



CARL T.C. GUTIERREZ  
GOVERNOR OF GUAM

SEP 30 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 Substitute Bill No. 380 (COR) "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, JUDICIAL AND LEGISLATIVE BRANCHES OF THE GOVERNMENT OF GUAM FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2003; MAKING OTHER APPROPRIATIONS; AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," which was enacted into law without the signature of the Governor. This legislation is now designated as **Public Law No. 26-152**.

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	
ACKNOWLEDGMENT RECEIPT	
Received by	
Time	2:34
Date	9/30/02

0957


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

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

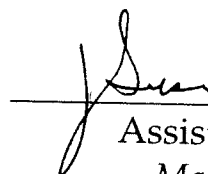
This is to certify that Substitute Bill No. 380 (COR), " AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, JUDICIAL AND LEGISLATIVE BRANCHES OF THE GOVERNMENT OF GUAM FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2003; MAKING OTHER APPROPRIATIONS; AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," was on the 17<sup>th</sup> day of September, 2002, duly and regularly passed.

  
ANTONIO R. UNPINGCO  
Speaker

Attested:

  
JOANNEM.S. BROWN  
Senator and Legislative Secretary

-----  
This Act was received by *I Maga'lahaen Guåhan* this 17 day of September, 2002,  
at 1155 o'clock P.M.

  
Assistant Staff Officer  
*Maga'lahi's Office*

APPROVED:

\_\_\_\_\_  
CARL T. C. GUTIERREZ  
*I Maga'lahaen Guåhan*

Date: September 29, 2002

Public Law No. 26-152  
Became law without the signature  
of *I Maga'Lahaen Guahan*, the  
Governor of Guam.

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

**Bill No. 380 (COR)**

As substituted by the Committee  
on Ways and Means and substituted  
and amended in the Committee  
of the Whole.

Introduced by:

Committee on Rules,  
General Governmental  
Operations, Reorganization  
and Reform, and Federal,  
Foreign and General Affairs.  
by request of *I Maga'lahen*  
*Guåhan*, 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. Leon Guerrero  
K. S. Moylan  
V. C. Pangelinan  
A. L.G. Santos  
A. R. Unpingco  
J. T. Won Pat

**AN ACT MAKING APPROPRIATIONS FOR THE  
OPERATIONS OF THE EXECUTIVE, JUDICIAL  
AND LEGISLATIVE BRANCHES OF THE  
GOVERNMENT OF GUAM FOR THE FISCAL**

YEAR ENDING SEPTEMBER 30, 2003; MAKING  
OTHER APPROPRIATIONS; AND ESTABLISHING  
MISCELLANEOUS AND ADMINISTRATIVE  
PROVISIONS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

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21           Section 17.          Office of the Public Auditor Appropriation  
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24           Section 19.          Guam Visitors Bureau Special Projects  
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5           Section 22.       Appropriations to the Government of Guam  
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7                            Benefits and Other Costs.  
8           Section 23.       Appropriations for Cost of Living  
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11          Section 25.       *I Liheslaturan Guåhan* Appropriation.  
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13          Section 27.       MIP and Medicaid Program Appropriation.  
14          Section 28.       Authorization for Appropriation to GCC.  
15          Section 29.       Appropriation for Catastrophic Illness  
16                            Program.

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18    CHAPTER IV.

19    MISCELLANEOUS PROVISIONS.

- 20          Section 1.       Repeal of Subsection (j) of Section 33 of  
21                            Chapter IV Miscellaneous Provisions, of  
22                            Public Law No. 26-35 as repealed and  
23                            reenacted by Section 1 of Public Law No. 26-  
24                            75.

- 1           Section 2.            **Repeal and Reenactment of Section 8137(e)**  
2                                   **of Article 1, Chapter 8 of Title 4 of the Guam**  
3                                   **Code Annotated.**
- 4           Section 3.            **Authorization for Relocation and Rental**  
5                                   **Expenses.**
- 6           Section 4.            **Cost Containment Measures.**
- 7           Section 5.            **Limited-Term Appointment Moratorium.**
- 8           Section 6.            **FY2003 Revenue and Expenditure Plan**  
9                                   **Update.**
- 10          Section 7.            **Government-Wide Compilation of Cost**  
11                                   **Savings and Revenue Enhancement**  
12                                   **Measures.**
- 13          Section 8.            **Pedro "Doc" Sanchez Scholarship Program**  
14                                   **Costs.**
- 15          Section 9.            **Authorization for the Use of Lapsed Funds.**
- 16          Section 10.           **DISID Lapse Fund Authorization.**
- 17          Section 11.           **Public Law No. 26-35 Amendment.**
- 18          Section 12.           **Line of Credit.**
- 19          Section 13.           **Repeal and Reenactment of § 22111 of**  
20                                   **Chapter 22, Division 2 of Title 7, GCA.**
- 21          Section 14.           **Repeal and Reenactment of § 34.80 of Title 9,**  
22                                   **GCA.**
- 23          Section 15.           **Appointed Counsel Trust Fund.**
- 24          Section 16.           **Repeal and Reenactment of § 89.09 of Title 9,**  
25                                   **GCA.**

1 Section 17. Addition of Section 9502(c) to Chapter 9.5,  
2 Appendix A, Division 1 of Title 7, GCA.

3 Section 18. Funding of Appointed Counsel Trust Fund.  
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5 CHAPTER V.

6 ADMINISTRATIVE PROVISIONS.

7 Section 1. Personnel Services Carryover.

8 Section 2. Appropriations from the Guam Contractor  
9 License Board Fund and Professional  
10 Engineers, Architects and Land Surveyors  
11 Board Fund to revert to the General Fund for  
12 Fiscal Year 2003.

13 Section 3. General and Tourist Attraction Fund  
14 Reversions.

15 Section 4. Local and Federal Matching Program Funds  
16 Carryover.

17 Section 5. Federal Reimbursements into General Fund.

18 Section 6. Wireless Communications and Automotive  
19 Lease Restrictions.

20 Section 7. Prohibition Against Use of 24 Hour  
21 Vehicles.

22 Section 8. *I Maga'laha*n Guåhan Transfer Authority.

23 Section 9. Superior Court of Guam Transfer Authority.

24 Section 10. Supreme Court of Guam Transfer Authority.

25 Section 11. Prohibition on Personal Services Contracts.



- 1           Section 12.        Pedro "Doc" Sanchez Scholarship Program  
2    Costs.
- 3           Section 13.        Department of Education Transfers for  
4    Personnel, Textbook and Other Purchases.
- 5           Section 14.        Pedro "Doc" Sanchez Scholarship Program  
6    Limits.
- 7           Section 15.        UOG Student Loan Applicants for Spring,  
8    2003 Semester.
- 9           Section 16.        Student Financial Aid Funds Transfer  
10   Prohibition.
- 11          Section 17.        Department of Education Lapsed Funds  
12    Carryover.
- 13          Section 18.        Guam Public Library Lapsed Funds  
14    Carryover.
- 15          Section 19.        Superior Court of Guam Lapsed Funds  
16    Carryover.
- 17          Section 20.        Supreme Court of Guam Lapsed Funds  
18    Carryover.
- 19          Section 21.        Prior Years' Obligations.
- 20          Section 22.        Authorization for Matching Requirements of  
21    Federal Grants-In-Aid.
- 22          Section 23.        Authorization to expend Indirect Cost Fees  
23    collected for Fiscal Year 2003.
- 24          Section 24.        Executive Branch Lapsed Carryover.

- 1        **Section 25.**        **Transfer Authorization from Dr. Antonio C.**
- 2                            **Yamashita Educator Corps.**
- 3        **Section 26.**        **Severability.**

CHAPTER I.

ESTIMATED REVENUES.

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**Section 1. Short Title.** This Act shall be known as the "General Appropriations Act of 2003." 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, 2002, but *no later than* September 30, 2003. 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. Estimated Revenues for Fiscal Year 2003.** *I Liheslaturan Guâhan* adopts the following revenue estimate for Fiscal Year 2003 and shall be utilized for appropriations contained herein.

<b>I. GENERAL FUND REVENUES</b>	<b>AMOUNT</b>
<b>A. TAXES</b>	
Income Tax (Individual, Withholding and Corporate)	198,080,534
Federal Income Tax Collection (Section 30 Funds)	54,647,563
Gross Receipts Tax	132,024,573
Other Taxes	<u>4,855,479</u>
<b>TOTAL TAXES</b>	<b>\$ 389,608,149</b>
<b>B. FEDERAL SOURCES</b>	<b>1,660,131</b>
Immigration Fees and Indirect Cost	
<b>C. USE OF MONEY AND PROPERTY</b>	<b>1,304,471</b>
Interest earned on accounts	
<b>D. LICENSES, FEES AND PERMITS</b>	<b>1,627,092</b>

1	Business Licenses, Weights and Measures	
2	Fees and Others	
3	<b>E. DEPARTMENT CHARGES</b>	<u>1,360,296</u>
4	Education, Public Health, Agriculture and Others	
5	<b>TOTAL GENERAL FUND REVENUE</b>	<b>\$ 395,560,139</b>
6	<b>II. SPECIAL FUND REVENUES</b>	
7	A. Abandoned Vehicle and Streetlight Fund	60,000
8	B. Chamorro Land Trust Fund	566,765
9	C. Customs, Agricultural and Quarantine	
10	Inspection Services Fund	7,875,149
11	D. Enhanced 911 Emergency Reporting System Fund	481,080
12	E. Guam Contractors License Board Fund	242,599
13	F. Guam Highway Fund	8,168,021
14	G. Land Survey Revolving Fund	181,923
15	H. Manpower Development Fund	107,580
16	I. Parks Fund	65,181
17	J. Police Services Fund	288,479
18	K. Professional Engineers, Architects and	
19	Land Surveyors Board Fund	151,000
20	L. Safe Street Fund	100,000
21	M. Solid Waste Fund	2,383,739
22	N. Tourist Attraction Fund	14,557,703
23	<b>TOTAL SPECIAL FUND REVENUE</b>	<b>\$ 35,229,219</b>
24	<b>III. FEDERAL MATCHING GRANTS-IN-AID REVENUES</b>	
25	<b>Federal Grants-In-Aid Requiring Local Match:</b>	

1	A. Agriculture	\$457,000
2	B. Guam Council on the Arts and Humanities Agency	240,200
3	C. Guam Environmental Protection Agency	1,465,652
4	D. Guam Public Library	106,337
5	E. Integrated Services for Individuals	
6	with Disabilities	1,983,456
7	F. Labor	74,600
8	G. Law	3,896,622
9	H. Military Affairs	842,383
10	I. Public Health and Social Services	16,856,438
11	J. University of Guam	1,432,379
12	K. Youth Affairs	<u>33,000</u>

13 **TOTAL FEDERAL MATCHING GRANTS-IN-**  
14 **AID REVENUE** \$27,388,067

15 **REVENUE SUMMARY:**

16 **TOTAL GENERAL FUND REVENUE** \$395,560,139

17 **TOTAL SPECIAL FUND REVENUE** \$35,229,219

18 **TOTAL FEDERAL MATCHING GRANTS-IN-**  
19 **AID REVENUE** \$27,388,067

20 **GRAND TOTAL** \$458,177,425

21 **Section 3. Debt Service Continuing Appropriation.** The following  
22 are continuing appropriations for debt service requirements:

23 **A. 1993 AND 1995 GENERAL OBLIGATIONS BONDS 1/**

1	1/ Requirement from the General Fund to	
2	cover shortfall of payment or debt service	
3	from the Guam Education Facility Fund.	
4	<b>1993 General Obligation Bonds</b>	
5	(P.L. No. 22-19, Capital Projects Pledged and	
6	Due FY'2018 as Final Year)	\$12,796,260
7	<b>1995 General Obligation Bonds</b>	
8	(P.L. No. 23-14, Tax Refunds, Supplemental	
9	Retirement Pledged and Due FY'2005 as Final	
10	Year)	\$943,345
11	<b>B. 2001 WATER SYSTEM REVENUE BOND</b>	
12	(P.L. No. 26-58, Amended by P.L. No. 25-59,	
13	Section 30 Pledged and Due FY 2012 as final	
14	Year)	\$ 9,822,805
15	<b>C. PUBLIC LAW NO. 26-84, PUBLIC LAW NO.</b>	
16	<b>26-85, LINE OF CREDIT (LOC)</b>	\$7,370,397
17	<b>GRAND TOTAL</b>	<b>\$30,932,807</b>

## CHAPTER II.

### 1            APPROPRIATIONS FOR GOVERNMENT OPERATIONS.

2            **Section 1. Government Appropriations.** The sum of Three Hundred  
3 Twenty-five Million Three Hundred Thirty-seven Thousand Four Hundred  
4 Eleven Dollars (\$325,337,411) composed of Two Hundred Eighty Million Four  
5 Hundred Thirty-five Thousand Five Hundred Five Dollars (\$280,435,505)  
6 from the General Fund, Twenty-three Million Sixty-nine Thousand Nine  
7 Hundred Sixty Dollars (\$23,069,960) from Special Funds and Twenty-one  
8 Million Eight Hundred Thirty-one Thousand Nine Hundred Forty-six Dollars  
9 (\$21,831,946) from Federal Matching Grants-in-Aid, is appropriated for the  
10 operations of the Executive, Judicial, and Legislative Branches for fiscal year  
11 ending September 30, 2003, which shall be expended as contained in  
12 **APPENDIX A** of this Act. The appropriations contained in the Personnel  
13 Services category of **APPENDIX A** shall be expended for payroll  
14 requirements commencing October 1, 2002 through January 31, 2003. The  
15 appropriations contained in all items of appropriation of **APPENDIX A**, *with*  
16 *the exception of the Personnel Services category*, represent the full fiscal year  
17 funding for respective agencies, unless further amended by law.

