failure to fully implement the Oracle financial management system, and therefore the Committee finds that any measure to help rectify this situation is in the interest of the people of Guam.

Accordingly, the Committee on Rules, General Governmental Operations, Reorganization and Reform, and Federal, Foreign and General Affairs, to which Bill No 331 was referred does hereby submit its findings and recommendations to I Mina' Bente Sais Na Liheslaturan Guahan **TO DO PASS BILL NO. 331**: "An Act To Create A Work Group Relative To The Developing And Implementing Advance Direct Collection Of Federal Grants And Grants-In-Aid Programs Money".



MINA ' BENTE SAIS NA LIHESLATURAN GUAHAN

Kumitehan Areklamento, Hinanao Gubetnamenton Hinirát, Rifotma yan Rinueba,
yan Asunton Fidirát, Taotao Hiyong yan Hinirát

*Senadot Mark Forbes, Gehilu
Kabisiyon Mayurát*

05 JUN 2002

MEMORANDUM

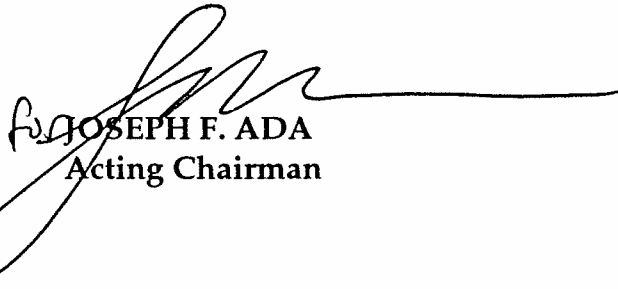
TO: Chairman
Committee on Rules, General Governmental Operations, Reorganization and Reform, and Federal, Foreign and General Affairs

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

SUBJECT: Principal Referral – Bill No. 331

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.


JOSEPH F. ADA
Acting Chairman

Attachment



MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session

Bill No. 331 (COR)

Introduced by:

v.c. pangelinan

K.S. Moylan

L.A. Leon Guerrero

AN ACT TO CREATE A WORK GROUP RELATIVE
TO THE DEVELOPING AND IMPLEMENTING
ADVANCE DIRECT COLLECTION OF FEDERAL
GRANTS AND GRANTS-IN-AID PROGRAMS
MONEY.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*

3 finds that each fiscal year, the government of Guam advances the cost
4 operating the myriad of federal grant programs amounting to millions of
5 dollars and then seeks reimbursement for the funds from the federal
6 government. This practice places a great strain on the cash flow of the
7 General Fund and impacts the ability of the government to meet its
8 obligations to local vendors, local programs and local initiatives.

9 The failure to fully and timely implement the Oracle financial
10 management system have diminished the capacity of the government to
11 compile and file the necessary reports to ensure the timely reimbursement of
12 the federal funds. The recent reactivation of the old AS 400 computer system
13 gives the staff and personnel of the Bureau and Budget, and the Department

1 of Administration access to previous report protocols. With access to these
2 report protocols, it becomes possible to facilitate the development of new
3 reporting systems, which will allow the government of Guam to file for the
4 advance payment of federal funds associated with the federal programs, and
5 relieve the financial stress on the General Fund.

6 Therefore, it is the intent of *I Liheslaturan Guåhan* to establish an interim
7 work group to devise a plan to secure cash upfront from the federal
8 government to operate and implement federally-funded programs.

9 **Section 2. Creation of Work Group.** There is hereby created a work
10 group to be known as the “Advance Direct Collection of Funds to Operate
11 and Implement Federal Programs and Grant Awards Work Group” (herein
12 after the “Advance Federal Funding Work Group”) under the purview of the
13 Directors of the Department of Administration and the Bureau of Budget and
14 Research Management, which shall meet on a regular basis as necessary to
15 accomplish its task. Advance Federal Funding Work Group shall consist of
16 the Director of the Department of Administration; the Director of the Bureau
17 of Budget and Management Research; the Attorney General; the Public
18 Auditor of Guam; and the Director of the Department of Public Health and
19 Social Services.

20 The Directors of the Department of Administration and the Bureau of
21 Budget and Management Research shall serve as co-chairs of the Advance
22 Federal Funding Work Group.

23 **Section 3. Duties and Responsibilities.** (a) Advance Federal Funding
24 Work Group shall research and review the methods of the federal

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4 undergo the reimbursement process; and any other pertinent information
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7 Based on the conducted study, Advance Federal Funding Work Group
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11 in advance, negating the advancement of local funds to implement the federal
12 programs, which reduces the financial stress on the General Fund; and to
13 ensure that all other funding from federal grants or grants-in-aid programs,
14 which cannot be advanced, are reimbursed in a timely manner.

