

I Mina'Trentai Tres Na Liheslaturan Received
Bill Log Sheet

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES
56-33 (COR)	FRANK B. AGUON, JR.	AN ACT TO AMEND §2101.1(f) AND §2101.3 OF CHAPTER 2, TITLE 5 OF THE GUAM CODE ANNOTATED RELATIVE TO RECOGNIZING THE INDEPENDENCE OF THE JUDICIARY OF GUAM RELATIVE TO THE RECEIPT OF FEDERAL FUNDS.	03/17/15 12:59 p.m.	03/17/15	Committee on Appropriations and Adjudication			



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature

155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com

E-mail: roryforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator
Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator
Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Speaker
Judith T.P. Won Pat, Ed.D.
Member

Vice-Speaker
Benjamin J.F. Cruz
Member

Legislative Secretary
Tina Rose Muna Barnes
Member

Senator
Dennis G. Rodriguez, Jr.
Member

Senator
Frank Blas Aguon, Jr.
Member

Senator
Michael F.Q. San Nicolas
Member

Senator
Nerissa Bretania Underwood
Member

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

March 17, 2015

MEMORANDUM

To: **Rennae Meno**
Clerk of the Legislature

Attorney Therese M. Terlaje
Legislative Legal Counsel

From: **Senator Rory J. Respicio** 
Chairperson, Committee on Rules

Subject: Referral of Bill No. 56-33(COR)

As the Chairperson of the Committee on Rules, I am forwarding my referral of **Bill No. 56-33(COR)**.

Please ensure that the subject bill is referred, in my name, to the respective committee, as shown on the attachment. I also request that the same be forwarded to all members of *I Mina'trentai Tres Na Liheslaturan Guåhan*.

Should you have any questions, please feel free to contact our office at 472-7679.

Si Yu'os Ma'åse!

Attachment

I MINA'TRENTAI TRES NA LIHESLATURAN GUÁHAN
2015 (FIRST) Regular Session

Bill No. 56-33 (COR)

Introduced by:

FRANK B. AGUON, JR. 

**AN ACT TO AMEND §2101.1(f) AND §2101.3 OF
CHAPTER 2, TITLE 5 OF THE GUAM CODE
ANNOTATED RELATIVE TO RECOGNIZING THE
INDEPENDENCE OF THE JUDICIARY OF GUAM
RELATIVE TO THE RECEIPT OF FEDERAL FUNDS.**

2015 MAR 17 PM 12:59

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guáhan*

hereby extends the recognition of judicial independence to the application, receipt and administration of federal funds.

Section 2. Item (f) of §2101.1 of Chapter 2 of Title 5 of the Guam Code Annotated is hereby *amended* to read:

“(f) With the exception of the Judiciary of Guam, the Guam Community College, the University of Guam, and the Guam Department of Education, and notwithstanding any other provision of law to the contrary, no application for any Federal aid programs, grants, loans, contracts, contributions, advances, direct Federal development, or other Federal funding shall be submitted or deemed approved on behalf of the government of Guam or any agency, division, office, department or

1 instrumentality thereof, or any public corporation, without the
2 final approval of the Director of the Guam State Clearinghouse.”

3 **Section 3.** §2101.3 of Chapter 2 of Title 5 of the Guam Code Annotated is
4 hereby *amended* to read:

5 **“§2101.3. Judiciary of Guam, UOG, GCC and DOE Exemptions.**

6 The Judiciary of Guam, the University of Guam, the Guam
7 Community College, and the Department of Education shall be
8 exempted from the provisions prescribed in Title 5 GCA §§ 2101,
9 2101.1 and 2101.2. However, the Administrator of the Courts, the
10 Presidents of the University of Guam and the Guam Community
11 College, and the Superintendent of the Department of Education shall
12 separately perform the following duties and responsibilities:

13 (a) administer the initiation, coordination and review process of
14 all activities within the institution involving Federal financial
15 assistance;

16 (b) ensure that grant proposals for Federal assistance are in
17 accordance with plans, policies, programs, objectives and
18 procedures of the government of Guam;

19 (c) ensure that proposed projects for which Federal financial
20 assistance is sought are fiscally and environmentally sound and
21 are in compliance with all applicable Federal laws;

22 (d) ensure that the institution complies with all applicable
23 Federal laws relating to Federal financial assistance, and that
24 there exists sound tracking, management, and financial
25 accountability for all Federal Programs awarded to the
26 institution;

1 (e) perform cost analysis on all Federal aid programs, grants,
2 loans, contracts, contributions, advances, direct Federal
3 development, or other Federal funding that the institution is
4 applying for, for the financial impact on the institution and the
5 government of Guam's General Fund or special funds used to
6 fund the local matching requirement as prescribed by Federal
7 law; and the financial impact on the institution and the
8 government of Guam for the continuation of the Federal
9 program should the Federal funding expire and require the
10 government of Guam to financially assume the program's
11 operation one hundred percent (100%); and
12 (f) the Administrator of the Courts, the Presidents of the
13 University of Guam and the Guam Community College, and the
14 Superintendent of the Department of Education may delegate
15 any of the foregoing duties and responsibilities to any officers
16 or employees of their respective institution."

17 **Section 4. Effective Date.** This Act *shall* take effect upon enactment.