



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

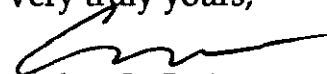
JUL 30 2001

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

Dear Legislative Secretary Brown:


Enclosed please find Substitute Bill No. 129 (COR) entitled: "AN ACT TO APPROPRIATE FUNDS FROM THE UNRESERVED FUND BALANCES OF THE VILLAGE STREETS FUND AND THE TERRITORIAL HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR PUBLIC ASSISTANCE PROGRAMS FOR FISCAL YEAR 2001, AND FOR OTHER PURPOSES" which I have signed into law as Public Law No. 26-31.

Very truly yours,


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

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

cc: The Honorable Antonio R. Unpingco
Speaker

OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	
Time	2:02 PM
Date	7/30/01

0384

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


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

This is to certify that Substitute Bill No. 129 (COR), "AN ACT TO APPROPRIATE FUNDS FROM THE UNRESERVED FUND BALANCES OF THE VILLAGE STREETS FUND AND THE TERRITORIAL HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR PUBLIC ASSISTANCE PROGRAMS FOR FISCAL YEAR 2001, AND FOR OTHER PURPOSES," was on the 26th day of July, 2001, duly and regularly passed.



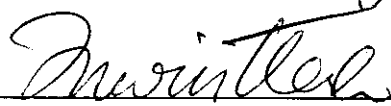
ANTONIO R. UNPINGCO
Speaker

Attested:



JOSEPH F. ADA, Acting
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 27th day of July, 2001,
at 3:30 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:



CARL T. C. GUTIERREZ
I Maga'lahen Guåhan

Date: 7.30.01

Public Law No. 26-31

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

Bill No. 129 (COR)

As substituted by the Committee
on Public Works, Health and
Human Services and amended on the
Floor.

Introduced by:

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

**AN ACT TO APPROPRIATE FUNDS FROM THE
UNRESERVED FUND BALANCES OF THE VILLAGE
STREETS FUND AND THE TERRITORIAL
HIGHWAY FUND TO THE DEPARTMENT OF
PUBLIC HEALTH AND SOCIAL SERVICES FOR
PUBLIC ASSISTANCE PROGRAMS FOR FISCAL
YEAR 2001, AND FOR OTHER PURPOSES.**

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that by the end of Fiscal Year 2001, public assistance programs at the
4 Department of Public Health and Social Services will be unable to make
5 public assistance payments in the aggregate amount of Four Million Dollars
6 (\$4,000,000).

7 Because public welfare recipients depend upon these programs to
8 provide for their basic necessities, *I Liheslaturan Guåhan* finds that it is in the
9 best interests of these recipients to cover this Four Million Dollar (\$4,000,000)
10 shortfall.

11 It is therefore the intent of *I Liheslaturan Guåhan* to appropriate Two
12 Million Dollars (\$2,000,000) from the unreserved fund balance of the Village
13 Streets Fund and Two Million Dollars (\$2,000,000) from the unreserved fund
14 balance of the Territorial Highway Fund to the Department of Public Health
15 and Social Services for public assistance programs for Fiscal Year 2001.

16 **Section 2. Appropriation to Public Health from Village Streets Fund**
17 **for Public Assistance Programs.** Notwithstanding any other provision of
18 law, there is hereby appropriated Two Million Dollars (\$2,000,000) from the
19 unreserved fund balance within the Village Streets Fund to the Department of
20 Public Health and Social Services to be used *exclusively* for public assistance
21 payments of public assistance programs for Fiscal Year 2001.

22 **Section 3. Appropriation to Public Health from Territorial Highway**
23 **Fund for Public Assistance Programs.** Notwithstanding any other provision
24 of law, there is hereby appropriated Two Million Dollars (\$2,000,000) from the

1 unreserved fund balance within the Territorial Highway Fund to the
2 Department of Public Health and Social Services to be used *exclusively* for
3 public assistance payments of public assistance programs for Fiscal Year 2001.