CHAPTER III.

MISCELLANEOUS APPROPRIATIONS.

Section 1. Appropriations Fiscal Year 2003 to the University of Guam for Scholarships and Training Programs.

(a) **Student Scholarships, Financial Assistance and Program Administration.** The sum of Two Million One Hundred Seventy-seven Thousand One Hundred Twenty-eight Dollars (\$2,177,128) is hereby appropriated from the General Fund to the University of Guam ("UOG") for Fiscal Year 2003, to be expended for the following student scholarships, financial assistance programs and program administrations: Merit Awards, Student Loans, Nurse Training Programs, Professional and Technical Awards, Regent Scholarships, Doctoral Fellowships (for students currently enrolled and nearing program completion), Advanced High School Placement Programs, Pedro "Doc" Sanchez Scholarship Programs, John F. Quan Memorial Scholarship Program, Reserve Officers Training Corp. (ROTC), Marine Lab Graduate Assistance Programs, Senior Citizens Program and administration of all student financial assistance programs.

UOG shall determine the allocation of this appropriation in order to fund the various student scholarships, financial assistance programs and program administration.

(b) **Dr. Antonio C. Yamashita Educator Corps.** For Fiscal Year 2003 the sum of Two Million Seventy-seven Thousand Three Hundred Forty-four Dollars (\$2,077,344) is hereby appropriated from the General Fund to UOG, which shall disburse the funds pursuant to the directives



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

6 (c) Notwithstanding any other provisions of law, funds  
7 appropriated and available under §§ 1(a) and (b) of Chapter III of Public  
8 Law Number 25-35 for Fiscal Year 2002 are available for the respective  
9 scholarship programs for Fiscal Year 2003.

10 (d) UOG shall submit a report to the Speaker of *I Liheslaturan*  
11 *Guåhan*, within five (5) days of the end of the First (1<sup>st</sup>) Quarter of Fiscal  
12 Year 2003, detailing the allocation and status of the funds appropriated  
13 in this Section, to include lapsed funds carried over from FY2002 and  
14 previous years.

15 **Section 2. Appropriation for Government Claims Fund.** The sum  
16 of Two Hundred Sixteen Thousand Twenty-one Dollars (\$216,021.00) is  
17 hereby appropriated from the General Fund for Fiscal Year 2003 to the  
18 Government Claims Fund under the Department of Administration ("DOA")  
19 for the payment of eligible and approved Government Claims.

20 **Section 3. Appropriation for Worker's Compensation Fund.**

21 (a) The sum of Eight Hundred Sixty-four Thousand Eighty-five  
22 Dollars (\$864,085) is hereby appropriated from the General Fund to the  
23 Worker's Compensation Fund. The funds appropriated in this Section  
24 shall be utilized for worker's compensation and medical payments for  
25 the purposes set out in § 9144 of Title 22 of the Guam Code Annotated to

1 pay workers compensation for claims by employees of the government  
2 of Guam, including outstanding prior years' obligations and future  
3 obligations associated with the provisions of this Section.

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

10 (c) Notwithstanding any other provision of law, the  
11 appropriation made in this Section shall *not* be expended for disability  
12 compensation payments for FTE's funded by this Act.

13 (d) Notwithstanding any provision of law, the hearing officer is  
14 authorized to spend *up to* Twenty Thousand Dollars (\$20,000.00) for  
15 Fiscal Year 2003 to pay for the services of a Worker's Compensation  
16 hearing consultant, attorney or firm from the appropriation to the  
17 Worker's Compensation Fund for Fiscal Year 2003.

18 **Section 4. Appropriation to the Department of Youth Affairs for**  
19 **Sanctuary, Inc.** The sum of Three Hundred Forty-five Thousand Six  
20 Hundred Thirty-four Dollars (\$345,634.00) is hereby appropriated from the  
21 General Fund to the Department of Youth Affairs ("DYA") for Sanctuary, Inc.  
22 for its Fiscal Year 2003 operations. DYA shall make a report of the  
23 expenditures of the funds of this appropriation to *I Maga'lahaen Guåhan*, and *I*  
24 *Lihe slaturan Guåhan*, within sixty (60) days following the end of the fiscal year  
25 covered herein.

1           **Section 5. Appropriation to the Department of Administration for**  
2 **Residential Treatment Fund.**   The sum of One Million Five Hundred  
3 Twenty-four Thousand Five Hundred Fifty-three Dollars (\$1,524,553) is  
4 hereby appropriated from the General Fund to the Department of  
5 Administration ("DOA") to pay authorized expenses in Fiscal Year 2003 for  
6 persons under the jurisdiction of the Superior Court of Guam for residential  
7 care arising from physical, mental or emotional disabilities, or from severe  
8 emotional disturbances. All patients and escorts referred off Guam shall  
9 submit to the Director of DOA supporting documents to justify  
10 reimbursement of their travel expenses.

11           **Section 6. Appropriation for Summer School.**   There is hereby  
12 appropriated such sums as are necessary from the Summer School Fund  
13 established pursuant to § 6118 of Title 17 of the Guam Code Annotated to the  
14 Department of Education ("DOE") to fund the operation of the 2003 Summer  
15 School Program.

16           **Section 7. Appropriation for Non-Personnel Operating Expenses.**

17           (a) All monies collected by the Department of Education  
18 ("DOE") from the school lunch program, lost and damaged textbooks  
19 and Federal funds paid to the government of Guam for reimbursement  
20 under the National School Lunch and Breakfast Program and State  
21 Administrative Expense ("SAE") Funds are hereby appropriated to DOE  
22 for non-personnel operating expenses and *up to* Ten Thousand Dollars  
23 (\$10,000.00) to cover the operational needs of the Education Policy  
24 Board.

1 (b) The Superintendent of the Department of Education is  
2 authorized to carryover and expend any unexpended fund balances of  
3 the fund sources listed in subsection (a) of this Section in FY2003.

4 (c) The Superintendent of the Department of Education shall  
5 make a separate report of the expenditures for each of the fund sources  
6 listed in subsections (a) and (b) of this Section to *I Maga'lahaen Guåhan*,  
7 and *I Liheslaturan Guåhan*, within thirty (30) days of the close of each  
8 quarter in FY2003.

9 **Section 8. Appropriation to the Guam Public Library for Library**  
10 **Books.** The sum of One Hundred Fifty Thousand Dollars (\$150,000) is  
11 appropriated from the General Fund to the Guam Public Library for the  
12 purchase of library books and reference materials.

13 **Section 9. Appropriation to the Public Health and Social Services for**  
14 **Public Assistance Program Payments.** The sum of Fifteen Million Nine  
15 Hundred Forty-seven Thousand Seven Hundred Twenty-seven Dollars  
16 (\$15,947,727) is appropriated from the General Fund to the Department of  
17 Public Health and Social Services for Public Assistance Program payments for  
18 Fiscal Year 2003.

19 **Section 10. UOG Appropriations. (a) Appropriations to UOG.** The  
20 sum of Twenty-seven Million Eight Hundred Nine Thousand Eight  
21 Hundred Fifty-six Dollars (\$27,809,856) composed of Twenty-six Million  
22 Three Hundred Seventy-seven Thousand Four Hundred Seventy-seven  
23 Dollars (\$26,377,477) from the General Fund and One Million Four  
24 Hundred Thirty-two Thousand Three Hundred Seventy-nine Dollars  
25 (\$1,432,379) from Federal Matching Grants-in-Aid is hereby

1 appropriated to the University of Guam ("UOG") for its Fiscal Year 2003  
2 operations. The sum of the funds appropriated herein that can be  
3 expended upon the Board of Regents' sponsored programs for Reserve  
4 Officer Training Corp. ("ROTC") and Marine Lab Graduates Assistance  
5 Program shall not exceed One Hundred fifty-three Thousand Two  
6 Hundred Eighty Dollars (\$153,280.00).

7 (b) **Lapsed Funds Carry-over Authorization.** UOG is  
8 hereby authorized to use Fiscal Year 2002 lapsed funds in Fiscal Year  
9 2003 or until fully expended.

10 **Section 11. Guam Community College Appropriations.**

11 (a) **Appropriations to GCC.** The sum of Six Million Eight  
12 Hundred Sixty-three Thousand Seven Hundred Ninety-eight Dollars  
13 (\$6,863,798) is hereby appropriated from the General Fund to the Guam  
14 Community College for its FY 2003 operations. The General Fund  
15 appropriation contained in this Section shall cover Personnel Services  
16 funding for the period commencing October 1, 2002 through January 31,  
17 2003, inclusive, and full year funding for all other operating  
18 expense/costs in FY 2003.

19 (b) **Lapsed Fund Carry-over Authorization.** GCC is hereby  
20 authorized to use Fiscal Year 2002 lapsed funds in Fiscal Year 2003 or  
21 until fully expended.

22 **Section 12. Appropriation for WERI's GHS.** The sum of Two Hundred  
23 Twelve Thousand Nine Hundred Ninety Dollars (\$212,990.00) is hereby  
24 appropriated from the General Fund to the University of Guam ("UOG") to  
25 fund the Water and Environmental Research Institute of the Western Pacific

1 (“WERI”) for the *sole* purpose of funding the Guam Hydrologic Survey  
2 (“GHS”). WERI shall continue to administer the GHS for the same purposes  
3 that have previously been established by the laws of Guam. Such funds may  
4 *not* be transferred or used for any other purpose.

5 **Section 13. Appropriation for WERI’s Comprehensive Water**  
6 **Resource Monitoring Program.** The sum of One Hundred Sixty-five  
7 Thousand Two Hundred Fifty-one Dollars (\$165,251.00) is hereby  
8 appropriated from the General Fund to the University of Guam (“UOG”) to  
9 fund the Water and Environmental Research Institute of the Western Pacific  
10 (“WERI”). Such funds shall be used for the *sole* purpose of matching the  
11 Federal funding for the Comprehensive Water Resource Monitoring Program.  
12 WERI shall continue to administer the Comprehensive Water Resource  
13 Monitoring Program for the same purposes that have previously been  
14 established by the laws of Guam. Such funds may *not* be transferred or used  
15 for any other purpose.

