Office of the Governor of Guahan

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Felix P. Camacho
Governor

Michael W. Cruz, M.D.
Lieutenant Governor

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date SEPT 3, 2010
Time 4:17 PM
Received by ED POCAIGUE

SEP 02 2010

The Honorable Judith Won Pat
Speaker
I Mina' Trenta Na Liheslaturan Guahan
Thirtieth Guahan Legislature
155 Hessler Street
Hagåtña, GU 96910

Dear Speaker Won Pat:

Transmitted herewith is Substitute Bill No. 439-30 (COR), **"AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS,"** which I signed into law on September 1, 2010 as **Public Law 30-196**.

First, I want to take this opportunity to commend *I Liheslaturan Guahan* and the Committee on Appropriations for passing a balanced budget ahead of the statutory deadline of August 31, 2010. The product is testament of months of collaborative constructive engagement between branches.

The formulation of a revised revenue projection, largely influenced by the global recession, the continued delays in the Guahan military buildup timelines, and the impact of the American Recovery and Reinvestment Act (ARRA) "Make Work Pay Credit" (MWPC) provisions, was achieved with the full participation of the Special Economic Service (SES) and Special Accounting (SAS) groups whose members comprise of the Directors and technical staff of the Bureau of Budget Management and Research (BBMR), Department of Administration (DOA), Guahan Economic Development Authority (GEDA), Department of Revenue and Taxation (DRT), Guahan Visitors Bureau (GVB), Bureau of Statistics and Plans (BSP), Office of Public Accountability (OPA), and the government's Chief Economist

The budget bill is sound, responsible legislation in the allocation of government resources for operations in FY 2011. It provides for a conservative and realistic revenue projection, a spending plan that mirrors current levels, and it prioritizes the government's financial

and human resources towards addressing its longstanding structural imbalance and deficit situation.

The General Fund began to turn the wide corner towards fiscal recovery when it recorded two consecutive years of surplus in Fiscal Years 2007 and 2008, followed by a $150 million reduction in its accumulated deficit in Fiscal Year 2009. Numerous provisions in this budget bill support this deliberate path to recovery and it comes at a time when the U.S. Department of Defense will soon begin the implementation of the Guahan International Agreement as entered into between the United States and Japan in 2006. This action will have a direct impact on General Fund revenues going forward and this bill ensures that fiscal discipline runs parallel with this unprecedented growth.

Public Law 30-196 mandates that the Department of Revenue and Taxation develop a strategic plan to reduce one of the largest component of the Government of Guahan's deficit (tax refund liability). Policy exacted in the budget act now provides that past tax refund liabilities be systematically addressed with a goal to reduce and/or avoid interests accruing towards this liability. The FY 2009 audit indicates $259 million is still owed in tax refunds to the people despite the FY 2009 deficit elimination bond paying down over $112 million of this liability. This trend needs to be reversed and I am encouraged that this budget bill is taking the steps necessary to make this happen.

The budget bill provides for the tightening and strengthening of the processes affecting the payment of tax refunds that will result in reducing accrued tax refund interest and mandates the timely compilation and reconciliation of information for advances and/or reimbursements that Guahan is entitled through various ARRA-mandated tax incentives. It ensures timely payment of tax refunds owed and a swift recognition of revenues anticipated, both of which will enhance the government's ability in addressing its long-standing structural imbalance and chronic deficit status. It mandates that 75% of all future "Make Work Pay Credit" (MWPC) advance payments be deposited directly into the Income Tax Refund Efficient Payment Trust Fund and that any interest earned be used to pay for personnel needed for the processing of these returns. It further provides deadlines for certifying total MWPC of prior periods ensuring appropriate and timely recognition of such federal advances.

The Camacho-Cruz Administration is pleased with many other provisions contained in the bill geared towards deficit reduction to include the elimination of recurring "unbudgeted" credit card charges, the dedication of excess revenue collections towards specific deficit items, the de-appropriation of inactive carry-over appropriations and the reporting of such balances periodically, the mandate for a feasibility study to enhance the recognition of tax receivables and refunds owed, the penalties for non-compliance with all deficit elimination mandates, the statutory amendments affecting "interest only" payments to the Government of Guahan Retirement Fund, and the inclusion of reporting requirements crucial to the implementation of timely measures to staunch deficit growth.

I am also very pleased to see intact funding for the long-awaited implementation of the 2009-2010 Hay Classification, Compensation and Benefit Study for our hard working

government of Guahan employees. After making the decision nearly two years ago to proceed with this government-wide study, my Administration has been diligently working with appropriate expert consultants to make this possible for our government employees. Months of research and evaluation have finally been completed and it's placement as a funding priority is without a doubt long overdue. The patience of government of Guahan employees as they continued to deliver public service way below commensurate pay will finally be rewarded through the permanent adjustment of what they are truly worth.

Most, if not all, of the deficit elimination provisions in the budget bill were discussed at the SES and SAS group meetings over the past few months. They were emphasized as critical to deficit reduction and some were placed as priority agenda items on the heels of the FY 2009 audit which revealed a sizeable deficiency attributed primarily to systemic flaws which the budget bill now seeks to correct. The efficient, productive, and professional conduct of the SES and SAS group meetings are to the credit of the Office of Finance and Budget, an arm of the Committee on Appropriations, whose effective translation of those discussions are evident in the pages of this bill.