4 **Section 4. Restriction Upon I Maga'lahaen Guåhan's Transfer**
5 **Authority.** Notwithstanding any other provision of law, *I Maga'lahaen Guåhan*
6 shall *not* use his transfer authority to utilize any monies appropriated herein,
7 and said funds shall *not* be transferred or used for any other purpose.

8 **Section 5. Reversion of Funds.** Notwithstanding the general
9 provisions of § 22406 of Title 5 of the Guam Code Annotated, which require
10 that unused and de-appropriated funds revert to the General Fund, or any
11 other provision of law to the contrary, all unused funds appropriated herein
12 shall, in all circumstances, and whether in whole or in part, revert back to the
13 Village Streets Fund and the Territorial Highway Fund.

14 **Section 6. Reporting Requirement.** The Department of Public
15 Health and Social Services shall submit a detailed report of the expenditures
16 of the funds appropriated by this Act to the Speaker of *I Liheslaturan Guåhan*,
17 and to the Chairpersons of the Committee on Ways and Means and the
18 Committee on Public Works, Health and Human Services of *I Liheslaturan*
19 *Guåhan* within sixty (60) days following the close of Fiscal Year 2001.

20 **Section 7. Effective Date.** The provisions of this Act shall become
21 effective *immediately* upon enactment.

22 **Section 8.** Section 5001(d) of Part A, Article 1, Chapter 5, Division 1 of
23 Title 5 of the Guam Code Annotated is hereby *amended* to read as follows:

1 “(d) **Policy Concerning Sheltered Workers or Persons with**
2 **Disabilities.** *If any entity of the government of Guam or any entity*
3 *expending governmental funds intends to procure any supply or service*
4 *which is offered by a nonprofit corporation employing sheltered*
5 *workers or persons with disabilities, or a government of Guam entity*
6 *employing sheltered workers or persons with disabilities, then that*
7 *entity shall procure such supply or service from that nonprofit*
8 *corporation or government entity if the supply or service is available*
9 *within the period required by the procuring entity.*

10 (1) Notwithstanding any other provision of law, any
11 nonprofit corporation or government of Guam entity employing
12 sheltered workers or persons with disabilities that had an existing
13 contract or contract in force on March 1, 2001, with the
14 government of Guam, which shall include line agencies and
15 autonomous agencies of the government of Guam such as the
16 Guam Power Authority, the Guam Telephone Authority and the
17 Department of Education, shall continue said contracts for two (2)
18 years hence, ending March 31, 2003.”

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



MINA BENTE SAIS NA LIHESLATURAN GUAHAN
TWENTY-SIXTH GUAM LEGISLATURE

SENATOR EDDIE BAZA CALVO

Chairman

COMMITTEE ON PUBLIC WORKS, HEALTH AND HUMAN SERVICES

E-Mail address: sencalvo@ite.net
120 Father Dueñas Avenue, Capitol Plaza, Suite 109
Hagåtña, Guam 96910

Telephone: (671) 472-4040/4518
Facsimile: (671) 472-4100

July 25, 2001

The Honorable Antonio R. Unpingco
Speaker
I Mina Bente Sais Na Liheslaturan Guahan
155 Hesler Street
Hagåtña, GU 96910

via: Committee on Rules

Håfa Adai! Mr. Speaker:

The Committee on Public Works, Public Health and Human Services, to which was referred Bill No. 129 (COR) – An Act to appropriate Two Million Dollars (\$2,000,000.00) from the Village Streets Fund and Two Million Dollars (\$2,000,000.00) from the Territorial Highway Fund to the Department of Public Health and Social Services for Public Assistance Programs for Fiscal year 2001, Committee on Rules, General Government Operations, Reorganization and Reform and Federal, Foreign and General Affairs on July 19, 2001. Committee does hereby report back, with the recommendation **TO DO PASS AS SUBSTITUTED BY COMMITTEE.**

SUBSTITUTE BILL NO. 129 (COR) "AN ACT TO APPROPRIATE TWO MILLION DOLLARS (\$2,000,000.00) FROM THE UNAPPROPRIATED SURPLUS FUNDS OF THE VILLAGE STREETS FUND AND TWO MILLION DOLLARS (\$2,000,000.00) FROM THE UNAPPROPRIATED SURPLUS FUNDS OF THE TERRITORIAL HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR PUBLIC ASSISTANCE PROGRAMS FOR FISCAL YEAR 2001."

