



Office of the Governor of Guam

Adelup, Guam 96932

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Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

January 16, 2003

JAN 16 2003

The Honorable Vicente C. Pangelinan
Speaker
Mina'Bente Siete Na Liheslaturan Guåhan
Twenty-Seventh Guam Legislature
155 Hesler Street
Hagåtña, Guam 96910

Dear Speaker Pangelinan:

Enclosed please find Substitute Bill No. 8 (COR), "AN ACT TO AMEND P.L. 26-155 and P.L. 26-156, RELATIVE TO INCREASING THE EMERGENCY AUTHORIZATION FOR SUPER TYPHOON PONGSONA RESTORATION EFFORTS, AND TO INCLUDE FUNDING FOR THE MAYORS COUNCIL OF GUAM", which I have signed into law today as **Public Law 27-01**.

The legislation addresses the critical financial needs of the government and the community, as we continue restoration efforts in the wake of Super Typhoon Pongsona. This bill is the first legislation transmitted by *I Mina'Bente Siete Na Liheslaturan Guåhan* to the Camacho-Moylan Administration. I thank the members of the Legislature for taking swift action in passing this measure. I am confident that with its enactment we will begin a new chapter of cooperation and communication between the Executive and Legislative branches and restore the faith of the community in its government and its elected leaders.

Sincerely,

Kaleo S. Moylan
I Maga'Lahen Guåhan (Acto)
Governor of Guam (Acting)

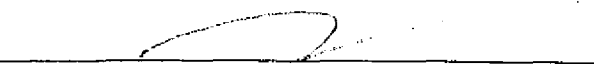
Attachment: copy attached for signed bill or overridden bill
Original attached for vetoed bill

cc: The Honorable Tina Rose Muna-Barnes
Senator and Legislative Secretary

I MINA'BENTE SIETE NA LIHESLATURAN GUAHAN
2003 (FIRST) Regular Session

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

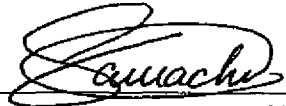
This is to certify that Substitute Bill No. 8 (COR), "AN ACT TO AMEND P.L. 26-155 and P.L. 26-156, RELATIVE TO INCREASING THE EMERGENCY AUTHORIZATION FOR SUPER TYPHOON PONGSONA RESTORATION EFFORTS, AND TO INCLUDE FUNDING FOR THE MAYORS COUNCIL OF GUAM," was on the 15th day of January, 2003, duly and regularly passed.


vicente (ben) c. pangelinan
Speaker

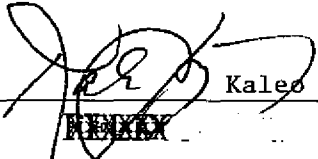
Attested:


Tina Rose Muna-Barnes
Senator and Legislative Secretary

This Act was received by *I Maga'lahaen Guahan* this 15TH day of JANUARY, 2003,
at 5:30 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


Kaleo S. Moylan
~~SENATOR~~
I Maga'lahaen Guahan (Acto)
Governor of Guam (Acting)

Date: January 16, 2003

Public Law No. P.L. 27-01

**MINA BENTE SIETE NA LIHESLATURAN GUAHAN
2003 (FIRST) REGULAR SESSION**

Bill No. 8 (COR)

As substituted by the Committee on Appropriation and Budgeting, General Governmental Operations, Reorganization and Reform; and as amended by the Committee on Rules and Health; and as Substituted by the Committee on the Whole.

Introduced By:

F. B. Aguon, Jr.
v. c. pangelinan
J. M. Quinata
L. A. Leon Guerrero
J. M.S. Brown
F. R. Cunliffe
C. Fernandez
Mark Forbes
L. F. Kasperbauer
R. Klitzkie
J. A. Lujan
T. Muna-Barnes
R. J. Respicio
Toni D. Sanford
Ray Tenorio

**AN ACT TO AMEND P.L. 26-155 and P.L. 26-156,
RELATIVE TO INCREASING THE EMERGENCY
AUTHORIZATION FOR SUPER TYPHOON PONGSONA
RESTORATION EFFORTS, AND TO INCLUDE
FUNDING FOR THE MAYORS COUNCIL OF GUAM.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