Again, I wish to commend *I Liheslaturan Guahan* for the bold, substantive, and far-reaching implications of fiscal policy contained in this measure. The Camacho-Cruz Administration looks forward to continued productive efforts towards fiscal recovery and other issues affecting the people of our great Territory.

Sinseru yan Magåhet,

FELIX P. CAMACHO
I Maga' Låhen Guahan
Governor of Guahan

Attachment: copy of Bill

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

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

This is to certify that **Substitute Bill No. 439-30 (COR), "AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS"**, was on the 20th day of August, 2010, duly and regularly passed.

Judith T. Won Pat, Ed. D.
Speaker

Attested:

Tina Rose Muña Barnes
Legislative Secretary

This Act was received by *I Maga'lahen Guåhan* this 21 day of Aug, 2010, at 1:20 o'clock p.M.

Assistant Staff Officer
Maga'lahi's Office

APPROVED:

FELIX P. CAMACHO
I Maga'lahen Guåhan

Date: 1 SEPTEMBER 2010

Public Law No. **P.L. 30-196**

I MINA'TRENTA NA LIHESLATURAN GUÅHAN
2010 (SECOND) Regular Session

Bill No. 439-30 (COR)
As substituted by the Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land, and amended in the Committee of the Whole.

Introduced by: Committee on Appropriations, Taxation, Banking, Insurance, Retirement, and Land by request of *I Maga'lahen Guåhan,* the Governor of Guam, in accordance with the Organic Act of Guam.

AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE, LEGISLATIVE AND JUDICIAL BRANCHES OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2011, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

CHAPTER I
GENERAL PROVISIONS

Section 1. Short Title. This Act *shall* be known as the "**General Appropriations Act of 2011**." 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, 2010 but *no later than* September 30, 2011. *If* any appropriation in this Act is found contrary to federal law, all other portions of this Act *shall* remain valid.

Section 2. Estimated Revenues for Fiscal Year 2011. *I Liheslaturan Guåhan* adopts the following revenue estimates for Fiscal Year 2011 as the basis for the appropriations contained in this Act.

I.	**GENERAL FUND REVENUES**	**AMOUNT**
	TOTAL GENERAL FUND REVENUE	$651,298,818
	PROVISION FOR TAX REFUND PAYMENTS	($100,062,184)
	TOTAL GENERAL FUND REVENUE AVAILABLE FOR OPERATIONS	$551,236,634
	A. TAXES	
	Income Tax	
	Corporate	$95,238,868
	Individual	$107,455,121
	Withholding Taxes, Interest and Penalties	$188,714,052
	Provision for Tax Refund Payments	($100,062,184)
	TOTAL INCOME TAXES	**$291,345,857**
	Business Privilege Tax	$202,375,945
	Business Privilege Tax (GMHA Pharmaceuticals Fund)	($8,095,038)
	Business Privilege Tax (Tax Credit: JKF Rent)	($3,000,000)
	Other Taxes	$3,362,792
TOTAL TAXES		**$485,989,556**
	B. FEDERAL SOURCES	
	Federal Income Tax Collection - Section 30	$52,139,349
	Overpayment reconciliation of Section 30 (1 of 4)	($5,808,295)
	Immigration Fees and Indirect Cost	$1,647,349
	TOTAL FEDERAL SOURCES	**$47,978,403**
	C. USE OF MONEY AND PROPERTY	**$3,529,513**
	D. LICENSES, FEES AND PERMITS	
	Licenses, Fees and Permits	$6,987,481
	Licenses, Fees and Permits (Better Public Service Fund)	($590,591)
	TOTAL LICENSES, FEES AND PERMITS	**$6,396,890**
	E. DEPARTMENT CHARGES	**$2,259,952**
TOTAL GENERAL FUND NET REVENUE COLLECTIONS		**$546,154,314**
2% GENERAL FUND RESERVE		($10,923,086)

1 (Appropriations Cap of 98% of General Fund Revenue; §22436, Chapter 22 of Title 5
2 GCA)
3 **TOTAL GENERAL FUND REVENUE**
4 **AVAILABLE FOR APPROPRIATION** **$535,231,228**

II.	SPECIAL FUND REVENUES	AMOUNT
	A. Air Pollution Control Special Fund	$280,795
	B. Better Public Service Fund	$1,585,109
	C. *Chamorro* Land Trust Operations Fund	$714,094
	D. Corrections Revolving Fund	$1,366,062
	E. Customs, Agriculture and Quarantine Inspection Services Fund	$8,770,722
	F. DPW Building and Design Fund	$562,012
	G. Enhanced 911 Emergency Reporting System Fund	$1,795,979
	H. Environmental Health Fund	$758,871
	I. Fire, Life and Medical Emergency Fund	$653,024
	J. GMHA Pharmaceuticals Fund	$8,095,038
	K. Guam Board of Accountancy Fund	$408,100
	L. Guam Contractors License Board Fund	$834,097
	M. Guam Environmental Trust Fund	$336,796
	N. Guam Highway Fund	
	Guam Highway Fund	$20,966,074
	Guam Highway Fund (Better Public Service Fund)	($1,012,540)
	Guam Highway Fund (Public Transit Fund)	($416,427)
	Total Guam Highway Fund	$19,537,107
	O. Guam Plant Inspection and Permit Fund	$116,119
	P. Healthy Futures Fund	$20,297,556
	Q. Indirect Cost Fund	$1,556,608
	R. Land Survey Revolving Fund	$3,435,561