Votes of the Committee members are as follows:

To Pass 6 Abstain _____ Inactive File _____
Not to Pass _____ To Report Out Only _____

A copy of the Committee Report is attached for your consideration. (NOTE: Public Hearing held July 25, 2001. Fiscal Note requested from the Bureau of Budget and Management Research July 19, 2001 was received on July 24, 2001.)

Si Yu'os Ma'åse',



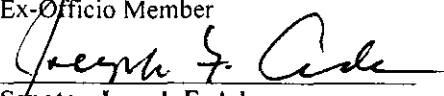
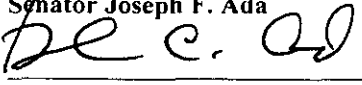
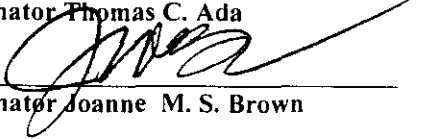

EDDIE BAZA CALVO

Attachments

**COMMITTEE ON PUBLIC WORKS,
HEALTH AND HUMAN SERVICES**
Mina' Bente Sais Na Liheslaturan Guåhan
155 Hesler Street, Hagåtña, GU 96910

VOTING SHEET:

AN ACT TO APPROPRIATE TWO MILLION DOLLARS (\$2,000.00) FROM THE VILLAGE STREETS FUND AND TWO MILLION DOLLARS (\$2,000,000.00) FROM THE TERRITORIAL HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR PUBLIC ASSISTANCE PROGRAMS FOR FISCAL YEAR 2001.

<u>COMMITTEE MEMBERS</u>	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>ABSTAIN</u>	<u>TO REPORT OUT ONLY</u>	<u>INACTIVE FILE</u>
 Senator Eddie Daza Carvo Chairman	✓				
Vice Speaker Lawrence F. Kasperbauer Vice-Chairman					
 Speaker Antonio R. Unpingco Ex-Officio Member	✓				
 Senator Joseph F. Ada	✓				
 Senator Thomas C. Ada	✓				
 Senator Joanne M. S. Brown	✓				
Senator Mark Forbes					
Senator Lou Lon Guerrero					
 Senator Vicente C. Pangelinan	✓				
Senator Judith T. WonPat					

**COMMITTEE ON PUBLIC WORKS,
HEALTH AND HUMAN SERVICES**
Mina' Bente Sais Na Liheslaturan Guåhan
155 Hesler Street, Hagåtña, GU 96910

COMMITTEE REPORT

ON

BILL NO. 129 (COR)

“AN ACT TO APPROPRIATE TWO MILLION DOLLARS (\$2,000,000.00) FROM THE VILLAGE STREETS FUND AND TWO MILLION DOLLARS (\$2,000,000.00) FROM THE TERRITORIAL HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR PUBLIC ASSISTANCE PROGRAMS FOR FISCAL YEAR 2001.” (By: E.B. Calvo, K. Moylan)

COMMITTEE MEMBERS

Chairman: Senator Eddie Baza Calvo
Vice-Chairman: Vice Speaker Lawrence F. Kasperbauer
Ex-Officio Member: Antonio R. Unpingco

Senator Joseph F. Ada
Senator Thomas C. Ada
Senator Joanne M. S. Brown
Senator Judith T. WonPat