- 1 Section 1. Super Typhoon Pongsona Emergency Authorization.
- 2 Section 2 of Public Law No. 26-155 is hereby *amended* to read as follows:

1 “Section 2. *I Maga’lahen Guåhan* is authorized to utilize any
2 part or portion, not to exceed Nine Million Dollars (\$9,000,000.00), of
3 the General Fund of the Government of Guam, for expenses for civil
4 defense, public safety, education or health emergencies resulting
5 from Super Typhoon Pongsona. The appropriation contained herein
6 shall be used for typhoon-related non-regular expenditures incurred
7 after December 06, 2002.”

8 **Section 2. Special Fund Transfer.** Section 3 of Public Law 26-155 is
9 hereby amended to read as follows:

10 “Section 3. *I Maga’lahen Guåhan* is hereby authorized to
11 transfer any cash available in any special fund, except the Tourist
12 Attraction Fund, of the Executive Branch to the General Fund to fund
13 the appropriation authorized in Section 2 of this Act”.

14 **Section 3. Reversion.** Section 5 of Public Law No. 26-155 is hereby
15 *amended* to read as follows:

16 “Section 5. Any appropriation authorized under this Act which
17 has not been encumbered or expended within ninety (90) days of
18 enactment of this Act shall revert back to the General Fund.”

19 **Section 4. Reporting Requirement.** Section 6 of Public Law No. 26-
20 155 is hereby *amended* to read as follows:

21 “Section 6. *I Maga’lahen Guåhan* shall prepare a detailed report
22 on all transfers, expenditures and reimbursements by all and any
23 agency or department, and the Mayor’s Council, directly related to
24 Super Typhoon Pongsona or the funds appropriated herein. All
25 reports required herein shall be submitted to the Speaker of *I Mina*

1 *Bente Siete Na Liheslaturan Guåhan* and the Public Auditor within five
2 (5) days of transfer, expenditure or reimbursement. A closeout
3 report of the expenditures of the funds appropriated herein shall be
4 filed within ninety (90) days of the enactment of this Act."

5 **Section 5. Reimbursement.** Section 8 of Public Law No. 26-155 is hereby
6 amended to read:

7 "Section 8. Reimbursement of any funds expended under this
8 Act from federal sources, including the Federal Emergency
9 Management Authority (FEMA), and other sources, including
10 insurance policies, shall be reimbursed to the source from which the
11 funds originated, to the extent that Federal laws permit.

12 The Director of the Department of Administration shall maintain
13 detailed accounting records pertaining to the expenditures under this
14 Act.

15 Within thirty (30) days from the receipt of the initial reimbursement
16 from FEMA, and thirty (30) days after each subsequent
17 reimbursement from FEMA, the Director of Administration shall
18 submit a detailed report of such expenditures and reimbursements
19 authorized under this Act to the Speaker of *I Liheslaturan Guåhan*."

20 **Section 6. Contractual Terms.** Section 10 of Public Law No. 26-155
21 is hereby *amended* to read as follows:

22 "Section 10. Contracts entered into pursuant to this Act shall
23 not exceed a term of sixty (60) days."

24 **Section 7. Allocation to the Mayors Council of Guam.** The sum of
25 Three Hundred Thousand Dollars (\$300,000.00) from the authorization

1 contained in Section 2 of Public Law 26-155 shall be allocated to the
2 Mayors Council of Guam for Super Typhoon Pongsona related non-regular
3 expenses incurred after December 06, 2002.

4 The funds provided herein shall be distributed in the following
5 manner for typhoon-related expenses:

- 6 a.) Temporary office space for the Executive office of the Mayors
7 Council , Rental Amount not to exceed: \$32,000.00
8 (February-September, 2003)
- 9 b.) 19 Villages Minimum Allotment per village: \$10,000.00
- 10 c.) Mayors' Council of Guam \$78,000.00

11 (The appropriation shall be further divided by the Mayors
12 Council of Guam in accordance with the restoration needs of the island
13 community.)