S. Manpower Development Fund	$4,370,379
T. Police Services Fund	$570,110
U. Professional Engineers, Architects and Land Surveyors Board Fund	$244,309
V. Public Recreation Services Fund	$212,694
W. Public School Library Resources Fund	$805,876
X. Public Transit Fund	$416,427
Y. Safe Streets Fund	$241,000
Z. School Lunch/ Child Nutritional Meal Reimbursement Fund	
Federal Sources (100% Federal Grant)	$7,300,000
Cash Collection (Department of Education)	$875,000
Total School Lunch/ Child Nutritional Meal Reimbursement Fund	$8,175,000
AA. Solid Waste Operations Fund	$13,835,019
AB. Street Light Fund	$3,563,145
AC. Tax Collection Enhancement Fund	$818,249
AD. Territorial Education Facilities Fund	$22,401,128
AE. Tourist Attraction Fund	$22,400,181
AF. Water Protection Fund	$85,851
AG. Water Research and Development Fund	$91,729
TOTAL SPECIAL FUND REVENUE	**$149,334,747**

III. FEDERAL MATCHING GRANTS-IN-AID

Federal Grants-in-Aid Requiring Local Match:

A. Agriculture	$327,000
B. Guam Council on the Arts and Humanities Agency	$288,700

	C. Department of Integrated Services for Individuals with Disabilities	$2,992,651
	D. Department of Labor	$41,400
	E. Office of the Attorney General	$4,645,844
	F. Department of Military Affairs	$1,547,700
	G. Department of Public Health and Social Services	$ 25,914,601
	H. University of Guam	$1,508,000
TOTAL	**FEDERAL MATCHING GRANTS-IN-AID REVENUES**	**$37,265,896**
IV.	**REVENUE AVAILABLE FOR OPERATIONS SUMMARY:**	
V.	**TOTAL GENERAL FUND REVENUE**	**$646,216,499**
	PROVISION FOR TAX REFUND PAYMENTS	($100,062,184)
VI.	**2% GENERAL FUND RESERVE**	($10,923,086)
VII.	**TOTAL GENERAL FUND REVENUE**	**$535,231,229**
	TOTAL SPECIAL FUND REVENUE	**$149,334,747**
VIII.	**TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES**	**$37,265,896**
	GRAND TOTAL	**$721,831,871**

Section 3. Authorization to Pay and Prioritize the Payment of Tax Refunds.

(a) Prioritization of Additional Child Tax Credit (ACTC) Reimbursements. The Provisional Set Aside for tax refunds includes the Additional Child Tax Credit (ACTC), which is a refundable tax credit that is reimbursed to Guam by the Federal Government after refund payments are made to Guam taxpayers that claim the ACTC. Lack of prioritization of ACTC refund payments creates lost opportunity for Guam to receive reimbursed ACTC funds that can then be used to pay more refunds or support the operations of the government.

(b) Prioritization of Earned Income Tax Credit Data. The Earned Income Tax Credit (EITC) is another Federal initiative where taxpayers can claim a credit equal to a

percentage of their income, depending on employment and socioeconomic status. The Internal Revenue Service describes the EITC as "a refundable federal income tax credit for low to moderate income working individuals and families. Congress originally approved the tax credit legislation in 1975, in part to offset the burden of increase in social security taxes and to provide an incentive to work. When EITC exceeds the amount of taxes, owed, it results in a tax refund to those who claim and qualify for the credit." The intent of the EITC is to encourage the move of welfare recipients from welfare to workfare by incentivizing them to work by supplementing their wages with a year-end tax refund "bonus".

According to the Director of the Department of Revenue and Taxation, the current annual liability for the EITC is approximately Forty Million Dollars ($40,000,000) a year. Understanding the trend of EITC is critical to long term and annual budget planning for the government of Guam that necessitates timely and accurate reports about the frequency and amount of individuals that claim this credit each tax year. The EITC liability for 2010 and 2011 will likely remain at *or* exceed current levels. Most recipients of the EITC pay little to no income tax into the Guam Treasury, which requires Guam to use taxes and revenues from other sources to pay for the EITC program. A Guam Supreme Court decision ruled that Guam taxpayers must be paid the EITC as a requirement of the "mirror image jurisdiction" of the IRS code. The result is an inadequate collection of taxes to support the programs and services required for all the residents of Guam, including timely tax refund payments.

The Committee on Appropriations *does not* support raising taxes and fees in order to pay EITC because then it becomes a redistribution of income between classes, which is contrary to the intent of the EITC, which seeks to promote individual achievement and self sufficiency. Raising taxes will only bring those eligible for EITC toward the poverty line and potentially hamper economic growth by taking resources away from investment activity.

For future planning purposes, by December 31, 2010, the Director of the Department of Revenue and Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* certifying the total amount of EITC paid for each

tax year and fiscal year dating back to Fiscal Year 2003. The report *shall* include the total number of EITC recipients categorized within the standard income brackets used by the IRS for reporting purposes.