16 **Section 14. Office of Finance and Budget Appropriation.**

17 (a) **Appropriation.** There is hereby appropriated from the  
18 General Fund to *I Liheslaturan Guåhan*, specifically for the Office of  
19 Finance and Budget (OFB), the sum of One Hundred Eighty-nine  
20 Thousand Six Hundred Fifty-two Dollars (\$189,652.00) from the General  
21 Fund for its operations for the period October 1, 2002 through January  
22 31, 2003.

23 (b) **Lapse Funds and Carry Over.** The unexpended balance  
24 of sums appropriated to the Office of Finance and Budget in Fiscal Year

1 2002 are available to OFB to use or to transfer to *I Liheslaturan Guåhan* in  
2 Fiscal Year 2003.

3 **Section 15. Office of *I Maga'lahen Guåhan* Appropriation.** The sum  
4 of One Million Eight Hundred Thirty Thousand Eight Hundred Dollars  
5 (\$1,830,800) is hereby appropriated from the General Fund to the Office of *I*  
6 *Maga'lahen Guåhan* for its operations for the period October 1, 2002 through  
7 January 31, 2003.

8 **Section 16. Mayoral Appropriation and Other Purposes.**

9 (a) **Appropriation to the Mayors' Council.** The sum of Two  
10 Million Nine Hundred Fifty-two Thousand Two Hundred Eighteen  
11 Dollars (\$2,952,218) is hereby appropriated from the General Fund to the  
12 Mayors' Council for its FY 2003 operations. The appropriations  
13 contained in this Section shall cover Personnel Services funding for the  
14 period October 1, 2002 through January 31, 2003, inclusive, and full year  
15 funding for all other operating expense/costs in FY 2003.

16 (b) **Exemption from BBMR Control.** The budget of the  
17 Mayors' Council is *not* subject to the allotment process or control of the  
18 Bureau of Budget and Management Research, nor shall *I Maga'lahen*  
19 *Guåhan* impound or transfer funds appropriated to the Mayors' Council.

20 (e) **Lapses.** Lapses in the Mayors' Council annual budget  
21 shall *not* revert back to the General Fund, but shall be carried over into  
22 the next fiscal year.

23 **Section 17. Office of the Public Auditor Appropriation and Other**  
24 **Purposes.**

1           **(a) Appropriation to the Office of the Public Auditor.** The  
2 sum of Nine Hundred Forty-two Thousand Eight Hundred Fifty-eight  
3 Dollars (\$942,858.00) or 2.1% of the total revenues of the government of  
4 Guam is hereby appropriated from the General Fund to the Office of the  
5 Public Auditor for its FY 2003 operations.

6           **(b) Exemption from BBMR Control.** The budget of the Office  
7 of the Public Auditor is *not* subject to the allotment process or control of  
8 the Bureau of Budget and Management Research, nor shall *I Maga'laha*  
9 *Guåhan* impound or transfer funds appropriated to the Office of the  
10 Public Auditor.

11           **(c) Lapses.** Lapses in the Office of the Public Auditor annual  
12 budget shall *not* revert back to the General Fund, but shall be carried  
13 over into the next fiscal year.

14           **Section 18. Guam Visitors Bureau Appropriation.** The sum of Three  
15 Million Eight Hundred Twenty-three Thousand Five Hundred Thirteen  
16 Dollars (\$3,823,513) is hereby appropriated from the Tourist Attraction Fund  
17 (TAF) to GVB for the following for the period October 1, 2002 through January  
18 31, 2003:

19	(a) (1)	Japan Operations	\$ 2,707,370.00
20	(2)	International Marketing - Korea	\$ 324,222.00
21	(3)	International Marketing - Taiwan	\$ 123,821.00
22	(4)	International Marketing - Hong Kong	\$ 93,367.00
23	(5)	International Marketing - North American	\$ 83,839.00
24	(6)	International Marketing - Pacific	\$ 20,618.00
25	(7)	Research	\$ 97,609.00



1	(8) Dues and Assessment	\$ 27,483.00
2	(9) Cultural Heritage	\$ 157,581.00
3	(10) TIR/Visitor Satisfaction	\$ 63,762.00
4	(11) Community Development	\$ 64,242.00
5	(12) Computer Maintenance	\$ 1,666.00
6	(13) Networking	\$ 2,500.00
7	(14) Web Site Maintenance	\$ 5,833.00
8	(15) Arrival Forms Processing	\$ 49,600.00

9 (b) The appropriations made in Subsection (a) of this Section  
10 shall *not* be expended for any other purpose.

11 (c) Notwithstanding Subsection (b) of this Section, a five  
12 percent (5%) transfer flexibility is authorized from among Items (a)(1),  
13 (a)(2), (a)(3), (a)(4), (a)(5) and (a)(6) of this Section.

14 (d) *Except* for the transfer authority provided in Subsection (c) of  
15 this Section, no other transfer is authorized from the appropriations  
16 made in this Section.

17 **Section 19. Guam Visitors Bureau Special Projects Appropriation.**

18 The sum of Three Hundred Ninety Thousand Dollars (\$390,000.00) is  
19 appropriated from the Tourist Attraction Fund (TAF) to GVB for the purpose  
20 of funding the following special projects:

21 (a) The sum of Eighty-six Thousand Six Hundred Sixty-seven  
22 Dollars (\$86,667.00) for the Tumon and Agana Beach Cleaning and  
23 Maintenance.

24 (b) The sum of Thirty Thousand Dollars (\$30,000.00) for the  
25 Tumon Landscaping Maintenance.

1 (c) The sum of Eight Thousand Three Hundred Thirty-three  
2 Dollars (\$8,333.00) for the Two Lover's Point Jogging and Biking Trail.

3 (d) The sum of Fifty Thousand Dollars (\$50,000.00) for the  
4 Guam Micronesian Island Fair.

5 (e) The sum of Fifty Thousand Dollars (\$50,000.00) for the  
6 Guam Fantasy Fireworks.

7 (f) The sum of One Hundred Sixty-five Thousand Dollars  
8 (\$165,000.00) for Park Improvements.

9 **Section 20. Guam Visitors Bureau Account and Status Reports.** The  
10 appropriations contained in page 22 of APPENDIX A and §§ 18 and 19 of  
11 Chapter III of this Act, shall be kept in a separate account and *not* combined  
12 with the Bureau's administration account. The funds appropriated in this  
13 Section shall be used *specifically* for the purposes outlined therein and shall  
14 continue to be available for expenditure through FY 2003. A report of  
15 expenditures through January 31, 2003, shall be prepared and submitted *not*  
16 *later than* February 15, 2003, by the Guam Visitors Bureau to the Bureau of  
17 Budget and Management Research ("BBMR"), to the Speaker of *I Liheslaturan*  
18 *Guåhan* and to the Legislative Standing Committee with oversight over GVB.

19 **Section 21. Appropriations to the Department of Education for**  
20 **Textbooks.** The sum of Three Million Two Hundred Thousand Dollars  
21 (\$3,200,000) is appropriated from the General Fund from FY 2004 revenues to  
22 the Department of Education (DOE) for the purchase of textbooks and  
23 collateral materials. DOE may, *if* necessary, in agreements with textbook  
24 vendors, defer payment until *after* October 1, 2003, but *not* later than  
25 December 31, 2003, with the full faith and credit of the government of Guam.

1 DOE shall order textbooks funded by this Section *no later than* March 1,  
2 2003, and the Bureau of Budget and Management Research shall release such  
3 allotments as are required in order to ensure such textbooks and collateral  
4 classroom materials are ordered by this deadline.

5 **Section 22. Appropriations to the Government of Guam**  
6 **Retirement Fund for Supplemental Annuity Benefits and Other Costs.**

7 (a) Twenty-one Million Six Hundred Forty-five Thousand  
8 Fifty-six Dollars (\$21,645,056) is appropriated from the General Fund to  
9 the Government of Guam Retirement Fund for the payment of benefits  
10 for those employees who retired prior to October 1, 1995 for the  
11 continuing provisions of Items (i) through (iv), below, and for the  
12 payment of benefits of current retirees, consisting of the continuing  
13 provisions of Items (v) through (viii), below:

14 (i) One Thousand Two Hundred Dollars (\$1,200.00) to  
15 annuity benefits (to continue existing programs currently  
16 contained in the semi-monthly payments);

17 (ii) One Thousand Five Hundred Dollars (\$1,500.00) to  
18 supplemental annuity benefits (to continue existing programs  
19 currently contained in the semi-monthly payments);

20 (iii) Seven Hundred Dollars (\$700.00) to supplemental  
21 annuity benefits (to continue existing programs currently  
22 contained in the semi-monthly payments);

23 (iv) Eight Hundred Thirty-eight Dollars (\$838.00) to  
24 annuity benefits (to continue existing programs currently  
25 contained in the semi-monthly payments);

1 (v) Governor and Lieutenant Governor Pensions (to  
2 continue existing programs currently contained in the semi-  
3 monthly payments);

4 (vi) Retiree group health, dental and life insurance  
5 premiums

6 (vii) (to continue existing programs currently contained in  
7 the semi-monthly payments);

8 (viii) Retiree life insurance subsidy (to continue existing  
9 programs currently contained in the semi-monthly payments); and

10 (ix) to defray the cost of Medicare premiums for  
11 government of Guam Retirees and their survivors who are eligible  
12 to receive social security income benefits and are required under  
13 the government of Guam group health insurance program to pay  
14 such premiums to continue to participate in such health insurance  
15 program failing which they are excluded therefrom (to continue  
16 existing programs contained in the monthly payments).

17 (b) For Fiscal Year 2003, the Guam Power Authority, the Guam  
18 Telephone Authority, the A.B. WonPat Guam International Airport  
19 Authority, the Guam Economic Development Authority, the Guam  
20 Housing Corporation, the Government of Guam Retirement Fund, the  
21 Guam Mass Transit Authority, the Port Authority of Guam and the  
22 Guam Visitors Bureau shall remit to the Government of Guam  
23 Retirement Fund an amount equal to the number of employees which  
24 are retired from each entity multiplied by the amounts listed in Items (i)  
25 through (iv) in Subsection (a) of this Section. The remittance shall be

1 made in two (2) equal installments and shall be due on or before  
2 December 31, 2002 and March 31, 2003, respectively.

3 (c) The Government of Guam Retirement Fund shall promulgate,  
4 continue and amend, if necessary, previous administrative procedures  
5 to ensure the proper submission, receipt and accounting of all sums  
6 remitted in conformance with Subsection (b) of this Section.

7 **Section 23. Appropriations for Cost of Living Allowance**  
8 **(COLA).**

9 (a) Four Million Two Hundred Forty-two Thousand Dollars  
10 (\$4,242,000) is appropriated from the General Fund to the Government  
11 of Guam Retirement Fund for the purpose of funding a One Thousand  
12 One Hundred Dollar (\$1,100.00) lump sum Cost of Living Allowance  
13 (COLA) for the retired employees and survivors of the Line Agencies of  
14 the government of Guam to be paid not later than December 31, 2002.

15 (b) **Autonomous Agencies to Pay COLA for Their Respective**  
16 **Retirees and Survivors.** For Fiscal Year 2003, the Guam Power  
17 Authority, the Guam Telephone Authority, the A.B. WonPat Guam  
18 International Airport Authority, the Guam Economic Development  
19 Authority, the Guam Housing Corporation, the Government of Guam  
20 Retirement Fund, the Guam Mass Transit Authority, the Port Authority  
21 of Guam and the Guam Visitors Bureau shall remit to the Government  
22 of Guam Retirement Fund an amount equal to the number of employees  
23 which are retired, and their survivors, from each entity multiplied by  
24 One Thousand One Hundred Dollars (\$1,100.00). The remittance shall  
25 be made in two (2) equal installments; the first installment is due on or

1 before December 31, 2002 and the second installment is due on or before  
2 March 31, 2003.