14 The Mayors Council of Guam shall provide *I Liheslaturan Guåhan* and
15 the Public Auditor a written report of the expenditure of such funds no
16 later than thirty (30) days upon the enactment of this Act, and every fifteen
17 (15) days thereafter until such time as the aforementioned funds have been
18 fully expended.

19 The Mayors Council of Guam shall immediately record and
20 coordinate its typhoon-related expenditures with the Federal Emergency
21 Management Agency, or other pertinent federal or local agency, for
22 possible reimbursement of said funds. Any reimbursement of the
23 appropriated funds herein shall immediately be deposited into the General
24 Fund. A written report of any reimbursement of such funds shall be

1 prepared and transmitted to *I Liheslaturan Guåhan* no later than fifteen (15)
2 days upon such reimbursement.

3 **Section 8. Deadline For Expedited Procurement By GWA.** Section
4 12 of Public Law 26-155 is hereby *amended* to read as follows:

5 "Section 12. Expedited Procurement Authorized. For
6 sixty (60) days from the enactment of this measure, and
7 notwithstanding the Guam Procurement Law, the Guam
8 Waterworks Authority is hereby authorized to purchase
9 necessary materials and items as funded for in Section 11(b) of
10 this Act; provided that the Guam Waterworks Authority must
11 solicit at least three (3) informal price quotations, and must
12 award the procurement to the firm with the best offer, as
13 determined by evaluating cost and delivery time and provide
14 the underlying documents to *I Liheslaturan Guåhan* and the
15 Public Auditor within thirty (30) days".

16 **Section 9. Deadline For Expedited Procurement By GPA.** Section 5
17 of Public 26-156 is hereby *amended* to read as follows:

18 "Section 5. Expedited Procurement Authorized. For
19 sixty (60) days from the enactment of this measure and
20 notwithstanding the Guam Procurement Law, the Guam Power
21 Authority is hereby authorized to purchase materials and items
22 necessary in response to the destruction caused by Super
23 Typhoon Pongsona to Guam's power system; provided, that
24 the Guam Power Authority must solicit at least three (3)
25 informal price quotations, and must award the procurement to

1 the firm with the best offer, as determined by evaluating cost
2 and delivery time, and provide the underlying documents to *I*
3 *Liheslaturan Guåhan* and the Public Auditor within thirty (30)
4 days”.

5 **Section 10. Expedited Procurement Authorized for GTA.** For thirty
6 (30) days from the enactment of this measure and notwithstanding the
7 Guam Procurement Law, the Guam Telephone Authority is hereby
8 authorized to purchase materials and items necessary in response to the
9 destruction caused by Super Typhoon Pongsona to Guam’s telephone
10 system; provided that the Guam Telephone Authority must solicit at least
11 three (3) informal price quotations, and must award the procurement to the
12 firm with the best offer, as determined by evaluating cost and delivery
13 time and provide the underlying documents to *I Liheslaturan Guåhan* and
14 the Public Auditor within thirty (30) days.

15 **Section 11. Severability.** If any provision of this Law or its
16 application to any person or circumstances is found to be invalid or
17 contrary to law, such invalidity shall *not* affect other provisions or
18 applications of this Law which can be given effect without the invalid
19 provisions or application, and to this end the provisions of this Law are
20 severable.

I MINA' BENTE SIETE NA LIHESLATURAN GUAHAN

2003 (FIRST) Regular Session

Date: 1/15/03

VOTING SHEET

S Bill No. 8 (COR)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSEN
AGUON, Frank B., Jr.	✓				
BROWN, Joanne M. S	✓				
CUNLIFFE, F. Randall	✓				
FERNANDEZ, Dr. Carmen	✓				
FORBES, Mark	✓				
KASPERBAUER, Lawrence F.	✓				
KLITZKIE, Robert	✓				
LEON GUERRERO, Lourdes A.	✓				
LUJAN, Jesse A.	✓				
MUNA-BARNES, Tina Rose	✓				
PANGELINAN, Vicente C.	✓				
QUINATA, John "JQ" M.	✓				
RESPICIO, Rory J.	✓				
SANFORD, Antoinette "Toni" D.	✓				
TENORIO, Ray	✓				

TOTAL	<u>15</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
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CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence



FRANK B. AGUON, JR.
Vice-Speaker

January 14, 2003

The Honorable Lou Leon Guerrero
Chairperson, Committee on Rules & Health
I Mina' Bente Siete Na Liheslaturan Guahån
155 Hessler Street
Hagatna, GU 96910

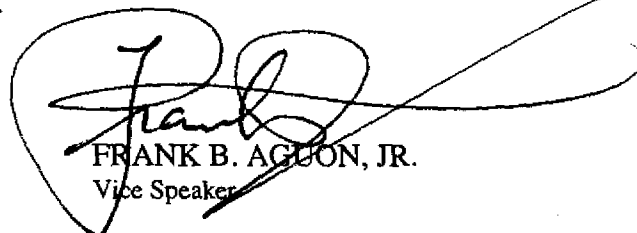
Dear Senator Leon Guerrero:

The Committee on Appropriation and Budgeting, General Governmental Operations, Reorganization and Reform, to which Bill No. 8, was referred, wishes to report its findings and recommendations TO DO PASS BILL NO. 8, as amended, "An Act Relative to Increasing the Emergency Authorization for Typhoon Pongsona Restoration Efforts, and to Include the Mayors' Council of Guam."

The voting record is as follows:

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

Copies of the Committee Report and other pertinent documents are attached. Si Yu'os Ma'ase for your attention to this matter.


FRANK B. AGUON, JR.
Vice Speaker

Respetu Para Todu (Respect for All)

I Mina Bente-Siete Na Liheslaturan Guahan * Twenty-Seventh Guam Legislature
Suite 101-A * Ada's Commercial and Professional Center * 118 East Marine Drive * Agana, Guam 96910
Phone (671) 479-4GUM (4486/4828) * Fax (671) 479-4827





FRANK B. AGUON, JR.
Vice-Speaker

January 14, 2003

MEMORANDUM

TO: Committee Members

FROM: Chairman

SUBJECT: Committee Report – Bill No. 8, as amended: “An Act Relative to Increasing the Emergency Authorization for Typhoon Pongsona Restoration Efforts, and to Include the Mayors’ Council of Guam.”

Transmitted herewith for your information and action is the report on Bill No. 8, as amended, from the Committee on Appropriation and Budgeting, General Governmental Operations, Reorganization and Reform.

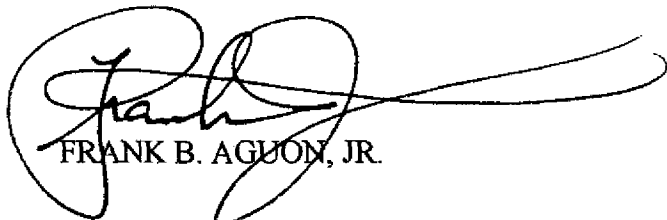
This memorandum is accompanied by the following:

1. Committee Voting Sheet
2. Committee Report
3. Bill 8, as amended
4. Public Hearing Sign-in Sheet
5. Fiscal Note / Fiscal Note Waiver
6. Notice of Public Hearing.

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

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

Si Yu’os Ma’ase.



FRANK B. AGUON, JR.

Respetu Para Todu (Respect for All)

I Mina Bente-Siete Na Libeslaturan Guahan * Twenty-Seventh Guam Legislature
Suite 101-A * Ada's Commercial and Professional Center * 118 East Marine Drive * Agana, Guam 96910
Phone (671) 479-4GUM (4486/4828) * Fax (671) 479-4827

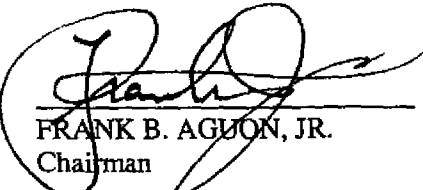



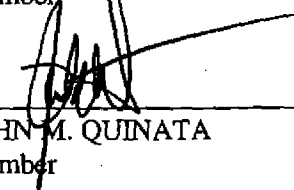
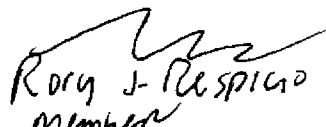




Committee on Appropriation and Budgeting,
General Governmental Operations,
Reorganization and Reform
 Vice Speaker Frank B. Aguon, Jr., Chairman

VOTING RECORD

Bill No. 8, as amended: "An Act Relative to Increasing the Emergency Authorization for Typhoon Pongsona Restoration Efforts, and to Include the Mayors' Council of Guam."