(c) Prioritization of Tax Refund Payments. In previous fiscal year budget acts, deficit spending has occurred by the underpayment of tax refunds. Even in Fiscal Year 2008 when a small surplus was realized, total tax refund liability for the period exceeded the budgeted provisional set aside for refunds which increased the deficit. Thus, in order to minimize interest accrual, *I Liheslaturan Guåhan* finds it necessary to authorize and prioritize the payment of Tax Years 2007, 2008, 2009 and 2010 refunds in the order of the following amounts and priority:

(1) The tax refund disbursement amounts authorized in this Section *shall* be within the following classification of return status designations and amounts:

Refunds with ACTC and MWPC claims for Tax Years:

2007	A Status Returns	$5,000,000
2008	A Status Returns	$10,000,000
2009	A Status Returns	$65,000,000
2010	A Status Returns	$15,000,000

Emergency Refunds:

2009	Emergency A Status Returns	$2,000,000
2010	Emergency A Status Returns	$3,062,184

(2) The tax refund disbursement procedure authorized in this Section *shall* be the filer with the lowest taxable income, followed by the next lowest and repeating this disbursement methodology until all the funds authorized are exhausted in each group of return status designations at the end of each processing week.

(3) Emergency refunds may be paid at anytime during the Fiscal Year 2011 and are subject to the prioritization of return status designation and amounts.

(4) The Director of the Department of Revenue and Taxation *shall* submit a status report to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan*

Guåhan by the 20th of each month that contains the number of tax refunds paid and amounts by each return status designation group.

(5) *No less than* fifty percent (50%) of all ACTC reimbursements *shall* be deposited directly into the Income Tax Refund Efficient Payment Trust Fund (Fund), of Chapter 51, Title 11, Guam Code Annotated, and applied to 2008 and prior A Status returns. Interest earned in the Fund may be used to hire seasonal employees to assist with income tax processing.

(6) *No less than* ten percent (10%) of all ACTC reimbursements *shall* be earmarked to fund vacancies and overtime for the Department of Revenue and Taxation Income Tax Processing and Income Tax Enforcement Division, as outlined in Chapter V, Section 2 (i)(3).

Section 4. Make Work Pay Tax Credit Reconciliation.

(a) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that reconciliation of individual income tax returns be performed with utmost urgency. *I Liheslaturan Guåhan* acknowledges that accounting standards provide the framework whereby government revenues are recognized. Without timely reconciliation of individual income tax returns, revenues realized by the government of Guam cannot be recognized.

I Liheslaturan Guåhan recognizes that the reconciliation of individual income tax returns is within the purview and authority of the Department of Revenue and Taxation, and that any delays in reconciling individual income tax returns, especially as they relate to Treasury warrants, have an adverse impact to the financial capacity of the government of Guam.

It is further the intent of *I Liheslaturan Guåhan* that timely reconciliation of individual income tax returns be performed pursuant to the timeline specified in Chapter I, Section 4(b) of this Act as it relates to Make Work Pay Tax Credit, and recognizes the inability of the Department of Revenue and Taxation to process them accordingly, which hinders the ability of *I Liheslaturan Guåhan* to properly forecast revenues.

Therefore, *I Liheslaturan Guåhan* intends to mandate the Department of Revenue and Taxation to provide a reconciliation of the Make Work Pay Tax Credit based on the timelines specified in Chapter I, Section 4(b) of this Act.

(b) **The Department of Revenue and Taxation Reconciliation Timeline.** The Department of Revenue and Taxation *shall* determine the method of the reconciliation. The only criterion required by *I Liheslaturan Guåhan* is that the method *shall* provide reasonable assurance to external auditors and that the portions of the Make Work Pay Tax Credit be recognized as revenue.

The timeline whereby the reconciliation *shall* occur is as follows:

(1) By December 31, 2010, the Director of the Department of Revenue and Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit received in Tax Year 2009, as substantiated by the documented request to and the remittance from the Department of Treasury. From this total amount received, the breakdown as to the portions of the Make Work Pay Tax Credit *shall* be recognized as revenue from Tax Year 2009.

(2) By May 31, 2011, the Director of the Department of Revenue and Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit received in Tax Year 2010, as substantiated by the documented request to and remittance from the Department of Treasury. From this total amount received, the breakdown as to the portions of the Make Work Pay Tax Credit *shall* be recognized as revenue from Tax Year 2010.

(3) By July 31, 2011, the Director of the Department of Revenue and Taxation *shall* provide a report to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* certifying the total amount of Make Work Pay Tax Credit received in Tax Year 2010 as substantiated by the documented request to and remittance from the Department of Treasury. From this total amount received, the breakdown as to the portions of the Make Work Pay Tax Credit *shall* be recognized as revenue from Tax Year 2010.

Section 5. Make Work Pay Tax Credit Extension. It is the intent of *I Liheslaturan Guåhan* that the government of Guam reserve seventy-five percent (75%) of all future advance payments received from the Department of Treasury for the Make Work Pay Tax Credit. Should the Make Work Pay Tax Credit be extended for Tax Year 2011, the Department of Administration and the Department of Revenue and Taxation *shall* deposit seventy-five percent (75%) of all Make Work Pay Treasury Warrants directly into the Income Tax Refund Efficient Payment Trust Fund for the purpose of paying tax refunds.

Section 6. Prioritization of Revenue Collections in Excess of Monthly Collections.

(a) **Legislative Intent.** *I Liheslaturan Guåhan* recognizes the strain of the unfunded Federal mandates, such as the Earned Income Tax Credit (EITC), and also acknowledges that upon enactment of this Act, the United States Congress and the President of the United States may enact tax legislation into law that could enhance, reduce *or* have no effect on the collection of income and withholding taxes. Therefore, *I Liheslaturan Guåhan* intends to earmark specific funding sources to organize and prioritize discretionary past due obligations within the structural deficit, as well as future obligation proposals necessary to maintain a stable, competitive government work force that will attract and retain the best employees to deliver programs and services to Guam residents and visitors to Guam.