Senator Mark Forbes
Senator Lou Leon Guerrero
Senator Vicente C. Pangelinan

**COMMITTEE ON PUBLIC WORKS,
HEALTH AND HUMAN SERVICES**

Mina' Bente Sais Na Liheslaturan Guáhan
155 Hesler Street, Hagåtña, GU 96910

BILL NO. 129 (COR)

“AN ACT TO APPROPRIATE TWO MILLION DOLLARS (\$2,000,000.00) FROM THE VILLAGE STREETS FUND AND TWO MILLION DOLLARS (\$2,000,000.00) FROM THE TERRITORIAL HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR PUBLIC ASSISTANCE PROGRAMS FOR FISCAL YEAR 2001.” (By: E.B. Calvo, K. Moylan)

I. PUBLIC HEARING

BILL NO. 129 (COR) was introduced on July 16, 2001 and referred to the Committee on Public Works, Health and Human Services (“the Committee”) on July 19, 2001. Fiscal note was requested from the Bureau of Budget and Management Research on July 19, 2001 and was received on July 24, 2001. Fiscal Note requested from the Bureau of Budget and Management Research July 19, 2001 was received on July 24, 2001. (See attachment B)

The Committee called a public hearing to order at 9:16 a.m., Wednesday, July 25, 2001 to hear testimony on **BILL NO. 129 (COR)**. The hearing was held in the Public Hearing Room of *I Liheslaturan Guáhan* in Hagåtña. Notices were placed in the Pacific Daily News in compliance with stipulations mandated for proper notification of the public.

The hearing was called to order by Senator Eddie Baza Calvo, Chairman, Committee on Public Works, Public Health and Social Services, with Senators Tom C. Ada and Frank B. Aguon, Jr. in attendance.

<u>Present to Testify:</u>	<u>Testimony Presented</u>	<u>Herein Attached As</u>
Mr. Dennis G. Rodriguez, Director, Department of Public Health and Social Services	Oral/Written	Exhibit A
Ms. Diana Calvo, Administrator, Department of Public Health and Social Services, Division of Public Welfare	Oral	

II. TESTIMONY

Mr. Dennis Rodriguez and Ms. Diana Calvo testified in support of the measure.

II. FINDINGS

By the end of Fiscal Year 2001, public assistance programs at the Department of Public Health and Social Services will be unable to make public assistance payments in the aggregate amount of Four Million Dollars (\$4,000,000.00). The Committee finds that public welfare

recipients depend on these programs to provide for their basic necessities and wellbeing. The Committee further finds the appropriation of the Four Million Dollar (\$4,000,000.00) shortfall will be in the best interest of these recipients. Recognizing such, the Committee finds that Bill No. 129 (COR) be amended to appropriate Two Million Dollars (\$2,000,000.00) from the unappropriated surplus funds of the Village Streets Fund and Two Million Dollars (\$2,000,000.00) from the unappropriated surplus funds of the Territorial Highway Fund to the Department of Public Health and Social Services for public assistance programs for Fiscal Year 2001. Other amendments to the bill include technical corrections, that notwithstanding the general provisions of §22406 of Title 5 of the Guam Code Annotated, which require that unused and de-appropriated funds revert to the General Fund, or any other provision of law to the contrary, all unused funds appropriated shall, in all circumstances, and whether in whole or in part, shall revert back to the Village Streets Fund and the Territorial Highway Fund.