3 **Section 24. Compensation for Land Condemnation.**

4 (a) **Legislative Findings and Intent.** *I Liheslaturan Guåhan* is  
5 fully aware of the Government of Guam's actions in utilizing private  
6 land area along Route 4, Municipality of Inarajan, adjacent the St. Joseph  
7 Catholic Cemetery for the purpose of road expansion and shore  
8 protection and also for the purpose of protecting Route 4 and the  
9 Inarajan St. Joseph Catholic Cemetery from high waters and tidal  
10 upsurge during storms and other acts of nature. Specifically, these  
11 parcels are identified as lot numbers 77 and 78-1G and 78-R1. Lot 77 is  
12 registered to Ms. Josefina P. Taitano (Superior Court of Guam Document  
13 Number 373082). Lot 78-1G and 78-R1 was registered to Mr. Santiago  
14 Naputi Paulino now deceased and under Probate No. 23-55 are  
15 bequeathed under a Deed of Final Distribution (Superior Court of Guam  
16 Document Number 29593) to Mr. Joaquin Lujan Paulino and to Ana  
17 Paulino Chargualaf now deceased. Ms. Josefina P. Taitano is claiming  
18 compensation from the Government of Guam, for Lot 77. Mr. Joaquin  
19 Lujan Paulino and the estate of Ana Paulino Chargualaf are claiming  
20 compensation from the Government of Guam for Lot 78-1G and 78-R1  
21 in the Municipality of Inarajan. All parties have legitimate claim with  
22 the Government of Guam. It is the intent of the Legislature to  
23 compensate these individuals for the Government's action in taking  
24 over these parcels for public use.

1           **(b) Conditions.**       Notwithstanding any other provisions of  
2 law, Mrs. Josefina P. Taitano has clear Title to Lot 77 (Superior Court  
3 Document Number 373082) according to documents filed with the  
4 Department of Land Management. A Warranty Deed indicating the  
5 conveyance to the Government of Guam must be executed prior to  
6 reimbursement or just compensation.

7           **(c) Compensation.** Notwithstanding any other provisions of  
8 law, compensation to Mr. Joaquin Lujan Paulino and the estate of Mrs.  
9 Ana Paulino Chargualaf will be divided into two equal payments. Both  
10 Mr. Joaquin Paulino and the Estate of Mrs. Ana Paulino Chargualaf  
11 have clear titles to said properties. A Warranty Deed indicating the  
12 conveyance to the Government of Guam must be executed prior to  
13 reimbursement or just compensation.

14           **(d) Appropriation.** Notwithstanding any other provisions of  
15 law, *I Liheslaturan Guåhan* hereby appropriates the sum of Three  
16 Hundred Three Thousand Dollars (\$303,000.00) from the Territorial  
17 Highway Funds to compensate Ms. Josefina P. Taitano the amount of  
18 Ninety-Seven Thousand Dollars (\$97,000.00) for Lot No. 77, and to Mr.  
19 Joaquin Lujan Paulino and the Estate of Mrs. Ana Paulino Chargualaf  
20 the amount of Two Hundred Six Thousand Dollars (\$206,000.00) for Lot  
21 Nos. 78-1G and 78-R1. These funds are to be deducted from the  
22 Territorial Highway Funds that allows for the acquisition of real  
23 property for the purpose of Highway improvements, which includes  
24 expansion.

1           (e) **Appraisal.** Notwithstanding any other provisions of law,  
2 the amount identified was provided by the real estate appraisal firm of  
3 Micronesian Appraisal Associates for the Department of Public Works,  
4 Rights-of-Way Division. The effective date of the valuation was  
5 September 27, 2000 and the date of the appraisal report was October 16,  
6 2001.

7           **Section 25. *I Liheslaturan Guåhan* Appropriation.**

8           (a) The sum of Two Million Four Hundred Fourteen Thousand  
9 Three Hundred Fifty-two Dollars (\$2,414,352.00) is appropriated from  
10 the General Fund to *I Liheslaturan Guåhan* for its operations for the period  
11 October 1, 2002 through January 31, 2003.

12           (b) **Lapses.** *I Liheslaturan Guåhan* is authorized to carry over  
13 its FY 2002 lapses for use in FY 2003 or until exhausted.

14           (c) **Exemption from BBMR Control.** The budget of *I*  
15 *Liheslaturan Guåhan* is *not* subject to the allotment process or control of  
16 the Bureau of Budget and Management Research, nor shall *I Maga'lahen*  
17 *Guåhan* impound or transfer funds appropriated to *I Liheslaturan Guåhan*.

18           **Section 26. Erica's House Family Visitation Center Appropriation.**

19 Notwithstanding any other provision of law, the sum of One Hundred  
20 Thousand Dollars (\$100,000) is hereby appropriated from the Safe Street Fund  
21 to the Superior Court for Fiscal Year 2003 to provide and contract services to  
22 operate Erica's House Family Visitation Center.

23           **Section 27. MIP and Medicaid Program Appropriation.** The sum of  
24 Twenty Three Million Dollars (\$23,000,000.00) is hereby appropriated from the  
25 General Fund to the Medically Indigent Program Payment Revolving Fund



1 (MIPPR) for the Medically Indigent Program and Medicaid Program for Fiscal  
2 Year 2003.

3 **Section 28. Authorization for Appropriation to GCC.** There is hereby  
4 authorized to be appropriated the sum of Six Million Four Hundred  
5 Thousand Dollars (\$6,400,000) from the General Fund to the Guam  
6 Community College for its Fiscal Year 2003 operations.

7 **Section 29. Appropriation for Catastrophic Illness Program.**  
8 One Million Dollars (\$1,000,000) is hereby appropriated from the General  
9 Fund to the Department of Public Health and Social Services for the  
10 Catastrophic Illness Assistance Program for FY 2003.

CHAPTER IV.

MISCELLANEOUS PROVISIONS.

1  
2       **Section 1. Repeal of § 33(j) of Chapter IV of P.L. No. 26-35, as**  
3 **repealed and reenacted by § 1 of P.L. No. 26-75.** Subsection (j) of Section  
4 33 of Chapter IV Miscellaneous Provisions, of Public Law No. 26-35 as  
5 repealed and reenacted by Section 1 of Public Law 26-75 is hereby *repealed*.

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

10           “(e) From October 1, 2000, the Government rate of contribution  
11 for agencies receiving appropriations from *I Liheslaturan Guåhan* and for  
12 Federally funded programs shall equal 18.6%: From October 1, 2001,  
13 the government rate of contribution for agencies receiving  
14 appropriations from *I Liheslaturan Guåhan* and for Federally funded  
15 programs shall equal 85% of the sum of the contribution rates required  
16 under §§ 8137(a) and 8137 (b) up to a *maximum* of 19.8016%. From  
17 October 1, 2002, the Government rate of contribution for agencies  
18 receiving appropriations from *I Liheslaturan Guåhan* and for Federally  
19 funded programs shall equal 26.0%:

20           From October 1, 2000, the government rate of contribution for  
21 autonomous agencies not receiving appropriations from *I Liheslaturan*  
22 *Guåhan* shall equal one hundred percent (100%) of the sum of the  
23 contribution rates required under §§ 8137(a) and 8137(b) up to a  
24 maximum of twenty-one percent (21%). From October 1, 2002, the

1 government rate of contribution for autonomous agencies not receiving  
2 appropriations from *I Liheslaturan Guåhan* shall equal one hundred  
3 percent (100%) of the sum of the contribution rates required under §§  
4 8137(a) and 8137(b) up to a maximum of twenty-six percent (26%).”

5 **Section 3. Authorization for Relocation and Rental Expenses.**

6 (a) Departments and agencies affected by P.L. 26-100 on the  
7 discontinuance of the use of Tiyan properties as office space are  
8 authorized to use appropriations made in this Act for relocation and  
9 rental expenses.

10 (b) **Criminal Penalty for Violation of Contractual Restriction.**

11 Any Agency head or Certifying Officer who knowingly contracts to  
12 spend or enters into an agreement to spend any money in *excess* of the  
13 amount appropriated to the agency executed shall be guilty of a  
14 misdemeanor, punishable under Guam law.

15 (c) **Enforcement.** The agency head should *strictly* observe the  
16 enforcement of proper government spending as prescribed in Chapter 7  
17 of Title 5 of the Guam Code Annotated.

18 **Section 4. Cost Containment Measures.**

19 (a) **Salary Increments and Merit Bonuses Freeze.**

20 (1) **Salary Increment Freeze.** Notwithstanding any other  
21 provisions of law, rule or regulation, a freeze on all salary  
22 increments and merit bonuses shall take effect October 1, 2002 and  
23 shall remain in effect through September 30, 2003, and shall be  
24 applicable to all positions within every branch of government,  
25 public corporations, all government of Guam departments,

1           bureaus, and agencies, instrumentalities, entities or sub-entities of  
2           the Executive, Legislative, and Judicial Branches, the Mayors'  
3           Council, *and* Mayoral Offices.

4           **(2) Continuation of Annual Review.** The freeze on salary  
5           increments does *not* preclude the agency from conducting the  
6           normal performance review of each employee up for such review.  
7           These performance reviews shall be completed for employees due  
8           such review and shall be filed in the employee's personnel jacket  
9           for record purposes.

10           **(3) Above-step Recruitment and Reclassification**  
11           **Moratorium.**

12           **(b) Above-step Recruitment.** Notwithstanding any other  
13           provisions of law, rule or regulation, effective October 1, 2002, there is  
14           hereby put into effect a government-wide moratorium on  
15           reclassifications and above-step recruitments, which shall remain in  
16           effect through September 30, 2003, and shall be applicable to all  
17           positions within every branch of government, public corporations, all  
18           government of Guam departments, bureaus, and agencies,  
19           instrumentalities, entities or sub-entities of the Executive, Legislative or  
20           Judicial Branches, the Mayors' Council, *and* Mayoral Offices *except* for  
21           the following positions:

22           (1) teachers and on-call substitutes of the Department of  
23           Education;

24           (2) licensed and allied health care professionals; *and*

25           (3) positions determined by the Civil Service Commission

1 ("CSC") as difficult to recruit.

2 **Section 5. Limited-Term Appointment Moratorium.**

3 Notwithstanding the provisions of § 4103 of Title 4 of the Guam Code  
4 Annotated, or any other provision of law, no person may be employed on a  
5 temporary or limited-term basis by any instrumentality of the government of  
6 Guam during this Fiscal Year, *except* for the following:

7 (a) teachers and on-call substitutes;

8 (b) attorneys;

9 (c) nurses and doctors;

10 (d) temporary survey workers employed by the Department of  
11 Labor for the purpose of conducting employment surveys;

12 (e) licensed health care professional ancillary service personnel  
13 employed at the Guam Memorial Hospital Authority, the Department of  
14 Mental Health and Substance Abuse, and the Department of Public  
15 Health and Social Services;

16 (f) faculty positions of the University of Guam and the Guam  
17 Community College;

18 (g) (1) Temporary Solid Waste Technicians employed by the  
19 Division of Solid Waste Management of the Department of Public  
20 Works for the purpose of collecting residential solid waste;

21 (2) Such sums as are necessary are hereby appropriated  
22 from the Solid Waste Operations Fund to fund the temporary  
23 positions contained in this Section; *and*

24 (h) Federally funded positions (matching and 100%).

1           In any case, no person employed on the basis of these exceptions  
2           can be employed for a period of *more than* ninety (90) days, *subject to no*  
3           *more than* two (2) renewals. *No more than* seven (7) days after the hiring  
4           of any individual subject to the exceptions contained in this Section, the  
5           head of the government instrumentality where such hiring has occurred  
6           shall report in writing such hiring to the Speaker of *I Liheslaturan*  
7           *Guåhan*.

8           **Section 6. FY 2003 Revenue and Expenditure Plan Update.**

9           (a) The Bureau of Budget and Management Research shall  
10          provide to *I Liheslaturan Guåhan* an updated General Fund and Special  
11          Fund revenue forecast for Fiscal Year 2003, not later than December 31,  
12          2002, which shall take into account, at a *minimum*, revenue tracking  
13          through November 30, 2002, and projected short or long-term economic  
14          impact of all post Typhoon Chata'an Federal relief assistance received  
15          by Guam.

16          (b) The Bureau of Budget and Management Research shall  
17          prepare an adjusted Expenditure Plan for the period February 1, 2003  
18          through September 30, 2003, not later than January 15, 2003, which  
19          reflects the adjusted revenue forecast mandated in Subsection (a).