I Liheslaturan Guåhan also recognizes the burden placed on the community of Guam due to past due tax refunds and prior year obligations, and wishes to address the existing structural deficit prior to spending the anticipated increase in General Fund revenues that may be realized as a result of the proposed military buildup on Guam. In order to achieve this objective, *I Liheslaturan Guåhan* requires a long-term strategic plan to systematically bring transparency and a sharp focus to improve the financial health of the government of Guam. The strategic Plan *shall* recognize the debts owed by the government to its citizens and *shall* receive the highest priority in accordance with the funding sources earmarked for payment of these debts.

I Liheslaturan Guåhan also acknowledges the urgency to address prior year obligations. Rather than confront these challenges on a yearly basis, *I Liheslaturan*

Guåhan shall require a vehicle to minimize all debts owed, both to internal and external stakeholders. *I Liheslaturan Guåhan* seeks to reaffirm its position as the government's appropriating authority and to set forth the current and future operational spending plan through the passage of this Act.

I Liheslaturan Guåhan recognizes that excess resources received by the government of Guam are under the vested authority and guidance of *I Liheslaturan Guåhan,* and that the separation of powers reserves the right of the Executive Branch, through the Office of *I Maga'lahen Guåhan,* to allocate and release the resources as appropriated by *I Liheslaturan Guåhan.*

(b) **Income Tax Refunds.**

(1) Within thirty (30) days upon enactment of this Act, the Department of Revenue and Taxation *shall* provide a full accounting of the total income tax liability of the government and *shall* be submitted to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan.*

(2) The Director of the Bureau of Budget and Management Research *shall* create a General Fund twelve (12) month revenue budget based on the revenue estimates in Chapter I, Section 2, relative to a statistical weighting of historical collections by month by collection category in the General Fund Combined Comparative Statement of Revenues report. The report *shall* be submitted to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* within thirty (30) days upon enactment of this Act.

(3) Notwithstanding any other provision of law, monthly revenue collections in excess of the monthly revenue budget in Chapter I, Section 6(b)(2) of this Act from the categories defined in Chapter I, Section 6(b)(4) of this Act as Income Tax revenues are hereby appropriated for the payment of tax liabilities defined as: (A) Individual Income Tax Refund and Interest payment; and (B) Corporate Income Tax Refund and Interest payment, and hereby prioritized according to Chapter I, Section 3(c) of this Act.

(4) The funding source for tax liabilities *shall* be income tax revenues reported by the Department of Administration on cash basis for the individual

income tax, the withholding tax, and the corporate income tax. Revenues for the purpose of this Act represent cash *or* cash instruments with a maturity term of *less than* ninety (90) days that are available and earned by the government of Guam within the current fiscal year.

(5) Available excess income tax revenues are available for expenditure when *no* third party claims, pledges, encumbrances, appropriations, or liens exist against such excess income tax revenues. *If* any outside party asserts claims over such resources, the matter *shall* be resolved at the appropriate legal jurisdiction.

(6) The identification and recordation of available excess revenues *shall* be performed by the Department of Administration, in coordination with the Bureau of Budget and Management Research and the Department of Revenue and Taxation.

(7) It is important to coordinate the financial resources of the government of Guam to ensure synchronous deployment of resources. The Department Administration *shall* submit the following reports to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* on the 25th of each month:

(A) quarterly statement of revenues, expenditures and changes in fund balance for the major funds;

(B) monthly bank statements for all major funds;

(C) monthly bank reconciliation for all major funds; and

(D) an explanation of any material variances resulting between revenues reported on the quarterly statement of revenues, expenditures, and fund balance and the cash reported in the bank statements. The explanation *shall* provide detailed disclosures in the statement of revenues, expenditures, and changes in fund balance.

(8) Available excess revenues identified in Chapter I, Section 6(b)(6) of this Act *shall* be deposited by the Department of Administration into the Income Tax Refund Efficient Payment Trust Fund for payment of past due tax refunds as outlined Chapter I, Section 3(c) of this Act.

(9) Thirty (30) days after the close of the current fiscal year, the Department of Administration *shall* provide a detailed reconciliation of the payment of income tax refunds through available excess revenues for the current fiscal year to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan.*

(10) The Department of Revenue and Taxation *shall* develop a strategic plan to be submitted to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* within six (6) months after the enactment of this Act. The Plan *shall* include computations and recommendations as to the best use of government resources for payment of past due refunds to minimize the interest expense.

Section 7. Prior Year Obligations and Future Obligation Proposals.

(a) **Legislative Intent.** *I Liheslaturan Guåhan* recognizes the importance of providing a mechanism to address prior year obligations incurred through operational deficits, unbudgeted expenditures, *or* authorized legislative statutes.

(b) **Prior Year Obligation Report.** Within thirty (30) days upon enactment of this Act, the Department of Administration *shall* provide a report of a full accounting of the prior year obligations of the government, and *shall* be submitted to *I Maga'lahen Guåhan*, the Speaker of *I Liheslaturan Guåhan,* and the Office of Finance and Budget.

(c) **Excess Available Business Privilege Tax Revenue.** Notwithstanding any other provision of law, monthly revenue collections in excess of the monthly revenue budget in Chapter I, Section 6(b)(2) of this Act from the categories defined in Chapter I, Section 7(d) of this Act as Business Privilege Tax revenues *shall* be appropriated for the payment of Prior Year Obligations and Future Obligation Proposals as defined and prioritized below:

(1) Fifty percent (50%) of all excess collections identified in Chapter I, Section 7(e) of this Act *shall* be appropriated for payment of principal and interest obligations pursuant to Rios v. Camacho, Superior Court No. SP0206-93.