15 (b) The development of a comprehensive plan and all aspects of the
16 study shall be concluded prior to September 30, 2002. Advance Federal
17 Funding Work Group shall transmit to *I Liheslaturan Guåhan* a detailed report
18 of Advance Federal Funding Work Group's findings and recommendations,
19 no later than thirty (30) days after September 30, 2002.

20 **Section 4. Work Group Ceased.** Advance Federal Funding Work Group
21 shall be dissolved immediately on December 31, 2002.

22 **Section 5. Severability.** *If* any provision of this Law or its
23 application to any person or circumstance is found to be invalid or contrary to
24 law, such invalidity shall *not* affect other provisions or applications of this

- 1 Law which can be given effect without the invalid provisions or application,
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9/4/02

**MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session**

Bill No. 331 (COR)
As amended on the Floor.

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Introduced by:

- V. C. Pangelinan
- K. S. Moylan
- L. A. Leon Guerrero
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22 which shall meet on a regular basis as necessary to accomplish its task.
23 Advance Federal Funding Work Group shall consist of the Director of the
24 Department of Administration; the Director of the Bureau of Budget and
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1 Guam; and the Director of the Department of Public Health and Social
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3rd
8/26/02

Introduced

MAY 20 2002

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session

Bill No. 331 (COR)

Introduced by:

v.c. pangelinan
K.S. Moylan
L.A. Leon Guerrero

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8 shall develop a comprehensive plan to ensure that all funding from federal
9 grants or grants-in-aid programs, which are available for collection prior or
10 upon the execution of such programs, such funds are applied for and received
11 in advance, negating the advancement of local funds to implement the federal
12 programs, which reduces the financial stress on the General Fund; and to
13 ensure that all other funding from federal grants or grants-in-aid programs,
14 which cannot be advanced, are reimbursed in a timely manner.

15 (b) The development of a comprehensive plan and all aspects of the
16 study shall be concluded prior to September 30, 2002. Advance Federal
17 Funding Work Group shall transmit to *I Liheslaturan Guåhan* a detailed report
18 of Advance Federal Funding Work Group's findings and recommendations,
19 no later than thirty (30) days after September 30, 2002.

20 **Section 4. Work Group Ceased.** Advance Federal Funding Work Group
21 shall be dissolved immediately on December 31, 2002.

22 **Section 5. Severability.** *If* any provision of this Law or its
23 application to any person or circumstance is found to be invalid or contrary to
24 law, such invalidity shall *not* affect other provisions or applications of this

I MINA'BENTE SAIS NA LIHESLATURAN GUÁHAN

FLOOR AMENDMENTS/CHANGES
Bill No. 331

Senator Proposing Amendment: vcp

(Below for Senator to complete)

Please describe proposed amendment, including where change to occur:

On line 16 of page 3, delete "September 30, 2002" and replace it with "October 15, 2002".

On line 19 of page 3, delete "September 30, 2002" and replace it with "October 15, 2002".

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

Date: August 22, 2002

Floor Amendment No. 1 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 Law which can be given effect without the invalid provisions or application,
- 2 and to this end the provisions of this Law are severable.



MINA 'ENTE SAIS NA LIHESLATURAN GUAHAN

Kumitehan Areklamento, Hinanao Gubetnamenton Hinirát, Rifotma yan Rinueba,
yan Asunton Fidirát, Taotao Hiyong yan Hinirát

*Senadot Mark Forbes, Gebilu
Kabisiyon Mayurát*

WAIVER OF FISCAL NOTE

In accordance with §9105 Title 2 GCA, I hereby certify that prompt committee action on Bill 331 is necessary to the proper conduct of legislative business. Therefore, I am waiving requirement of a fiscal note on Bill 331.