20          **Section 7. Government-Wide Compilation of Cost Savings and**  
21          **Revenue Enhancement Measures.** Pursuant to the FY 2003 departments and  
22          agencies budget hearings and deliberations, the Bureau of Budget and  
23          Management Research shall compile and submit a comprehensive  
24          government-wide list of the following to *I Liheslaturan Guåhan*, not later than  
25          November 30, 2002:

- 1 (1) status of agency fee schedules (in place but inactive);
- 2 (2) new fee schedules proposed;
- 3 (3) government services for potential outsourcing or
- 4 privatization, to include cost-benefit analysis;
- 5 (4) other cost-saving initiatives; *and*
- 6 (5) other revenue enhancement proposals.

7 **Section 8. Pedro "Doc" Sanchez Scholarship Program Costs.** Section  
8 12 of Chapter V of Public Law Number 26-35 is hereby *amended* to read as  
9 follows:

10 **"Section 12. Pedro "Doc" Sanchez Scholarship Program Costs.**  
11 Notwithstanding any other provision of law, any agency or  
12 instrumentality of the government of Guam that receives twenty-five  
13 percent (25%), or less, of its operation's funds from direct appropriations  
14 from the General Fund, *except* for the Customs and Quarantine Agency,  
15 shall pay the *entire* cost of tuition, fees and books for students receiving  
16 assistance from the Pedro "Doc" Sanchez Scholarship Program that are  
17 employed by such agency, *except* (1) The Autonomous Agency's Non-  
18 General Fund sources are composed of Federal funds and such Federal  
19 funds may *not* be used for such purpose herein, or (2) the Autonomous  
20 Agency demonstrates that it cannot afford to pay such benefits herein  
21 subject to approval by the Board of Regents.

22 The University of Guam ("UOG") shall *not* use any of its Student  
23 Financial Assistance Program funding for employees of such agencies  
24 *except* as provided."

1           **Section 9. Authorization for the Use of Lapsed Funds.** Section 8 of  
2 Public Law Number 26-58, amended by § 6 of Public Law Number 26-84, is  
3 hereby *repealed and reenacted* to read as follows:

4           **"Section 8. Authorization to Use FY2001 Lapses for Annual**  
5 **Leave Payments.** Notwithstanding any other provision of law,  
6 departments and agencies are authorized to transfer and expend FY2001  
7 appropriation lapses for the payment of accumulated annual leave of  
8 separating employees in FY2001 and FY2002, and prior year increments,  
9 details, promotions and other compensation for classified employees  
10 only."

11           **Section 10. DISID Lapse Fund Authorization.** Notwithstanding any  
12 other provision of law, the Department of Integrated Services for Individuals  
13 with Disabilities is hereby authorized to utilize any available lapses from  
14 Fiscal Years 2001 and 2002 Executive Branch Operations appropriations to pay  
15 for prior years' medical outstanding obligation.

16           **Section 11. P. L. No. 26-35 Amendment.** Section 6 of Chapter V of  
17 Public Law Number 26-35 is hereby *amended* to read as follows:

18           **"Section 6. Wireless Communications and Automotive Lease**  
19 **Restrictions.**

20           (a) Notwithstanding any other provision of law, and upon  
21 the effective date of this Act, no government of Guam funds shall  
22 be expended for the purpose of cellular telephones, cellular  
23 telephone service and other wireless telephone service. This  
24 Section shall apply to the expenditure of any or all government of  
25 Guam funds, *regardless* of source and inclusive of all funds utilized



1 by autonomous agencies except to the extent that government of  
2 Guam funds may be spent on wireless telephone service provided  
3 that the Government of Guam will be reimbursed by Federal  
4 funds or other grants. This Section shall *not* apply to *I Maga'lahaen*  
5 *Guåhan*, *I Segundu Na Maga'lahaen Guåhan*, the Speaker of *I*  
6 *Liheslaturan Guåhan*, the Chief Justice of the Supreme Court of  
7 Guam, the Presiding Judge of the Superior Court of Guam, the  
8 Crisis Hotline Program of the Department of Mental Health and  
9 Substance Abuse (for official use only), and on-call health  
10 professionals at the Guam Memorial Hospital Authority  
11 ('GMHA'), the Department of Mental Health and Substance Abuse  
12 ('DMH&SA') and the Department of Public Health and Social  
13 Services ('DPH&SS').

14 (b) Notwithstanding any other provision of law, and upon  
15 the effective date of this Act, no government of Guam funds shall  
16 be expended for the lease of any vehicle which purpose is the  
17 transportation of any Director or Deputy Director, *regardless* of  
18 specific title or designation, of any agency, department,  
19 autonomous agency or instrumentality of the government of  
20 Guam. This Section shall *not* apply to *I Maga'lahaen Guåhan*, *I*  
21 *Segundu Na Maga'lahaen Guåhan*, the Speaker of *I Liheslaturan*  
22 *Guåhan*, the Chief Justice of the Supreme Court of Guam and the  
23 Presiding Judge of the Superior Court of Guam.

1                   This Section shall apply to the expenditure of any or all  
2                   government of Guam funds, *regardless* of source and inclusive of  
3                   all funds utilized by autonomous agencies.”

4                   **Section 12. Line of Credit.** In the event that the Superior Court of  
5                   Guam *does not* receive one hundred percent (100%) of its Fiscal Year 2002  
6                   appropriation within sixty (60) days following the enactment hereof, then:

7                   (a) The Chairperson of the Judicial Council of Guam, or that  
8                   person’s designee, on behalf of the Superior Court of Guam and the  
9                   Supreme Court of Guam, is authorized to arrange a line of credit *not* to  
10                  exceed One Million Six Hundred Thousand Dollars (\$1,600,000) with  
11                  one (1) or more bank(s) or commercial lending institution(s) for the *sole*  
12                  purpose of paying the fees and expenses related to the legal defense of  
13                  indigent persons in accordance with 7 G.C.A. § 22111.

14                  (b) **Terms and Conditions.** The terms of the line of credit  
15                  shall include the following:

16                  (1) prepaid charges shall *not* be levied by the bank or trust  
17                  department for opening the line of credit;

18                  (2) the interest rate shall be subject to competitive  
19                  negotiations between the Chairperson of the Judicial Council of  
20                  Guam and the banks or commercial lending institution(s);

21                  (3) interest income earned by the banks or lending  
22                  institutions from the line of credit shall be *exempt* from the  
23                  business privilege tax of the government of Guam;

24                  (4) all terms of the line of credit *not* specifically defined in  
25                  the foregoing shall be negotiated in the discretion of the

1 Chairperson of the Judicial Council of Guam, whose discretion  
2 shall be exercised, in the best interest of the People of Guam;

3 (5) funds necessary for such repayment of interest and  
4 principal shall be first paid from the *Appointed Counsel Trust Fund*,  
5 as established in § 22111 of Title 7 of the Guam Code Annotated;  
6 *and*

7 (6) the duration for the repayment of the line of credit  
8 shall be as negotiated by the Chairperson of the Judicial Council of  
9 Guam, but shall *not* exceed ten (10) years.

10 (c) **Form of Line of Credit; Covenants.** The technical form  
11 and language of the line of credit, including provisions for execution,  
12 exchange, security, transfer, negotiability, cancellation or other terms or  
13 conditions consistent with this Section, shall be as specified in the line of  
14 credit agreement executed by the Chairperson of the Judicial Council of  
15 Guam evidencing the loan. The Chairperson of the Judicial Council of  
16 Guam is also authorized to execute, on behalf of the Superior Court and  
17 the Supreme Court of Guam, any appropriate agreements or other  
18 instruments relating to the line of credit.

19 (d) **Approval of *I Liheslaturan Guåhan*.** *I Liheslaturan Guåhan*  
20 hereby approves the line of credit of the Superior Court of Guam and  
21 the Supreme Court of Guam in the aggregate principal amount *not* to  
22 exceed One Million Six Hundred Thousand Dollars (\$1,600,000) as  
23 authorized by this Act; *provided*, the terms of the line of credit are  
24 consistent with this Act.

1 (e) In the event that the Superior Court *does* receive one  
2 hundred percent (100%) of its Fiscal Year 2002 appropriation within  
3 sixty (60) days following the enactment hereof, then the Superior Court  
4 of Guam shall deposit the sum of One Million Six Hundred Thousand  
5 Dollars (\$1,600,000) into the Appointed Counsel Trust Fund to be used  
6 in a manner consistent with 7 G.C.A. § 22111.

7 **Section 13.** Section 22111 of Chapter 22, Division 2 of Title 7 of the  
8 Guam Code Annotated is hereby *repealed and reenacted* to read as follows:

9 **"Section 22111. Appointed Counsel Trust Fund.** There is  
10 hereby established an Appointed Counsel Trust Fund ('Fund') under the  
11 Superior Court of Guam. The Fund shall be maintained and accounted  
12 separately from other funds of the government of Guam and of the  
13 Superior Court of Guam and Supreme Court of Guam. The Fund shall  
14 be replenished annually by any sources determined by the Judicial  
15 Council to include, but *not* be limited to, appropriation of *I Liheslaturan*  
16 *Guåhan*. All fees and expenses related to the legal defense of indigent  
17 persons shall be paid from the Fund pursuant to the Judicial Council  
18 Rules for the Appointment of Counsel of Indigent Defendants. Fees and  
19 expenses related to legal defense of indigent persons includes, but is *not*  
20 limited to: attorney fees, investigator fees, interpreter fees, expert fees,  
21 jury fees and any other expense approved by the Superior Court of  
22 Guam or the Supreme Court of Guam."

23 **Section 14.** Section 34.80 of Chapter 34 of Title 9 of the Guam Code  
24 Annotated is hereby *repealed and reenacted* to read as follows:

1           **"Section 34.80. Use of Fines Collected.** Effective upon the  
2 enactment of this Section, all monies collected by the enforcement of 9  
3 G.C.A. §§ 34.60 or 34.70 shall be deposited in the Appointed Counsel  
4 Trust Fund established under 7 G.C.A. § 22111 for fees and expenses  
5 related to the legal defense of indigent persons and for other purposes  
6 as set forth by the Judicial Council."

7           **Section 15. Appointed Counsel Trust Fund.** All diversionary fees  
8 associated with Alcohol Treatment & Petty Theft are hereafter to be deposited  
9 in the Appointed Counsel Trust Fund found in 7 G.C.A. § 22111 for fees and  
10 expenses related to the legal defense of indigent persons.

11           **Section 16.** Section 89.09 of Chapter 89 of Title 9 of the Guam Code  
12 Annotated is hereby *repealed and reenacted* to read as follows:

13           **"Section 89.09. Duties of the Court.**

14                   **(a) Repository.** The Court shall be the central repository  
15 for the registered information, in addition to all criminal history  
16 records information.

17                   **(b) Fees.** The Court is authorized to collect reasonable  
18 registration fees from registrants. Such fees shall be used for the  
19 maintenance and support of the sex offender registration and  
20 notification program by the Superior Court of Guam."

21           **Section 17.** Section 9502(c) is hereby *added* to Chapter 9.5, Appendix A,  
22 Division 1 of Title 7 of the Guam Code Annotated to read as follows:

23                   "(c) any increase in fees, fines or revenues approved by the  
24 Supreme Court of Guam or the Judicial Council *after* September 12, 2002,  
25 including any income or fee mentioned in Subsections (a) and (b) above,

1 may be encumbered as collateral for a line of credit to pay for court  
2 appointed attorney fees and expenses which may be entered into by the  
3 Superior Court of Guam, through its Judicial Council, and a lending  
4 institution chosen under its procurement regulations. In the event that a  
5 line of credit is *not* issued, or the funds otherwise unencumbered for the  
6 line of credit, the funds shall be deposited into the Appointed Counsel  
7 Trust Fund established under 7 G.C.A. § 22111 for fees and expenses  
8 related to the legal defense of indigent persons and for purposes set  
9 forth by the Judicial Council.”