IV. RECOMMENDATION

The Committee on Public Works, Health and Human Services does hereby report out **SUBSTITUTE BILL NO. 59 (COR)**, to *I Liheslaturan Guåhan*, with the recommendation **TO DO PASS.**



MINA ' BENTE SAIS NA LIHFSTATURAN GUAHAN

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

*Senadot Mark Forbes, Gehilu
Kabisiyon Mayurát*

19 JUL 2001

OFFICE OF SENATOR	
EDDIE BAZA CALVO	
Date: 7/19/01	Time: 4:25 p.m.
Received By: <i>JA</i>	

MEMORANDUM


TO: Chairman
Committee on Public Works, Health and Human Services

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

SUBJECT: Principal Referral – Bill No. 129

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

Thank you for your attention to this matter


JOSEPH F. ADA
Acting Chairman

Attachment

Cc: Committee on Ways and Means

JUL 16 2001

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

Bill No. 129 (COR)

Introduced by:

E. B. Calvo *EB*
K. S. Moylan *KSM*

AN ACT TO APPROPRIATE TWO MILLION DOLLARS (\$2,000,000.00) FROM THE VILLAGE STREETS FUND AND TWO MILLION DOLLARS (\$2,000,000.00) FROM THE TERRITORIAL HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR PUBLIC ASSISTANCE PROGRAMS FOR FISCAL YEAR 2001.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that by the end of fiscal year 2001, public assistance programs at the
4 Department of Public Health and Social Services will be unable to make
5 public assistance payments in the aggregate amount of Four Million Dollars
6 (\$4,000,000.00). Because public welfare recipients depend on these programs
7 to provide for their basic necessities, *I Liheslaturan Guåhan* finds that it is in the
8 best interests of these recipients to cover this Four Million Dollar
9 (\$4,000,000.00) shortfall. It is therefore, the intent of *I Liheslaturan Guåhan* to
10 appropriate Two Million Dollars (\$2,000,000.00) from the Village Streets Fund
11 and Two Million Dollars (\$2,000,000.00) from the Territorial Highway Fund to
12 the Department of Public Health and Social Services for public assistance
13 programs for fiscal year 2001.

1 **Section 2. Appropriation to the Department of Public Health and**
2 **Social Services.** Notwithstanding any other provision of law, there is hereby
3 appropriated Two Million Dollars (\$2,000,000.00) from the Village Streets
4 Fund to the Department of Public Health and Social Services to be used
5 *exclusively* for public assistance payments of public assistance programs for
6 fiscal year 2001.

7 **Section 3. Same: Appropriation.** Notwithstanding any other
8 provision of law, there is hereby appropriated Two Million Dollars
9 (\$2,000,000.00) from the Territorial Highway Fund to the Department of
10 Public Health and Social Services to be used *exclusively* for public assistance
11 payments of public assistance programs for fiscal year 2001.

12 **Section 4.** Notwithstanding any other provision of law, *I Maga Lahen*
13 *Guahan* shall *not* use his transfer authority to utilize any monies appropriated
14 herein and said funds shall *not* be transferred or used for any other purpose.

15 **Section 5.** Notwithstanding the general provisions of §22406 of Title 5
16 of the Guam Code Annotated, which require that unused and de-
17 appropriated funds revert to the General Fund, or any other provision of law
18 to the contrary, all unused funds appropriated herein shall, in all
19 circumstances, and whether in whole or in part, remain in the Department of
20 Public Health and Social Services fund and shall be carried over into the next
21 fiscal year and shall be used *exclusively* to fund public assistance payments of
22 public assistance programs for that fiscal year.

23 **Section 6.** The Department of Public Health and Social Services shall
24 submit a detailed report of the expenditures of the funds appropriated by this

1 Act to the Speaker of *I Liheslaturan Guåhan*, the Chairman of the Committee on
2 Ways and Means and the Chairman of the Committee on Public Works,
3 Health and Human Services of *I Liheslaturan Guåhan* within sixty (60) days
4 following the close of Fiscal Year 2001. If any unused portion of the funds
5 appropriated herein is carried over into Fiscal Year 2002, the provisions
6 contained in this Section so do apply.

7 **Section 7. Effective Date.** The provisions of this Act shall become
8 effective immediately upon enactment.