MARK FORBES

Chairman,

Committee on Rules, General Governmental Operations,
Reorganization and Reform, and Federal, Foreign
and General Operations

AUG 07' ~ AUG 09'

ACTIVITY REPORT (SEND)

NO.	REMOTE STATION	MODE	START	DURATION	PAGES	RESULT	NOTE
001	COMMITTEE ON JUDICIA	STD	09,14:45	01'20	02	OK	SEND
002	SEN. THOMAS C. ADA	STD	09,14:47	01'20	02	OK	SEND
003	4724090	STD	09,14:48	00'00	00	D.O.O	SEND
004	4724090	STD	09,14:50	01'27	02	OK	SEND
005	4724100	STD	09,14:52	01'25	02	OK	SEND
006	4723534	STD	09,14:54	01'26	02	OK	SEND
007	6714752000	STD	09,14:56	01'14	02	OK	SEND
008	4723591	STD	09,14:59	00'00	00	D.O.O	SEND
009	+6714723440	STD	09,14:59	01'14	02	OK	SEND
010	4723591	STD	09,15:02	00'00	00	D.O.O	SEND
011	+6714723556	STD	09,15:03	01'15	02	OK	SEND
012	4723400	STD	09,15:05	01'19	02	OK	SEND
013	KUAM NEWS	STD	09,15:14	01'16	02	OK	SEND
014	+6714773079	STD	09,15:16	01'16	02	OK	SEND
015	6714728477	STD	09,15:18	01'13	02	OK	SEND

ACTIVITY REPORT (RECEIVE)

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007	Advance Management	FINE	07,18:55	01'52	02	OK	
001	+6714722856	STD	08,10:51	04'12	07	OK	
002	+6714722856	STD	08,10:57	00'49	01	OK	
003	G3	STD	08,14:30	00'54	01	OK	
004	6337326	STD	08,15:03	00'54	01	OK	
005	GUAM LEGIS. ACCOUNT.	FINE	08,15:07	02'08	02	OK	
006	4724641	STD	08,15:54	03'50	02	OK	
001	G3	STD	09,11:12	00'44	01	OK	
002	Advance Management	FINE	09,12:31	01'00	01	OK	
003	25th GUAM LEGISLATUR	STD	09,15:20	00'48	01	OK	

Last 30 faxes

<u>Identification</u>	<u>Result</u>	<u>Pages</u>	<u>Type</u>	<u>Date</u>	<u>Time</u>	<u>Duration</u>	<u>Diagnostic</u>
94723556	OK	12	Sent	Aug-05	03:36P	00:05:16	002582030022
94775273	No answer	00	Sent	Aug-06	10:44A	00:00:00	002080000000
94775273	OK	01	Sent	Aug-06	10:49A	00:00:19	002582030022
94723433	OK	12	Sent	Aug-06	01:58P	00:05:46	002581030022
96475792	OK	07	Sent	Aug-06	02:32P	00:02:19	002582030022
94723556	OK	02	Sent	Aug-07	08:01A	00:00:48	002582030022
	OK	01	Received	Aug-07	10:44A	00:00:33	021400030000
6716478776	OK	03	Received	Aug-07	12:23P	00:02:12	021101430000
	Error	00	Received	Aug-07	12:55P	00:00:36	001000000000403
	Error	00	Received	Aug-08	06:21A	00:00:36	001000000000403
94723440	OK	05	Sent	Aug-08	08:10A	00:01:57	002582030022
94724100	OK	07	Sent	Aug-08	09:22A	00:03:07	002081430020
97343676	OK	01	Sent	Aug-08	11:13A	00:00:25	002580030022
	Error	00	Received	Aug-08	12:28P	00:00:36	001000000000403
	Error	00	Received	Aug-08	01:34P	00:00:36	001000000000403
6716472638	OK	03	Received	Aug-08	02:46P	00:01:09	021500030000
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96475792	OK	04	Sent	Aug-09	07:15A	00:00:58	002582030022
	Error	00	Received	Aug-09	07:37A	00:00:36	001000000000403
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	OK	01	Received	Aug-09	10:43A	00:00:32	021400030000
97345910	OK	01	Sent	Aug-09	02:34P	00:00:28	002582030022
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96494146	OK	01	Sent	Aug-09	02:36P	00:00:26	002582030022
94779317	OK	01	Sent	Aug-09	02:42P	00:00:27	002582030022
96371129	OK	01	Sent	Aug-09	02:44P	00:00:35	002582030022
94772986	OK	01	Sent	Aug-09	02:45P	00:00:41	002180430020

6
9/4/02

**MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session**

Bill No. 373 (COR)
As substituted on the Floor
and amended.