	<u>TO PASS</u>	<u>NOT TO PASS</u>	<u>TO ABSTAIN</u>	<u>INACTIVE FILE</u>	<u>REPORT OUT</u>
 FRANK B. AGUON, JR. Chairman	✓	—	—	—	—
 TONI SANFORD Vice Chairman	✓	—	—	—	—
 LOU LEON GUERRERO Member	✓	—	—	—	—
 TINA MUNA-BARNES Member	✓	—	—	—	—
 JOHN M. QUINATA Member	✓	—	—	—	—
MARK FORBES Member	—	—	—	—	—
LAWRENCE F. KASPERBAUER Member	—	—	—	—	—
 Rory J. Respicio Member	✓	—	—	—	—



I MINA' BENTE SIETE NA LIHESLATURAN GUAHÁN

**COMMITTEE ON APPROPRIATION AND BUDGETING,
GENERAL GOVERNMENTAL OPERATIONS,
REORGANIZATION AND REFORM**

VICE SPEAKER FRANK B. AGUON, JR., CHAIRMAN

**COMMITTEE REPORT
ON
BILL NO. 8, as amended,**

**BILL NO. 8, AS AMENDED: "AN ACT RELATIVE TO INCREASING THE EMERGENCY
AUTHORIZATION FOR TYPHOON PONGSONA RESTORATION EFFORTS, AND TO
INCLUDE THE MAYORS' COUNCIL OF GUAM."**

I. OVERVIEW

The Committee on Appropriation and Budgeting, General Governmental Operations, Reorganization and Reform held an emergency public hearing at 10:00 a.m. on January 14, 2003 in the Public Hearing Room, I Liheslaturan Guahan. Public notice was provided to the media on Monday, January 13, 2003.

Senators present at the public hearing were:

Vice-Speaker Frank Blas Aguon, Jr., Chairman
Senator Toni Sanford, Vice Chairman
Senator Lou Leon Guerrero, Member
Senator Tina-Muna Barnes, Member
Senator John Quinata, Member
Senator Mark Forbes, Member
Senator Lawrence Kasperbauer, Member
Speaker Ben Pangelinan
Senator Randall Cunliffe
Senator Carmen Fernandez
Senator Robert Klitzkie
Senator Jesse Lujan
Senator Roy Respicio
Senator Ray Tenorio

II. SUMMARY OF TESTIMONY

Individuals appearing before the Committee to present oral and written testimony on the bill are as follows:

Paul Leon Guerrero, Acting Director, Bureau of Budget & Management Resource
Mayor Robert Lizama, President, Mayor's Council of Guam
John F. Blas, Executive Director, Mayor's Council of Guam
Mayor Tony Quinata, Umatac

Mr. Paul Leon Guerrero testified in favor of the bill with three revisions: (1) Delete the reversion dates in P.L. 26-155, or extend the deadline to 90-120 days; (2) Extend the deadline for contracts in Section 10 of P.L. 26-155 to 90 days; (3) \$600,000 appropriation for the current DOA computer system, BACIS.

Vice Chairperson Toni Sanford requested that the language on the \$9 million appropriation be more definitive to indicate that the appropriation is an increase of \$6 million to the initial \$3 million appropriation in P.L. 26-155, for a total of \$9 million.

Senator Rory Respicio recommended that the provisions in Bill 13 continue to be included in Bill 8.

Senator Kasperbauer recommended that Section 4 be amended to include "education" along with civil defense, public safety and health emergencies.

Senator Jesse Lujan recommended that a provision be included in the bill to require a detailed expenditure report on the Section 4 appropriation within 180 days to the Public Auditor.