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

GOVERNMENT OF GUAM



Carl T.C. Gutierrez
GOVERNOR

DEPARTMENT OF PUBLIC HEALTH & SOCIAL SERVICES
(DIPATTAMENTON SALUT PUPBLEKO YAN SETBISION SUSIAT)
Post Office Box 2816 Hagatña, Guam 96932
123 Chalan Kareta, Route 10
Mangilao, Guam 96923



Dennis G. Rodriguez
DIRECTOR

Madelaine Z. Bordallo
LIEUTENANT GOVERNOR

JUL 24 2001

JOE R. SAN AGUSTIN
DEPUTY DIRECTOR

Testimony on Bill No. 129
Supplemental Appropriation for Public Assistance Programs

Good Morning, Senator Calvo, Chairman for the Committee on Public Works, Health and Human Services. My name is Dennis G. Rodriguez, Director of the Department of Public Health and Social Services. My staff and I are here this morning in support of Bill No. 129, to appropriate \$4 million dollars for welfare payments for August and September. The department has paid out approximately \$2.2 million dollars monthly, and the initial appropriation of \$21.9 was not sufficient to fund the full fiscal year payments.

My staff and I are available to respond to any additional questions you may have.

Sincerely,


DENNIS G. RODRIGUEZ
Director

Bureau of Budget & Management Research
Fiscal Note of Bill No. 129 (COR)

Bill Title (Preamble): An act to appropriate Two Million Dollars (\$2,000,000) from the Village Streets Fund and Two Million Dollars (\$2,000,000) from the Territorial Highway Fund to the Department of Public Health and Social Services for Public Assistance Programs for Fiscal Year 2001

Department/Agency Appropriation Information	
Dept./Agency Affected: PHSS	Dept./Agency Head: Dennis Rodriguez
General Fund appropriation(s) to date:	\$ 72,503,364
Other Fund (specify): Federal Match appropriation(s) to date:	\$ 15,603,638
Total Department/Agency Appropriation(s) to date:	\$ 88,107,002

Fund Source Information of Proposed Appropriation			
	General Fund	Other (specify):	Total
FY Adopted Revenues PL 26-01	470,400,000	41,652,230	512,052,230
FY Appn. to P.L. 26-02	469,932,213	42,404,653	512,336,866
Sub-total	467,787	(752,423)	(284,636)
Less appropriation in Bill	-0-		
Total	467,787	(752,423)	(284,636)

Estimated Fiscal Impact of Bill						
	One full FY	For remainder of current FY (if appl.)	Second Year	Third Year	Fourth Year	Fifth Year
General Fund						
Other Fund:		\$4,000,000 1/				
Total						

- Does the bill contain "revenue generating" provisions? // Yes /X/ No
If yes, see attachment/footnote.
- Is amount appropriated adequate to fund the intent of the appropriation? N/A // X/ Yes / / No
If no, what is the additional amount required? \$ _____
- Does the Bill establish a new program/agency? // Yes /X/ No
If yes, will the program duplicate existing programs/agencies? // Yes /X/ No
Is there a federal mandate to establish the program/agency? N/A // Yes / / No
- Will the enactment of this Bill require new physical facilities? // Yes /X/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason: // Yes /X/ No
// Requested agency comments not rec'd by due date / / Other: _____

Analyst: Dina P. Check ✓ Date: 7/23/01 Director: Joseph E. Rivera, Acting Date: 7/23/01

Footnotes: 1/ The Bureau would like to note that normally the Village Streets Fund and Territorial Highway Fund are not used for purposes as proposed in this Bill. However, sufficient funds are currently available under the mentioned funds to cover the proposed appropriation of \$4,000,000 (\$2 million from the Village Streets Fund and \$2 million from the Territorial Highway Fund) for public assistance payments of Public Assistance Programs in FY01 under the Dept. of Public Health and Social Services.