*

Introduced by:

- V. C. Pangelinan
- J. M.S. Brown
- A. R. Unpingco
- J. F. Ada
- T. C. Ada
- F. B. Aguon, Jr.
- E. B. Calvo
- F. P. Camacho
- M. C. Charfauros
- Mark Forbes
- L. F. Kasperbauer
- L. A. Leon Guerrero
- K. S. Moylan
- A. L.G. Santos
- J. T. Won Pat

**AN ACT TO GRANT EMERGENCY PROCUREMENT
AUTHORITY TO THE GUAM WATERWORKS
AUTHORITY FOR THE PURCHASE AND
INSTALLATION OF CHLORINATORS IN GUAM'S
WATER WELL SYSTEM AND FOR OTHER
PURPOSES.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
 3 finds that northern and central Island residents continue to disinfect their tap
 4 water through boiling or manual chlorination since Typhoon Chata'an hit

1 **Section 3. Expedited Procurement Authorized.** Notwithstanding
2 the Guam Procurement Law, GWA is hereby authorized to purchase *up to*
3 thirty (30) chlorinators as funded for in § 2(a) of this Act; *provided*, that GWA
4 must solicit *at least* three (3) informal price quotations, and must award the
5 procurement to the firm with the best offer, as determined by evaluating cost
6 and delivery time.

7 **Section 4. Solar Alternative Energy.** GWA is hereby authorized to
8 purchase a solar alternative energy system, in accordance with the Guam
9 Procurement Law, to serve as a power back up supply in the water wells
10 system, *if* determined to be economical and practical.

11 **Section 5. Severability.** *If* any provision of this Law or its
12 application to any person or circumstance is found to be invalid or contrary to
13 law, such invalidity shall *not* affect other provisions or applications of this
14 Law which can be given effect without the invalid provisions or application,
15 and to this end the provisions of this Law are severable.

7th Day
9/3/02
Declared Emergency
measure
9/3/02

3rd
9/3/02

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session

Bill No. 373 (COR)
As Substituted on the Floor.

Introduced by:

v.c. pangelinan
J.M.S. Brown
A. Unpingco

AN ACT TO GRANT EMERGENCY PROCUREMENT
AUTHORITY TO THE GUAM WATERWORKS
AUTHORITY FOR THE PURCHASE AND
INSTALLATION OF CHLORINATORS IN GUAM'S
WATER WELL SYSTEM AND FOR OTHER
PURPOSES.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guahan* finds
3 that northern and central island residents continue to disinfect their tap water
4 through boiling or manual chlorination since Typhoon Chata'an hit Guam
5 more than a month and a half ago. Prior to Typhoon Chata'an, residents
6 occasionally suffered from boil-water notice as Guam Waterworks Authority
7 attempts to resolve such contamination water problems in different villages.

8 Aside from the obvious health risks, the continued distribution of
9 contaminated water has residents and businesses shouldering additional
10 financial burden, as the need to purchase bottled water or boil water becomes
11 a necessity, and not an option. Such chronic problem must be immediately
12 resolved to protect the well-being and the health of the people of Guam.

1 Scientists testified that we will always have the presence of some
2 contamination in our drinking water and that the long-term solution to
3 ensuring safe drinking water is the disinfection of the water supply at the
4 source through chlorination. But because of financial costs, it has been argued
5 that it is not necessary to have a chlorinator on each well. According to some
6 officials, one chlorinator can be utilized in several water wells, provided that
7 all wells feed into the same line. A chlorinator can simply be installed in the
8 last water well before it goes into the distribution system.

9 Although such solution sounds logical, the reality is that it is not
10 practical. The last water well where the chlorinator is installed into may break
11 down, and therefore, is unable to provide chlorination to the rest of the water
12 wells that feeds into the same line. Broken wells require crews from the Guam
13 Waterworks Authority to shift water where a chlorinator may not exist. With
14 the construction of a chlorination system, it would easily allow water to be
15 shifted to different parts of the island without having to uninstall and reinstall
16 a chlorinator in the area where water is being shifted.

17 Apart from the possibility of the last water well breaking down,
18 contamination also occurs because of infiltration from leaks at various points
19 in the transmission lines. Fixing all leaks to eliminate contamination is
20 impossible to achieve in the near future. Additionally, infiltration occurs due
21 to insufficient pressure in the water lines and as we had experienced in the
22 past, GWA is unable to maintain equal and adequate pressure throughout the
23 entire system. By providing chlorination at every source point, it immediately
24 guarantees that all of the water supply is safe at all times.

1 Investing in chlorinator assets is a long-term investment in the system
2 and will ensure that sporadic contamination will be resolved as a normal
3 course of operation of the transmission and distribution system, without the
4 need to inconvenience and burden the public with the need to boil water or
5 purchase bottled water.