(2) Forty percent (40%) of all excess collections identified in Chapter I, Section 7(e) of this Act *shall* be appropriated for payment of principal and interest obligations pursuant to Guam Federation of Teachers v. Government of Guam, et. al., Superior Court Case No. SP 0009-07.

(3) Five percent (5%) of all excess collections identified in Chapter I, Section 7(e) of this Act *shall* be appropriated for payment of principal interest of prior year obligations to any employees identified in the report outlines in Chapter I, Section 7(b) of this Act.

(4) Five percent (5%) of all excess collections identified in Chapter I, Section 7(e) of this Act *shall* be appropriated for payment of principal and interest of prior year obligations to all other claimants identified in the report outlined in Chapter I, Section 7(b) of this Act

(d) Business Privilege Tax (BPT) revenues are defined as revenues reported by the Department of Administration on cash basis for the business privilege tax and use tax. Available revenues for the purpose of this Act represent cash or cash instruments with a maturity term of *less than* ninety (90) days that are available and earned by the government of Guam within the current fiscal year.

(e) Excess business privilege tax revenues are available for expenditure when *no* third party claims, pledges, encumbrances, appropriations, *or* liens exist against such excess business privilege tax revenues. *If* any outside party asserts claims over such resources, the matter *shall* be resolved at the appropriate legal jurisdiction.

(f) The identification and recordation of excess revenues *shall* be performed by the Department of Administration and *shall* provide any additional reports requested by the Office of Finance and Budget should the reporting requirements outlined in Chapter I, Section 6(b)(6) of this Act *not* provide adequate information to ascertain excess BPT and use tax revenue. Excess revenues identified in Chapter I, Section 7(e) of this Act *shall* be disbursed the Department of Administration in accordance with the priorities outlined in Chapter I, Section 7(c) of this Act for payment of the prior year obligations.

(g) Thirty (30) days after the close of the current fiscal year, the Department of Administration *shall* provide a detailed reconciliation of the payment of the prior year obligations through excess BPT revenues for the current fiscal year to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan.*

(h) The Department of Administration and the Bureau of Budget and Management Research *shall* develop a strategic Plan to be submitted to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* within six (6) months upon enactment of this Annual Appropriations Act. The Plan *shall* include computations and recommendations as to the best use of government resources for payment of prior year obligations to minimize the interest expense.

Section 8. Income Tax Refund Compensation Plan.

(a) **Legislative Intent**. It is the intent of *I Liheslaturan Guåhan* that the processing and disbursement of tax refunds are made a priority of the government of Guam, and recognizes that the government of Guam serves as a fiduciary agent in its custody over these funds on behalf of the taxpayers of the island. It is, further, the intent of *I Liheslaturan Guåhan* to promote the timely processing and payment of these refunds to ensure that the funds are returned to the taxpayers, and that the interest incurred by the government of Guam is minimized. As such, *I Liheslaturan Guåhan* recognizes that the timely processing and disbursement of refunds *shall* occur to disburse any excess revenues that become available.

I Liheslaturan Guåhan realizes that the processing and payment of refunds are constrained by the availability of funds and the productivity of the Department of Revenue and Taxation. Although the availability of funds is the responsibility of policymakers, *I Liheslaturan Guåhan* recognizes the hard working public servants at the Department of Revenue and Taxation for the work they perform for the timely processing and disbursement of refunds.

(b) *I Liheslaturan Guåhan* wishes to emphasize the urgency of processing refunds by incentivizing the employees at the Department of Revenue and Taxation. The Income Tax Refund Compensation Plan (Plan) based on Merit Bonus, as delineated in §6203, Chapter 6, Title 4, Guam Code Annotated, *shall* be developed by the Director of the Department of Revenue and Taxation.

The Plan *shall* be submitted by the Director of Revenue and Taxation to *I Maga'lahen Guåhan* within sixty (60) days upon enactment of this Act. *I Maga'lahen Guåhan shall* submit the proposed Plan within thirty (30) days upon receipt of the Plan to

the Speaker of *I Liheslaturan Guåhan*. Pursuant to Chapter 9, Title 5, Guam Code Annotated, *I Liheslaturan Guåhan* may approve, disapprove *or* amend accordingly.

Section 9. Debt Service Continuing Appropriation. The following are continuing appropriations for debt service requirements:

A. GENERAL OBLIGATION BONDS, SERIES 1993 A **$2,894,049 1/**

(For education capital projects; Real Property Taxes pledged; due FY 2018 as final year; P.L. 29-19 and P.L. 29-21, net of UOG Bond Payment Obligation $2,028,008)

1/ Territorial Education Facilities Fund

B. LIMITED OBLIGATION HIGHWAY REFUNDING

BOND 2001 SERIES A **$6,030,775 2/**

(P.L. No. 24-70; due FY 2012 as the final year; source of payment from Liquid Fuel Taxes).