10 **Section 18.** Beginning October 1, 2002, and ending on September 30,  
11 2003, the first Two Hundred Thousand Dollars (\$200,000.00) of fees or monies  
12 generated by the Superior Court of Guam which would otherwise be paid to  
13 the Territorial Law Library shall be placed by the Superior Court of Guam  
14 into the Appointed Counsel Trust Fund established under 7 G.C.A. § 22111 for  
15 fees and expenses related to the legal defense of indigent persons. *Unless* this  
16 Provision is specifically reenacted by *I Liheslaturan Guåhan* prior to September  
17 30, 2003, this provision shall terminate and be repealed on September 30, 2003.

CHAPTER V.

ADMINISTRATIVE PROVISIONS

1  
2       **Section 1. Personnel Services Carryover.** All unexpended and/or  
3 unencumbered balances of Personnel Services appropriations contained in  
4 **APPENDIX A** of this Act shall continue to be available for expenditure  
5 throughout Fiscal Year 2003 ending September 30, 2003.

6       **Section 2. Appropriations from the Guam Contractor License Board**  
7 **Fund and Professional Engineers, Architects and Land Surveyors Board**  
8 **Fund to revert to the General Fund for Fiscal Year 2003.** At the end of Fiscal  
9 Year 2003, any unexpended or unencumbered appropriation balances from  
10 the Guam Contractors License Board ("GCLB") Fund and the Professional  
11 Engineers, Architects and Land Surveyors ("PEALS") Board Fund shall revert  
12 to the General Fund.

13       **Section 3. General and Tourist Attraction Fund Reversions.**  
14 Notwithstanding any other provision of law, *unless* otherwise specified in this  
15 Act or subsequent legislation:

16       **(a) General Fund Reversion.** All unexpended or unencumbered  
17 appropriations made from the General Fund pursuant to this Act, *unless*  
18 otherwise provided for in Fiscal Year 2003, shall *revert* to the General  
19 Fund on the last day of that fiscal year; *and*

20       **(b) Tourist Attraction Fund Reversion.** All unexpended or  
21 unencumbered appropriations pursuant to this Act, *unless* otherwise  
22 provided for in Fiscal Year 2003 from the Tourist Attraction Fund, shall  
23 revert to the Tourist Attraction Fund on the last day of that fiscal year.

1           **Section 4. Local and Federal Matching Program Funds Carryover.**  
2   The Local and Federal Matching Funds for programs whose expiration dates  
3   extend *beyond* September 30, 2003 are hereby authorized to be carried over  
4   and expended through the period of the grant award.

5           **Section 5. Federal Reimbursements into General Fund.** *Except as*  
6   provided by the provisions of § 5104(38) of Title 12 of the Guam Code  
7   Annotated, *if* Guam expends any funds, which are reimbursed by the Federal  
8   Government, the reimbursed funds shall be placed into the General Fund  
9   upon receipt.

10          **Section 6. Wireless Communications and Automotive Lease**  
11 **Restrictions.**

12           (a) Notwithstanding any other provision of law, and upon the  
13   effective date of this Act, no government of Guam funds shall be  
14   expended for the purpose of cellular telephones, cellular telephone  
15   service and other wireless telephone service. This Section shall apply to  
16   the expenditure of any or all government of Guam funds, *regardless* of  
17   source and inclusive of all funds utilized by autonomous agencies,  
18   *except* to the extent that government of Guam funds may be spent on  
19   wireless telephone service; *provided*, that the government of Guam will  
20   be reimbursed by Federal funds or other grants.

21           This Section shall *not* apply to *I Maga'lahaen Guåhan*, *I Segundu Na*  
22 *Maga'lahaen Guåhan*, the Speaker of *I Liheslaturan Guåhan*, the Chief  
23 Justice of the Supreme Court of Guam, the Presiding Judge of the  
24 Superior Court of Guam, the Crisis Hotline Program of the Department  
25 of Mental Health and Substance Abuse (for official use only), and on-call



1 health professionals at the Guam Memorial Hospital Authority  
2 ("GMHA"), the Department of Mental Health and Substance Abuse  
3 ("DMH&SA") and the Department of Public Health and Social Services  
4 ("DPH&SS").

5 (b) Notwithstanding any other provision of law, and upon the  
6 effective date of this Act, no government of Guam funds shall be  
7 expended for the lease of any vehicle which purpose is the  
8 transportation of any Director or Deputy Director, *regardless* of specific  
9 title or designation, of any agency, department, autonomous agency or  
10 instrumentality of the government of Guam. This Section shall *not*  
11 apply to *I Maga'lahren Guåhan*, *I Segundu Na Maga'lahren Guåhan*, the  
12 Speaker of *I Liheslaturan Guåhan*, the Chief Justice of the Supreme Court  
13 of Guam and the Presiding Judge of the Superior Court of Guam.

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

17 **Section 7. Prohibition Against Use of 24 Hour Vehicles.**

18 Notwithstanding any other provision of law, and upon the effective date of  
19 this Act, no government vehicle shall be used by any government employee,  
20 contract employee or other person, *except* during such time that the person is  
21 on official duty. This Section shall *not* apply to *I Maga'lahren Guåhan*, *I Segundu*  
22 *Na Maga'lahren Guåhan*, the Speaker of *I Liheslaturan Guåhan*, the Chief Justice  
23 of the Supreme Court of Guam and the Presiding Judge of the Superior Court  
24 of Guam.

1           **Section 8. *I Maga'laha*n Transfer Authority.**    *I Maga'laha*  
2    *Guaha*n is hereby authorized to transfer *not more than* fifteen percent (15%),  
3    *within an agency*, in or out of the object categories contained in **Appendix A** of  
4    this Act, *except* that no transfer shall occur *into* the Personnel Services  
5    category. This transfer authority shall *not* be applicable to the appropriations  
6    made in pages 17, 33, 37 and 38 of **Appendix A** of this Act.

7           **Section 9. Superior Court of Guam Transfer Authority.** The Presiding  
8    Judge of the Superior Court of Guam is hereby authorized to transfer *not more*  
9    *than* fifteen percent (15%) in or out of the object categories contained on page  
10   37 of **Appendix A** of this Act, *except* that no transfer shall occur *into* the  
11   Personnel Services category.

12           **Section 10. Supreme Court of Guam Transfer Authority.** The Chief  
13    Justice of the Supreme Court of Guam is hereby authorized to transfer *not*  
14    *more than* fifteen percent (15%) in or out of the object categories contained on  
15    pages 33 and 38 of **Appendix A** of this Act, *except* that no transfer shall occur  
16    *into* the Personnel Services category.

17           **Section 11. Prohibition on Personal Services Contracts.**  
18    Notwithstanding any other provision of law, no appropriation made in this  
19    Act shall be used to fund any *new* Personal Services Contracts. The University  
20    of Guam, the Guam Community College, and the Superior Court and  
21    Supreme Court of Guam shall be *exempt* from the application of this Section.

22           **Section 12. Pedro "Doc" Sanchez Scholarship Program Costs.**  
23    Notwithstanding any other provision of law, any agency or instrumentality of  
24    the government of Guam that receives twenty-five percent (25%), or less, of its  
25    operation's funds from direct appropriations from the General Fund shall pay

1 the *entire* cost of tuition, fees and books for students receiving assistance from  
2 the Pedro "Doc" Sanchez Scholarship Program that are employed by such  
3 agency except (1) The Autonomous Agency's Non-General Fund sources are  
4 composed of Federal funds and such Federal funds may *not* be used for such  
5 purpose herein or (2) the Autonomous Agency demonstrates that it cannot  
6 afford to pay such benefits herein subject to approval by the Board of Regents.

7 The University of Guam shall *not* use any of its Student Financial  
8 Assistance Program funding for employees of such agencies.

9 **Section 13. Department of Education Transfers for Personnel,**  
10 **Textbook and Other Purchases.** Notwithstanding any other provision of  
11 law, the Department of Education ("DOE") may transfer funds appropriated  
12 herein to DOE from any budget category for the purpose of employing school  
13 administrators, guidance counselors, school health counselors, teachers and  
14 substitute teachers, and for the purchase of textbooks and collateral supplies,  
15 classroom supplies and nursing supplies.

16 Priority for such transfers shall be the employment of new graduates  
17 from the *Dr. Antonio C. Yamashita Educator Corps* who have met all certification  
18 and employment requirements.

19 **Section 14. Pedro "Doc" Sanchez Scholarship Program Limits.**  
20 Expenditures for the Pedro "Doc" Sanchez Scholarship Program as authorized  
21 by § 1(a) of Chapter III of this Act shall be spent in accordance with its rules  
22 and regulations and § 15107 of Title 17 of the Guam Code Annotated, as  
23 amended, and shall *not* exceed the sum of Two Hundred Seventy Thousand  
24 Five Hundred Eighty-six Dollars (\$270,586.00).

25 **Section 15. UOG Student Loan Applicants for Spring, 2003 Semester.**

1 The University of Guam ("UOG") Financial Aid Office shall accept  
2 applications to attend the Guam Community College ("GCC") under the  
3 Student Loan Program authorized by the provisions of Article 2 of Chapter 15  
4 of Title 17 of the Guam Code Annotated for the Spring, 2003 semester. UOG  
5 shall establish deadlines that would allow review and subsequent  
6 approval/disapproval in time for registration for the Spring, 2003 semester.

7 **Section 16. Student Financial Aid Funds Transfer Prohibition.**

8 Notwithstanding any other provision of law, no funds appropriated by § 1 of  
9 Chapter III of this Act and prior year lapses may be transferred and used for  
10 any other purpose.

11 **Section 17. Department of Education Lapsed Funds Carryover.**

12 The Department of Education is hereby authorized to use Fiscal Year 2002 lapsed  
13 funds in Fiscal Year 2003. Such carryover authorization shall be used *only* for  
14 teacher salaries and benefits, and collateral supplies classroom supplies and  
15 nursing supplies. The Director of Education/Superintendent of Schools shall,  
16 *no later than* thirty (30) days following the enactment hereof, submit to the  
17 Speaker of *I Liheslaturan Guåhan* a full disclosure of all funds actually received  
18 by DOE from all FY2002 appropriation sources.

19 The Director of Education/Superintendent of Schools shall, *no later than*  
20 thirty (30) days following the enactment hereof, submit to the Speaker of *I*  
21 *Liheslaturan Guåhan* a full disclosure of all funds spent by DOE from all  
22 FY2002 appropriations.

23 **Section 18. Guam Public Library Lapsed Funds Carryover.** (a) The

24 Guam Public Library is hereby authorized to use Fiscal Year 2002 lapsed  
25 funds in Fiscal Year 2003 or until exhausted.

1 (b) Not later than October 31, 2002, the Guam Public Library  
2 shall make a report of Fiscal Year 2002 funds carried over to Fiscal Year  
3 2003 to *I Maga'lahaen Guåhan* and the Speaker of *I Liheslaturan Guåhan*.

4 **Section 19. Superior Court of Guam Lapsed Funds Carryover.** (a)  
5 The Superior Court of Guam is hereby authorized to use Fiscal Year  
6 2002 lapsed funds in Fiscal Year 2003 or until exhausted.

7 (b) Not later than October 31, 2002, the Superior Court of Guam  
8 shall make a report of Fiscal Year 2002 funds carried over to Fiscal Year  
9 2003 to the Speaker of *I Liheslaturan Guåhan*.

10 **Section 20. Supreme Court of Guam Lapsed Funds Carryover.**

11 (a) The Supreme Court of Guam is hereby authorized to use  
12 Fiscal Year 2002 lapsed funds in Fiscal Year 2003 or until exhausted.

13 (b) *Not later than* October 31, 2002, the Supreme Court of Guam  
14 shall make a report of Fiscal Year 2002 funds carried over to Fiscal Year  
15 2003 to the Speaker of *I Liheslaturan Guåhan*.

16 **Section 21. Prior Years' Obligations.** Notwithstanding any other  
17 provision of law, appropriations made in this Act may be expended for the  
18 payment of prior years' obligations, provided that *I Maga'lahaen Guåhan* shall  
19 deliver notice of each proposed expenditure to the Speaker of *I Liheslaturan*  
20 *Guåhan* and such expenditure shall not be effectuated until ten (10) days has  
21 lapsed after delivery of such notice.