Mr. Robert Lizama, President of the Mayor's Council, expressed his support of Bill 8 and requested the following additions: (1) an appropriation for office rental for the Mayor's Council due to the condemnation of their current office, for which they had not been paying rent; and (2) an appropriation in the amount of \$350,000 to \$400,000 for overtime pay for mayoral employees relative to Typhoon Pongsona recovery.

III. FINDINGS AND RECOMMENDATION

The Committee on Appropriation and Budgeting, General Governmental Operations, Reorganization and Reform finds that Bill No. 8, as amended, is a necessary measure for the expeditious recovery from Typhoon Pongsona.


Accordingly, the Committee on Appropriation and Budgeting, General Governmental Operations, Reorganization and Reform, to which Bill No. 8 was referred does hereby submit to I Mina' Bente Siete Na Liheslaturan Guahan TO DO PASS BILL NO. 8, as amended, "An Act Relative to Increasing the Emergency Authorization for Typhoon Pongsona Restoration Efforts, and to Include the Mayors' Council of Guam."

**MINA BENTE SIETE NA LIHESLATURAN GUAHAN
2003 (FIRST) REGULAR SESSION**

Bill No. 08

(As substituted by the Committee on Appropriation
and Budgeting, General Governmental Operations,
Reorganization and Reform.)

Introduced By:

F. B. AGUON, JR. 
v. c. pangelinan
J. M. QUINATA
L. LEON GUERRERO

**AN ACT RELATIVE TO INCREASING THE
EMERGENCY AUTHORIZATION FOR SUPER
TYPHOON PONGSONA RESTORATION EFFORTS,
AND TO INCLUDE THE MAYORS COUNCIL OF
GUAM.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

1 **Section 1. Super Typhoon Pongsona Emergency Authorization.**

2 Section 2 of Public Law No. 26-155 is hereby amended to read as follows:

3 “Notwithstanding any other provision of law or this Act, I Maga’ Lahen

4 Guahan is hereby authorized to utilize any part or portion, not to exceed ~~Three~~

5 ~~Million Dollars (\$3,000,000.00)~~ Nine Million Dollars (\$9,000,000.00), of the

6 General Fund of the Government of Guam, for expenses for civil defense, public

7 safety, education or health emergencies resulting from Super Typhoon Pongsona.

8 The appropriation contained herein shall be used for typhoon-related non-regular

9 expenditures incurred after December 06, 2002.”

1 **Section 2. Reversion.**

2 Any appropriation authorized under this Act which has not been
3 encumbered or expended within ~~sixty (60)~~ ninety (90) days of enactment of this
4 Act shall revert back to the General Fund.

5 **Section 3. Reporting Requirement.**

6 I Maga'lahaen Guahan shall prepare a detailed report on all transfers,
7 expenditures and reimbursements by all and any agency or department, and the
8 Mayor's Council, directly related to Super Typhoon Pongsona or the funds
9 appropriated herein. All reports required herein shall be submitted to the Speaker
10 of I Mina Bente Siete Na Liheslaturan Guahan within five (5) days of transfer,
11 expenditure or reimbursement. A closeout report of the expenditures of the funds
12 appropriated herein shall be filed within ~~sixty (60)~~ ninety (90) days of the
13 enactment of this Act.

14 **Section 4. Reimbursement.**

15 Reimbursement of any funds expended under this Act from federal sources,
16 including the Federal Emergency Management Authority (FEMA), and other
17 sources, including insurance policies, shall be reimbursed to the source from
18 which the funds originated, to the extent that Federal laws permit.

19 The Director of the Department of Military Affairs shall maintain detailed
20 accounting records pertaining to the expenditures under this Act.

21 **Section 5. Contractual Terms.**

22 Contracts entered into pursuant to this Act shall not exceed a term of ~~thirty~~
23 ~~(30)~~ sixty (60) days.

24 **Section 6. Appropriation to the Department of Administration for BACIS**
25 **Contractual Services.**

1 The sum of Six Hundred Thousand Dollars (\$600,000.00) is hereby
2 appropriated from the General Fund to the Department of Administration for the
3 maintenance service agreement of the BACIS System.