2/ Guam Highway Fund

C. LIMITED OBLIGATION (SECTION 30) BONDS

SERIES A, 2001 (SECTION 30 FUNDS) **$9,822,288 3/**

(Water System Revenue Bond; P.L. 26-58, amended by P.L. 26-59; Section 30 fund pledged; due FY 2012 as final year)

3/ Section 30 Funds (General Fund)

D. 2002 SHORT TERM FINANCING (SECTION 30 FUNDS) **$1,281,818 4/**

(Line of Credit; P.L. 26-84 amended by P.L. 26-122 and P.L. 26-130; due FY 2012 as the final year; source of payment Section 30 Funds)

4/ Section 30 Funds (General Fund)

E. LIMITED OBLIGATION INFRASTRUCTURE

IMPROVEMENT BONDS, 1997 SERIES A (TAF) **$6,657,176 5/**

(Tumon Redevelopment; payment from the Tourist Attraction Fund, pursuant to P.L. 24-111)

5/ Tourist Attraction Fund

F. 2008 SHORT TERM FINANCING $4,202,213 6/

(Line of Credit; P.L. 29-69 amended by P.L. 29-82 & P.L. 29-87; due FY 2012 as the final year; source of payment General Fund, secondary Section 30 Funds)

6/ General Fund

G. GENERAL OBLIGATION BONDS, SERIES 2007 A $7,874,700 7/

(Partial refunding of GOB, 1993 Series A, funding capital projects and certain obligations of the Government of Guam; due FY 2037 as final year; P.L. 29-19, and P.L. 29-21)

7/ Territorial Education Facilities Fund

H. LIMITED OBLIGATION (SECTION 30) BONDS, SERIES 2009A $7,135,019 8/

(To finance cost for the new landfill and the closure of Ordot Dump; P.L. 30-1 amended by P.L. 30-7; Due FY 2035 as final year).

8/ Solid Waste Operations Fund

I. GENERAL OBLIGATION BONDS, 2009 SERIES A $23,278,492 9/

(To finance certain expenses affecting General Fund Deficit; P.L. 29-113 amended by P.L. 30-7; Due FY 2040 as final year)

GRAND TOTAL DEBT SERVICE $67,298,019

CHAPTER II

EDUCATION

PART I – GUAM DEPARTMENT OF EDUCATION (GDOE)

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds that the U.S. Congress has provided nearly One Hundred Million Dollars ($100,000,000) in additional grants to the Guam Department of Education (GDOE) through the American Recovery and Reinvestment Act (ARRA) stimulus grants and most recently HR 1586, The Education Jobs Funds, providing over Twenty Million Dollars ($20,000,000) specifically to pay wages and benefits of education employees in FY 2011.

It is the intent of *I Liheslaturan Guåhan* to direct the GDOE to support, wherever possible, the operations of the GDOE with federal funds to relieve the General Fund. *I Liheslaturan Guåhan* has assigned the highest priority to raising the standard of education available to the students in the elementary, secondary and higher education *or* post-secondary institutions on Guam. However, there are numerous financial challenges associated with appropriating to the GDOE the financial resources it would need to maintain the FY 2010 manpower level, respective of the teacher-student ratio and other contractual requirements in the collective bargaining agreement between the Guam Education Policy Board (GEBP) and the Guam Federation of Teachers (GFT). This situation is worsened by the unanticipated delay in the economic surge expected from the Department of Defense. Revenues projected fell short thus forcing *I Liheslaturan Guåhan* to seek further reduction in government operations spending. The government of Guam is currently allocating eighty-five percent (85%) of its available revenues to personnel costs, while a large share of the remaining revenues are allocated to the government's debt-service obligations and the cost of operations.

This is the current state of affairs in Guam, as well as in many other communities throughout the United States, and educational institutions are *not* spared *or* insulated from the financial hardship impacting practically every State and local government throughout the Nation. The current recession has placed tremendous financial (budgetary) pressure on State governments, thus compelling the U.S. Congress to enact certain provisions in H.R. 1586 in an effort to provide financial relief to governments in need. Guam was awarded slightly over Twenty Million Dollars ($20,000,000) for FY 2010-2011 through this Congressional

appropriation, and funds are to be allocated for the maintenance of effort to keep teaching personnel in the classrooms by avoiding layoffs and furloughs, and to recall *or* rehire former employees. Funds may also be used to hire new teachers to provide early childhood, elementary, *or* secondary educational and related services. The primary outlay of such funds however, *shall* be for the salaries and benefits expenses of the GDOE.

The government of Guam lacks the financial capacity to maintain its current *or* prior operating level, which is critical to keeping all GDOE teachers employed. The GDOE is encountering insurmountable challenges in meeting the policy requirements and standards of the GEPB, *I Liheslaturan Guåhan,* and the people of Guam due to the current state of financial hardship plaguing Guam, the region and most municipalities in the mainland.

The United States Congress has appropriated financial relief for the States, territories, and other municipalities of the United States through H.R. 1586, whereby an extension of the ARRA will allow teaching jobs to be maintained, and additional hiring of teachers for elementary, secondary, early childhood, and post-secondary positions is authorized.

I Liheslaturan Guåhan wishes to fully participate in the application of H.R. 1586 in order to avoid any disruption in the delivery of educational services to the people of Guam, and to preserve and retain the invaluable human resources of the GDOE.

With the local appropriations contained in this Act, when added to federal formula consolidated grants, ARRA stimulus grants and the Education Jobs Funds allocations, the GDOE will receive close to Three Hundred Million Dollars ($300,000,000) for its operations in FY 2011; which is more than adequate to meet the needs of the students for the upcoming school year.