22 **Section 22. Authorization for Matching Requirements of Federal**  
23 **Grants-In-Aid.** Notwithstanding any other provision of law, Departments  
24 are authorized to expend funds appropriated in this Act for matching  
25 requirements of Federal grants.

1           **Section 23. Authorization to Expend Indirect Cost Fees collected for**  
2 **Fiscal Year 2003.** The Bureau of Budget and Management Research develops  
3 the annual central cost allocation plan and indirect cost rate proposal for the  
4 collection of the government of Guam's share of indirect costs associated with  
5 administration of Federal grants and contracts.

6           Notwithstanding any other provision of law, the Bureau of Budget and  
7 Management Research ("BBMR") is allocated Two Percent (2%) of total  
8 indirect cost fees collected for Fiscal Year 2003. BBMR is authorized to expend  
9 fees for costs related to negotiating and administering the government of  
10 Guam's indirect cost rate.

11           **Section 24. Executive Branch Lapsed Funds Carryover.**

12           (a) *I Maga'lahaen Guåhan* is hereby authorized to use Fiscal Year  
13 2002 lapsed funds in Fiscal Year 2003 for personnel related expenses,  
14 such as accrued annual leave for separating employees.

15           (b) Not later than October 31, 2002, *I Maga'lahaen Guåhan* shall  
16 make a report of Fiscal Year 2002 funds carried over to Fiscal Year 2003  
17 to the Speaker of *I Liheslaturan Guåhan*.

18           **Section 25. Transfer Authorization from Dr. Antonio C. Yamashita**

19 **Educator Corps.**           The Board of Regents of The University of Guam is  
20 authorized to transfer up to Three Hundred Fifty Thousand Dollars (\$350,000)  
21 from the Dr. Antonio C. Yamashita Educator Corps to the Student Financial  
22 Assistance Program provided, *however*, that no benefits to recipients in the Dr.  
23 Antonio C. Yamashita Educator Corps as of October 1, 2002 are to be  
24 diminished.

1           **Section 26.           Severability.**     *If* any provision of this Law or its  
2 application to any person or circumstance is found to be invalid or contrary to  
3 law, such invalidity shall *not* affect other provisions or applications of this  
4 Law which can be given effect without the invalid provisions or application,  
5 and to this end the provisions of this Law are severable.

**APPENDIX A  
INDEX**

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# APPENDIX A

Function: OVERALL  
 Agency: Department of Administration

Oracle Budget Account Code	Appropriation Classification	A	B	C	D
		FY 2003 General Fund	FY 2003 Federal Fund(s)	FY 2003 Other Fund 1/	FY 2003 Total (A+B+C)
		590,825			
<b>PERSONNEL SERVICES</b>					
0029	Regular Salaries & Other Pay	1,648,870	0	295,967	1,944,838
0049		0	0	0	0
0034	Benefits	440,059	0	78,402	518,461
<b>TOTAL PERSONNEL SERVICES</b>		<b>2,088,929</b>	<b>0</b>	<b>374,370</b>	<b>2,463,298</b>
<b>OPERATIONS</b>					
0249	TRAVEL- Off-Island/Local Mileage Reimburs.	0	0	19,950	19,950
0299	CONTRACTUAL SERVICES:	238,185	0	2,778,259	3,016,444
0349	OFFICE SPACE RENTAL:	11,939	0	6,461	18,400
0399	SUPPLIES & MATERIALS:	103,448	0	30,096	133,544
0449	EQUIPMENT:	0	0	0	0
0749	SUB-RECIPIENT/SUBGRANT:	0	0	0	0
0799	MISCELLANEOUS:	0	0	22,325	22,325
<b>TOTAL OPERATIONS</b>		<b>353,572</b>	<b>0</b>	<b>2,857,091</b>	<b>3,210,663</b>
<b>UTILITIES</b>					
0499	Power	34,460	0	95,606	130,066
0549	Water/ Sewer	20,480	0	25,112	45,592
0599	Telephone/ Toll	39,690	0	67,320	107,010
<b>TOTAL UTILITIES</b>		<b>94,630</b>	<b>0</b>	<b>188,038</b>	<b>282,668</b>
0899	INDIRECT COST	0	0	0	0
0649	CAPITAL OUTLAY	0	0	0	0
<b>TOTAL APPROPRIATIONS</b>		<b>2,537,131</b>	<b>0</b>	<b>3,419,499</b>	<b>5,956,630</b>

1/ Guam Highway Fund

# APPENDIX A

Function: OVERALL  
 Agency: AGRICULTURE

Oracle Budget Account Code	Appropriation Classification	A	B	C	D
		FY 2003 General Fund	FY 2003 Federal Fund(s)	FY 2003 Other Fund 1/	FY 2003 Total (A+B+C)
<b>PERSONNEL SERVICES</b>					
0029	Regular Salaries & Other Pay	621,043	116,090	315,007	1,052,140
0049	Other Pay	19,441	0	39,810	59,251
0034	Benefits	220,598	41,286	123,765	385,649
<b>TOTAL PERSONNEL SERVICES</b>		<b>861,082</b>	<b>157,376</b>	<b>478,582</b>	<b>1,497,040</b>
<b>OPERATIONS</b>					
0249	TRAVEL- Off-Island	14,250	5,700	0	19,950
0299	CONTRACTUAL SERVICES:	9,500	23,750	23,750	57,000
0349	OFFICE SPACE RENTAL:	0	0	91,990	91,990
0399	SUPPLIES & MATERIALS:	14,250	26,755	19,921	60,925
0449	EQUIPMENT:	0	0	0	0
0749	SUB-RECIPIENT/SUBGRANT:	0	0	0	0
0799	MISCELLANEOUS:	6,650	950	13,300	20,900
<b>TOTAL OPERATIONS</b>		<b>44,650</b>	<b>57,155</b>	<b>148,961</b>	<b>250,766</b>
<b>UTILITIES</b>					
0499	Power	35,328	0	17,472	52,800
0549	Water/ Sewer	13,440	0	5,760	19,200
0599	Telephone/ Toll	13,428	0	6,372	19,800
<b>TOTAL UTILITIES</b>		<b>62,196</b>	<b>0</b>	<b>29,604</b>	<b>91,800</b>
0899	INDIRECT COST	0	0	0	0
0649	CAPITAL OUTLAY	0	0	0	0
<b>TOTAL APPROPRIATIONS</b>		<b>967,928</b>	<b>214,531</b>	<b>657,147</b>	<b>1,839,606</b>

1/ Customs, Agricultural & Quarantine Inspection Services Fund

## APPENDIX A

Function: OVERALL  
 Agency: ANCESTRAL LANDS COMMISSION

Oracle Budget Account Code	Appropriation Classification	A	B	C	D
		FY 2003 General Fund	FY 2003 Federal Fund(s)	FY 2003 Other Fund 1/	FY 2003 Total (A+B+C)
<b>PERSONNEL SERVICES</b>					
0029	Regular Salaries & Other Pay	121,867	0	0	121,867
0049		0	0	0	0
0034	Benefits	30,666	0	0	30,666
<b>TOTAL PERSONNEL SERVICES</b>		<b>152,534</b>	<b>0</b>	<b>0</b>	<b>152,534</b>
<b>OPERATIONS</b>					
0249	TRAVEL- Off-Island/Local Mileage Reimburs.	0	0	0	0
0299	CONTRACTUAL SERVICES:	39,733	0	0	39,733
0349	OFFICE SPACE RENTAL:	0	0	0	0
0399	SUPPLIES & MATERIALS:	8,036	0	0	8,036
0449	EQUIPMENT:	0	0	0	0
0749	SUB-RECIPIENT/SUBGRANT:	0	0	0	0
0799	MISCELLANEOUS:	7,980	0	0	7,980
<b>TOTAL OPERATIONS</b>		<b>55,749</b>	<b>0</b>	<b>0</b>	<b>55,749</b>
<b>UTILITIES</b>					
0499	Power	11,520	0	0	11,520
0549	Water/ Sewer	1,000	0	0	1,000
0599	Telephone/ Toll	3,150	0	0	3,150
<b>TOTAL UTILITIES</b>		<b>15,670</b>	<b>0</b>	<b>0</b>	<b>15,670</b>
0899	INDIRECT COST	0	0	0	0
0649	CAPITAL OUTLAY	0	0	0	0
<b>TOTAL APPROPRIATIONS</b>		<b>223,953</b>	<b>0</b>	<b>0</b>	<b>223,953</b>

1/ Specify Fund Source

## APPENDIX A

Function: OVERALL  
 Agency: BUREAU OF BUDGET & MANAGEMENT RESEARCH

Oracle Budget Account Code	Appropriation Classification	A	B	C	D
		FY 2003 General Fund	FY 2003 Federal Fund(s)	FY 2003 Other Fund 1/	FY 2003 Total (A+B+C)
<b>PERSONNEL SERVICES</b>					
0029	Regular Salaries & Other Pay	413,719	0	0	413,719
0049		0	0	0	0
0034	Benefits	107,567	0	0	107,567
<b>TOTAL PERSONNEL SERVICES</b>		<b>521,285</b>	<b>0</b>	<b>0</b>	<b>521,285</b>
<b>OPERATIONS</b>					
0249	TRAVEL - Off-Island/Local Mileage Reimburs.	0	0	0	0
0299	CONTRACTUAL SERVICES:	27,883	0	0	27,883
0349	OFFICE SPACE RENTAL:	0	0	0	0
0399	SUPPLIES & MATERIALS:	6,650	0	0	6,650
0449	EQUIPMENT:	0	0	0	0
0749	SUB-RECIPIENT/SUBGRANT:	0	0	0	0
0799	MISCELLANEOUS:	0	0	0	0
<b>TOTAL OPERATIONS</b>		<b>34,533</b>	<b>0</b>	<b>0</b>	<b>34,533</b>
<b>UTILITIES</b>					
0499	Power	0	0	0	0
0549	Water/ Sewer	0	0	0	0
0599	Telephone/ Toll	10,176	0	0	10,176
<b>TOTAL UTILITIES</b>		<b>10,176</b>	<b>0</b>	<b>0</b>	<b>10,176</b>
0899	INDIRECT COST	0	0	0	0
0649	CAPITAL OUTLAY	0	0	0	0
<b>TOTAL APPROPRIATIONS</b>		<b>565,994</b>	<b>0</b>	<b>0</b>	<b>565,994</b>

1/ Specify Fund Source

## APPENDIX A

Function: OVERALL  
 Agency: BUREAU OF STATISTICS AND PLANS

Oracle Budget Account Code	Appropriation Classification	A	B	C	D
		FY 2003 General Fund	FY 2003 Federal Fund(s)	FY 2003 Other Fund 1/	FY 2003 Total (A+B+C)
<b>PERSONNEL SERVICES</b>					
0029	Regular Salaries & Other Pay	420,935	0	0	420,935
0049		0	0	0	0
0034	Benefits	146,535	0	0	146,535
<b>TOTAL PERSONNEL SERVICES</b>		<b>567,471</b>	<b>0</b>	<b>0</b>	<b>567,471</b>
<b>OPERATIONS</b>					
0249	TRAVEL- Off-Island/Local Mileage Reimburs.	0	0	0	0
0299	CONTRACTUAL SERVICES:	18,234	0	0	18,234
0349	OFFICE SPACE RENTAL:	0	0	0	0
0399	SUPPLIES & MATERIALS:	950	0	0	950
0449	EQUIPMENT:	0	0	0	0
0749	SUB-RECIPIENT/SUBGRANT:	0	0	0	0
0799	MISCELLANEOUS:	0	0	0	0
<b>TOTAL OPERATIONS</b>		<b>19,184</b>	<b>0</b>	<b>0</b>	<b>19,184</b>
<b>UTILITIES</b>					
0499	Power	0	0	0	0
0549	Water/ Sewer	0	0	0	0
0599	Telephone/ Toll	15,030	0	0	15,030
<b>TOTAL UTILITIES</b>		<b>15,030</b>	<b>0</b>	<b>0</b>	<b>15,030</b>
0899	INDIRECT COST	0	0	0	0
0649	CAPITAL OUTLAY	0	0	0	0
<b>TOTAL APPROPRIATIONS</b>		<b>601,685</b>	<b>0</b>	<b>0</b>	<b>601,685</b>