4 **Section 7. Appropriation to the Mayors Council of Guam for Restoration**
5 **and Recovery from Super Typhoon Pongsona.**

6 The sum of Three Hundred Thousand Dollars (\$300,000.00) is hereby
7 appropriated from the General Fund to the Mayors Council of Guam for Super
8 Typhoon Pongsona related expenses. The appropriation contained herein shall be
9 utilized for typhoon-related non-regular expenditures incurred after December 06,
10 2002.

11 The funds provided herein shall be distributed in the following manner for
12 typhoon-related expenses:

- | | | | |
|----|-----|--|-------------|
| 13 | a.) | Temporary Office Space: | \$32,000.00 |
| 14 | | (February-September, 2003) | |
| 15 | b.) | 19 Villages Minimum Allotment: | \$10,000.00 |
| 16 | c.) | Mayors' Council Main Office | \$10,000.00 |
| 17 | d.) | Village Population Allotment: | \$68,000.00 |
| 18 | | (Breakdown shall be divided equitably based on the year 2000 | |
| 19 | | Guam population census.) | |

20 The Mayors Council of Guam shall provide I Liheslaturan a written report
21 of the expenditure of such funds no later than thirty (30) days upon the enactment
22 of this Act, and every fifteen (15) days thereafter until such time the
23 aforementioned funds have been fully expended.

24 The Mayors Council of Guam shall immediately record and coordinate its
25 typhoon-related expenditures with the Federal Emergency Management Agency,
26 or other pertinent federal or local agency, for possible reimbursement of said

1 funds. Any reimbursement of the appropriated funds herein shall immediately be
2 deposited into the General Fund. A written report of any reimbursement of such
3 funds shall be prepared and transmitted to I Liheslaturan Guahan no later than
4 fifteen (15) days upon such reimbursement.

5 **Section 8. Severability.**

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

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 008 (COR)**

Bill Title (Preamble): AN ACT TO PROVIDING I MAGA'LAHEN GUAHAN GREATER FLEXIBILITY IN THE GOVERNANCE OF ITS LIMITED PERSONNEL RESOURCES AND FINANCES, AND INCREASING THE EMERGENCY AUTHORIZATION FOR TYPHOON PONGSONA RESTORATION EFFORTS.

Department/Agency Appropriation Information	
Dept./Agency Affected: Government-Wide	Dept./Agency Head:
General Fund appropriation(s) to date: \$293,282,723	
Other Fund (specify): _____ appropriation(s) to date: \$ _____	
Total Department/Agency Appropriation(s) to date: \$293,282,723	

Fund Source Information of Proposed Appropriation			
	General Fund	Other (specify):	Total
FY Adopted Revenues	\$395,560,139		
FY Appro. to P.L. _____	\$293,282,723		
Sub-total	\$102,277,416		
Less appropriation in Bill	\$		
Total	\$102,277,416		

Estimated Fiscal Impact of Bill						
	One full FY	For remainder of current FY (if appli.)	Second Year	Third Year	Fourth Year	Fifth Year
General Fund						
Other Fund:						
Total						

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

Analyst: _____	Date: _____	Director: <u>Paul D. Leon Guerrero</u>	Date: <u>1/14/03</u>
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Footnotes:

Bill 008 (COR)

The Bill proposes to increase the authorization to utilize \$9,000,000 from existing General Fund appropriations for Typhoon Pongsona recovery efforts. It should be noted that the current preliminary damage estimate for local match alone is approximately \$37.3 million (at the current 75/25 federal to local ratio). Other provisions of the bill regarding Governor's transfer flexibility, part-time employees, and transfer of employees would provide tools to facilitate managing government operations with the limited and steadily declining resources available. The last provision of the Bill re-appropriates from prior appropriations to the Legislature and has no impact on current Fiscal Year 2003 appropriations.

Committee on Appropriation and Budgeting, General Government Operations, Reorganization, and Reform will be holding an emergency public hearing Tuesday, January 14, 10 a.m. at the Legislative Public Hearing Room. The Committee will hear Bill No. 8: An act relative to increasing the emergency authorization for Typhoon Pongsona, and Bill No. 13: An act relative to providing I Maga' Lahen Guahan flexibility in the governance of Executive Branch limited personnel and financial resources.

For more information, please call 479-4486/4828