~~2nd~~ 3rd
7/26/01

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

Bill No. 129 (COR)

As Substituted by the Committee on Public Works,
Health and Human Services

Introduced by:

E. B. Calvo
K. S. Moylan

AN ACT TO APPROPRIATE TWO MILLION DOLLARS (\$2,000,000.00) FROM THE *unreserved* ~~UNAPPROPRIATED SURPLUS FUNDS~~ OF THE *fund balance* VILLAGE STREETS FUND AND TWO MILLION DOLLARS (\$2,000,000.00) FROM THE *unreserved fund balance* ~~UNAPPROPRIATED SURPLUS FUNDS~~ OF THE TERRITORIAL HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR PUBLIC ASSISTANCE PROGRAMS FOR FISCAL YEAR 2001.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan*
3 finds that by the end of fiscal year 2001, public assistance programs at the
4 Department of Public Health and Social Services will be unable to make
5 public assistance payments in the aggregate amount of Four Million Dollars
6 (\$4,000,000.00). Because public welfare recipients depend on these programs
7 to provide for their basic necessities, *I Liheslaturan Guåhan* finds that it is in the
8 best interests of these recipients to cover this Four Million Dollar
9 (\$4,000,000.00) shortfall. It is therefore, the intent of *I Liheslaturan Guåhan* to

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

Bill No. 129 (COR)

Introduced by:

E. B. Calvo *EB*

K. S. Moylan *KSM*

AN ACT TO APPROPRIATE TWO MILLION DOLLARS (\$2,000,000.00) FROM THE VILLAGE STREETS FUND AND TWO MILLION DOLLARS (\$2,000,000.00) FROM THE TERRITORIAL HIGHWAY FUND TO THE DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES FOR PUBLIC ASSISTANCE PROGRAMS FOR FISCAL YEAR 2001.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 finds that by the end of fiscal year 2001, public assistance programs at the
4 Department of Public Health and Social Services will be unable to make
5 public assistance payments in the aggregate amount of Four Million Dollars
6 (\$4,000,000.00). Because public welfare recipients depend on these programs
7 to provide for their basic necessities, *I Liheslaturan Guåhan* finds that it is in the
8 best interests of these recipients to cover this Four Million Dollar
9 (\$4,000,000.00) shortfall. It is therefore, the intent of *I Liheslaturan Guåhan* to
10 appropriate Two Million Dollars (\$2,000,000.00) from the Village Streets Fund
11 and Two Million Dollars (\$2,000,000.00) from the Territorial Highway Fund to
12 the Department of Public Health and Social Services for public assistance
13 programs for fiscal year 2001.

1 **Section 2. Appropriation to the Department of Public Health and**
2 **Social Services.** Notwithstanding any other provision of law, there is hereby
3 *appropriated* Two Million Dollars (\$2,000,000.00) from the Village Streets
4 Fund to the Department of Public Health and Social Services to be used
5 *exclusively* for public assistance payments of public assistance programs for
6 fiscal year 2001.

7 **Section 3. Same: Appropriation.** Notwithstanding any other
8 provision of law, there is hereby appropriated Two Million Dollars
9 (\$2,000,000.00) from the Territorial Highway Fund to the Department of
10 Public Health and Social Services to be used *exclusively* for public assistance
11 payments of public assistance programs for fiscal year 2001.

12 **Section 4.** Notwithstanding any other provision of law, *I Maga'laha*
13 *Guahan* shall *not* use his transfer authority to utilize any monies appropriated
14 herein and said funds shall *not* be transferred or used for any other purpose.

15 **Section 5.** Notwithstanding the general provisions of §22406 of Title 5
16 of the Guam Code Annotated, which require that unused and de-
17 appropriated funds revert to the General Fund, or any other provision of law
18 to the contrary, all unused funds appropriated herein shall, in all
19 circumstances, and whether in whole or in part, remain in the Department of
20 Public Health and Social Services fund and shall be carried over into the next
21 fiscal year and shall be used *exclusively* to fund public assistance payments of
22 public assistance programs for that fiscal year.

23 **Section 6.** The Department of Public Health and Social Services shall
24 submit a detailed report of the expenditures of the funds appropriated by this