6 Therefore, to ensure that the people's health is not placed at risk, *I*
7 *Liheslaturan Guahan* intends to provide resources for the purchase and
8 installation of chlorinators. Based on the information provided by the acting
9 General Manager of the Guam Waterworks Authority to the public, each
10 chlorinator and its installation would cost approximately Fifteen Thousand
11 Dollars (\$15,000.00). A total of twenty-five (25) chlorinators are needed to
12 provide full chlorination coverage to the islandwide water system and
13 provide safe drinking water in the entire system. With such investment, there
14 is the need to ensure that the system continues to function even with downed
15 power generators. *I Liheslaturan Guahan* wishes to have GWA solicit alternate
16 power back up systems for these chlorinators that may require less
17 maintenance than traditional generators, such as solar generators coupled
18 with battery system.

19 It is therefore the intent of *I Liheslaturan Guahan* to authorize the
20 reprogramming of funds and grant expedited procurement process required
21 in order for the Guam Waterworks Authority to purchase chlorinators as soon
22 as possible to alleviate the suffering and danger imposed upon Guam's
23 residents, and also, the purchase of solar alternative energy to serve as a
24 power back up in all water wells if determined to be more economical and
25 practical.

1 **Section 2. Authorization to reprogram funds.** The Guam Waterworks
2 Authority is hereby authorized to reprogram and expend a maximum of One
3 Million Dollars (\$1,000,000.00) from their Capital Infrastructure Fund for the
4 following purposes:

5 (i) the purchase and installation of up to thirty (30)
6 chlorinators for Guam Waterworks Authority's water well
7 system;

8 (ii) if Guam Waterworks Authority or the government of Guam
9 receives a federal grant for the purchase of chlorinators,
10 Guam Waterworks Authority may use these funds
11 described in this section to meet the payment of cost share
12 agreement between the Federal Government and the
13 government of Guam, through the Guam Waterworks
14 Authority; and

15 (iii) the purchase of solar alternative energy for power back up
16 in Guam Waterworks Authority's water well system, if
17 determined to be economical and practical.

18 **Section 3. Expedited Procurement Authorized.** Notwithstanding the
19 Guam Procurement Law, the Guam Waterworks Authority is hereby
20 authorized to purchase up to thirty (30) chlorinators as funded for in Section
21 2(i) of this Act; provided that the Guam Waterworks Authority must solicit at
22 least three (3) informal price quotations, and must award the procurement to
23 the firm with the best offer, as determined by evaluating cost and delivery
24 time.

1 **Section 4. Solar Alternative Energy.** The Guam Waterworks Authority
2 is hereby authorized to purchase a solar alternative energy system, in
3 accordance with the Guam Procurement Law, to serve as a power back up
4 supply in the water wells system, if determined to be economical and
5 practical.

6 **Section 5. Severability.** *If* any provision of this Law or its
7 application to any person or circumstance is found to be invalid or contrary to
8 law, such invalidity shall *not* affect other provisions or applications of this
9 Law which can be given effect without the invalid provisions or application,
10 and to this end the provisions of this Law are severable.

11

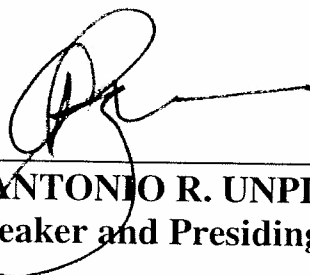


MINA' BENTE SAIS NA LIHESLATURAN GUÅHAN
TWENTY-SIXTH GUAM LEGISLATURE
155 Hessler Place, Hagåtña, Guam 96910

2002 (SECOND) Regular Session

I, Antonio R. Unpingco, Speaker of *I Mina'Bente Sais Na Liheslaturan Guåhan*, hereby certify, in conformance with Title 2 Guam Code Annotated § 2103, *Public Hearings Mandatory*, as amended, that an emergency condition exists involving danger to the public health, safety and welfare of the People and therefore waive the statutory requirements for a public hearing on Bill Number 373 (COR), "AN ACT TO GRANT EMERGENCY PROCUREMENT AUTHORITY TO THE GUAM WATERWORKS AUTHORITY FOR THE PURCHASE AND INSTALLATION OF CHLORINATORS IN GUAM'S WATER WELL SYSTEM AND FOR OTHER PURPOSES," which was introduced on August 26, 2002, and therefore waive the statutory requirements for a public hearing on Bill Number 373 (COR).

Dated: September 3, 2002



ANTONIO R. UNPINGCO
Speaker and Presiding Officer