1/ Specify Fund Source

## APPENDIX A

Function: OVERALL  
 Agency: GUAM COUNCIL ON THE ARTS & HUMANITIES AGENCY

Oracle Budget Account Code	Appropriation Classification	A	B	C	D
		FY 2003 General Fund	FY 2003 Federal Fund(s)	FY 2003 Other Fund 1/	FY 2003 Total (A+B+C)
<b>PERSONNEL SERVICES</b>					
0029	Regular Salaries & Other Pay	57,000	0	0	57,000
0049		0	0	0	0
0034	Benefits	14,820	0	0	14,820
<b>TOTAL PERSONNEL SERVICES</b>		<b>71,820</b>	<b>0</b>	<b>0</b>	<b>71,820</b>
<b>OPERATIONS</b>					
0249	TRAVEL- Off-Island/Local Mileage Reimburs.	0	0	0	0
0299	CONTRACTUAL SERVICES:	7,125	201,524	0	208,649
0349	OFFICE SPACE RENTAL:	0	0	0	0
0399	SUPPLIES & MATERIALS:	0	5,865	0	5,865
0449	EQUIPMENT:	0	0	0	0
0749	SUB-RECIPIENT/SUBGRANT:	0	0	0	0
0799	MISCELLANEOUS:	0	4,560	0	4,560
<b>TOTAL OPERATIONS</b>		<b>7,125</b>	<b>211,949</b>	<b>0</b>	<b>219,074</b>
<b>UTILITIES</b>					
0499	Power	5,962	9,258	0	15,220
0549	Water/ Sewer	0	960	0	960
0599	Telephone/ Toll	2,700	4,107	0	6,807
<b>TOTAL UTILITIES</b>		<b>8,662</b>	<b>14,325</b>	<b>0</b>	<b>22,987</b>
0899	INDIRECT COST	0	0	0	0
0649	CAPITAL OUTLAY	0	0	0	0
<b>TOTAL APPROPRIATIONS</b>		<b>87,606</b>	<b>226,274</b>	<b>0</b>	<b>313,880</b>

1/ Specify Fund Source

## APPENDIX A

Function: OVERALL  
 Agency: CHAMORRO AFFAIRS

Oracle Budget Account Code	Appropriation Classification	A	B	C	D
		FY 2003 General Fund	FY 2003 Federal Fund(s)	FY 2003 Other Fund 1/	FY 2003 Total (A+B+C)
<b>PERSONNEL SERVICES</b>					
0029	Regular Salaries & Special Pay	163,735	0	0	163,735
0049		0	0	0	0
0034	Benefits	42,571	0	0	42,571
<b>TOTAL PERSONNEL SERVICES</b>		<b>206,306</b>	<b>0</b>	<b>0</b>	<b>206,306</b>
<b>OPERATIONS</b>					
0249	TRAVEL- Local Mileage Reimbursement	950	0	0	950
0299	CONTRACTUAL SERVICES:	50,350	0	0	50,350
0349	OFFICE SPACE RENTAL:	0	0	0	0
0399	SUPPLIES & MATERIALS:	9,500	0	0	9,500
0449	EQUIPMENT:	0	0	0	0
0749	SUB-RECIPIENT/SUBGRANT:	0	0	0	0
0799	MISCELLANEOUS:	4,570	0	0	4,570
<b>TOTAL OPERATIONS</b>		<b>65,370</b>	<b>0</b>	<b>0</b>	<b>65,370</b>
<b>UTILITIES</b>					
0499	Power	36,240	0	0	36,240
0549	Water/ Sewer	11,700	0	0	11,700
0599	Telephone/ Toll	13,500	0	0	13,500
<b>TOTAL UTILITIES</b>		<b>61,440</b>	<b>0</b>	<b>0</b>	<b>61,440</b>
0899	INDIRECT COST	0	0	0	0
0649	CAPITAL OUTLAY	0	0	0	0
<b>TOTAL APPROPRIATIONS</b>		<b>333,115</b>	<b>0</b>	<b>0</b>	<b>333,115</b>

1/ Specify Fund Source

## APPENDIX A

Function: OVERALL  
 Agency: CHAMORRO LAND TRUST COMMISSION

Oracle Budget Account Code	Appropriation Classification	A	B	C	D
		FY 2003 General Fund	FY 2003 Federal Fund(s)	FY 2003 Other Fund 1/	FY 2003 Total (A+B+C)
<b>PERSONNEL SERVICES</b>					
0029	Regular Salaries & Other Pay	151,974	0	95,110	247,084
0049		0	0	0	0
0034	Benefits	38,494	0	34,416	72,910
<b>TOTAL PERSONNEL SERVICES</b>		<b>190,468</b>	<b>0</b>	<b>129,526</b>	<b>319,994</b>
<b>OPERATIONS</b>					
0249	TRAVEL- Off-Island/Local Mileage Reimburs.	0	0	2,926	2,926
0299	CONTRACTUAL SERVICES:	0	0	95,219	95,219
0349	OFFICE SPACE RENTAL:	0	0	0	0
0399	SUPPLIES & MATERIALS:	0	0	3,800	3,800
0449	EQUIPMENT:	0	0	855	855
0749	SUB-RECIPIENT/SUBGRANT:	0	0	0	0
0799	MISCELLANEOUS:	0	0	5,700	5,700
<b>TOTAL OPERATIONS</b>		<b>0</b>	<b>0</b>	<b>108,500</b>	<b>108,500</b>
<b>UTILITIES</b>					
0499	Power	0	0	34,400	34,400
0549	Water/ Sewer	0	0	7,200	7,200
0599	Telephone/ Toll	0	0	4,500	4,500
<b>TOTAL UTILITIES</b>		<b>0</b>	<b>0</b>	<b>46,100</b>	<b>46,100</b>
0899	INDIRECT COST	0	0	0	0
0649	CAPITAL OUTLAY	0	0	0	0
<b>TOTAL APPROPRIATIONS</b>		<b>190,468</b>	<b>0</b>	<b>284,126</b>	<b>474,594</b>

1/ Chamorro Land Trust Fund



## APPENDIX A

Function: OVERALL  
 Agency: CHIEF MEDICAL EXAMINER

Oracle Budget Account Code	Appropriation Classification	A	B	C	D
		FY 2003 General Fund	FY 2003 Federal Fund(s)	FY 2003 Other Fund 1/	FY 2003 Total (A+B+C)
<b>PERSONNEL SERVICES</b>					
0029	Regular Salaries & Other Pay	90,163	0	0	90,163
0049		0	0	0	0
0034	Benefits	23,443	0	0	23,443
<b>TOTAL PERSONNEL SERVICES</b>		<b>113,605</b>	<b>0</b>	<b>0</b>	<b>113,605</b>
<b>OPERATIONS</b>					
0249	TRAVEL- Off-Island/Local Mileage Reimburs.	0	0	0	0
0299	CONTRACTUAL SERVICES:	25,365	0	0	25,365
0349	OFFICE SPACE RENTAL:	0	0	0	0
0399	SUPPLIES & MATERIALS:	1,520	0	0	1,520
0449	EQUIPMENT:	0	0	0	0
0749	SUB-RECIPIENT/SUBGRANT:	0	0	0	0
0799	MISCELLANEOUS:	0	0	0	0
<b>TOTAL OPERATIONS</b>		<b>26,885</b>	<b>0</b>	<b>0</b>	<b>26,885</b>
<b>UTILITIES</b>					
0499	Power	0	0	0	0
0549	Water/ Sewer	0	0	0	0
0599	Telephone/ Toll	2,070	0	0	2,070
<b>TOTAL UTILITIES</b>		<b>2,070</b>	<b>0</b>	<b>0</b>	<b>2,070</b>
0899	INDIRECT COST	0	0	0	0
0649	CAPITAL OUTLAY	0	0	0	0
<b>TOTAL APPROPRIATIONS</b>		<b>142,560</b>	<b>0</b>	<b>0</b>	<b>142,560</b>

1/ Specify Fund Source

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**CHAPTER III.**

**MISCELLANEOUS APPROPRIATIONS**

**Section 1. Appropriations Fiscal Year 2003 to the University of Guam for Scholarships and Training Programs. (a) Student Scholarships, Financial Assistance and Program Administration.** The sum of Two Million One Hundred Seventy-seven Thousand One Hundred Twenty-eight Dollars (\$2,177,128) is hereby appropriated from the General Fund to the University of Guam ("UOG") for Fiscal Year 2003, to be expended for the following student scholarships, financial assistance programs and program administrations: Merit Awards, Student Loans, Nurse Training Programs, Professional and Technical Awards, Regent Scholarships, Doctoral Fellowships (for students currently enrolled and nearing program completion), Advanced High School Placement Programs, Pedro "Doc" Sanchez Scholarship Programs, John F. Quan Memorial Scholarship Program */and* administration of all student financial assistance programs.

UOG shall determine the allocation of this appropriation in order to fund the various student scholarships, financial assistance programs and program administration.

**(b) Dr. Antonio C. Yamashita Educator Corps.** For Fiscal Year 2003 the sum of Two Million Seventy-seven Thousand Three Hundred Forty-four Dollars (\$2,077,344) is hereby appropriated from the General Fund to UOG, which shall disburse the funds pursuant to the directives and policies of the Educator Corps Council, for stipends for the Dr. Antonio C. Yamashita Educator Corps and for the administration of the Educator Corps Council, in accordance with the provisions of Public Law Number 24-231, and § 15107 of Title 17 of the Guam Code Annotated, as amended.

I MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN

FLOOR AMENDMENTS/CHANGES

Bill No. 380 COR

Lgt

Senator Proposing Amendment

(Below for Senator to complete)

Please describe proposed amendment, including where change to occur:

Chapter III P. 12. Line 14. ~~please~~ insert the following  
after John F. Guan Memorial Scholarship Program--  
, Reserve Officer Training Corp. (ROTC), Marine Lab  
Graduate Assistance Program, Senior Citizens Program

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

Date 9/16, 2002

Floor Amendment No. 4 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

Lgt

AUTHOR OF AMENDMENT

Concur (initial)

ms  
Clerk of Legislature

\_\_\_\_\_  
Speaker

\_\_\_\_ Ass't. Amend. Clerk  
\_\_\_\_ Engrossment Staff

1 (c) Notwithstanding any other provisions of law, funds appropriated and  
2 available under §§ 1(a) and (b) of Chapter III of Public Law Number 25-35 for Fiscal  
3 Year 2002 are available for the respective scholarship programs for Fiscal Year 2003.

4 (d) UOG shall submit a report to the Speaker of *I Liheslaturan Guåhan*,  
5 within five (5) days of the end of the First (1<sup>st</sup>) Quarter of Fiscal Year 2003, detailing  
6 the allocation and status of the funds appropriated in this Section, to include lapsed  
7 funds carried over from FY2002 and previous years.

8 **Section 2. Appropriation for Government Claims Fund.** The sum of  
9 Two Hundred Sixteen Thousand Twenty-one Dollars (\$216,021.00) is hereby  
10 appropriated from the General Fund for Fiscal Year 2003 to the Government Claims  
11 Fund under the Department of Administration (“DOA”) for the payment of eligible  
12 and approved Government Claims.

13 **Section 3. Appropriation for Worker's Compensation Fund.**

14 (a) The sum of Eight Hundred Sixty-four Thousand Eighty-five Dollars  
15 (\$864,085) is hereby appropriated from the General Fund to the Worker's  
16 Compensation Fund. The funds appropriated in this Section shall be utilized for  
17 worker's compensation and medical payments for the purposes set out in § 9144 of  
18 Title 22 of the Guam Code Annotated to pay workers compensation for claims by  
19 employees of the government of Guam, including outstanding prior years' obligations  
20 and future obligations associated with the provisions of this Section.

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