It is the intent of *I Liheslaturan Guahan* that external funds available to agencies and departments *shall* be taken into consideration to determine the current appropriation level needed. As to maximize the use of these funds, *I Liheslaturan Guahan* intends that material external funds received *shall* be used to maximize services and programs of the agencies through pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial reporting of these funds to the citizens of Guam. For FY 2011 the Guam Department of Education will be the recipient of the following federal funds below:

SUMMARY OF FEDERAL FUNDS-GUAM DEPARTMENT OF EDUCATION

FUNDING SOURCE	AMOUNT
AVAILABLE BALANCE FROM FY 2010 AND PRIOR	**46,138,167**
STATE FISCAL STABILIZATION FUND	**83,197,665**
FY 2011 GRANTS AWARDED	**41,900,206**
EDUCATION JOBS FUND PROGRAM	**20,000,000**
GR. TOTAL	**191,236,038**

Source: Guam Department of Education FY 2011 Grant Listing

Section 2. Appropriation. Pursuant to §§52101 and 52102 of Chapter 52, Division 2 of Title 11, Guam Code Annotated, the amounts specified in the Summary of Base Operational Appropriation in this Section, are appropriated out of the General Fund, Special Funds, and Federal Matching Grants-in-Aid as specified in the Summary of Base Operational Appropriation Funding Source to the GDOE Operations Fund for Fiscal Year 2011. This appropriation *shall* be expended in accordance with the cash disbursement schedules required by §52101(b), and in accordance with the program, department *or* divisional object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$103,192,413**	**$697,712**	**$103,890,125**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$34,986,135**	**$331,449**	**$35,317,584**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$1,771,803**	**$14,228,213**	**$16,000,016**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$1,434,000**	**$1,634,250**	**$3,068,250**
EQUIPMENT	**250**	**$0**	**$1,025,419**	**$1,025,419**
WRK. COMP.	**270**	**$150,000**	**$0**	**$150,000**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$2,440,118**	**$0**	**$2,440,118**
POWER	**361**	**$10,012,545**	**$0**	**$10,012,545**
WATER/SEWER	**362**	**$2,009,669**	**$0**	**$2,009,669**
PHONE/TOLL	**363**	**$449,632**	**$0**	**$449,632**
CAP. OTLY.	**450**	**$0**	**$295,000**	**$295,000**
GR. TOTAL		**$156,446,314**	**$18,212,043**	**$174,658,357**

School Lunch Program-Federal Sources $7,300,000 (230)

School Lunch Program Cash Collection $875,000(240)

Public Library Resources Fund $805,876 (250)

Territorial Educational Facilities Fund $9,231,167 (111-$697,712; 113-$331,449; 230-$6,928,213; 240-$759,250; 250-$219,543; 450-$295,000)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE	
GENERAL FUND	$156,446,314
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$18,212,043
TOTAL	$174,658,357

Section 3. Increments and Promotions. The amount below in this Subsection is appropriated from the General Fund to Object Category 111 to the GDOE and *shall* be used to fund all increments and reclassifications in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$979,895
RECLASSIFICATIONS	111 Total	$1,000,000

Section 4. GDOE Miscellaneous Funding. The following amounts reflect non-base operational funding appropriated to the GDOE:

(a) **Interscholastic Sports Fund.** (1) The sum of Six Hundred Twelve Thousand Dollars (**$612,000**) is appropriated from the Healthy Futures Fund to the Interscholastic Sports Fund administered by the GDOE to be expended pursuant to §7108, Title 17, Guam Code Annotated. Appropriations made herein *shall* be available to fund the outrigger canoe, rugby, and other sports programs, to include the payment of head coaches, assistant coaches, league fees, and other expenses normally associated with interscholastic sports programs.

(2) The sum of Ninety-two Thousand Dollars (**$92,000**) *shall* be allocated from the appropriation in Chapter II Part I Section 4 (a)(i) specifically for busing services for interscholastic sports programs.

(b) **Health and Physical Education Activities.** The sum of Two Hundred Seventy-nine Thousand Seven Hundred Fifty-four Dollars (**$279,754**) is appropriated from the Healthy Futures Fund to the GDOE for Health and Physical Education programs, intramural sports, and similar activities.

Section 5. JROTC Funds. The GDOE is hereby authorized to expend funds from the JROTC Fund for the *sole* purpose of expenditures related to the operations for the JROTC program.

Section 6. Support to Eliminate "High-Risk" Status. The sum of Two Hundred Fifty Thousand Dollars **($250,000)** is appropriated from the Indirect Cost Fund (ICF) to the GDOE for the *sole* purpose of removing the GDOE from "high risk" grant status. The funds *shall* be expended in accordance to a statement of *pro forma* expenditures submitted, in writing, by the Deputy Superintendent of Administration and Finance of GDOE to the Speaker of *I Liheslaturan Guåhan*. The statement of *pro forma* expenditures *shall* only include expenditures related to this Section.

Section 7. Guam Department of Education Promissory Note Appropriation. The sum of Two Million Four Hundred Thousand Dollars ($2,400,000) is appropriated from the Territorial Educational Facilities Fund to the Utility Cost Account, to pay to the Guam Power Authority for the Guam Department of Education Promissory Note (the agreement between the GDOE and the Guam Power Authority signed on July 20, 2004, and referred to as the "installment payment agreement for past due electrical service") in Fiscal Year 2011.

Section 8. Summer School. From the Summer School Fund established pursuant to §6119 of Article 1 of Chapter 6 of Division 2 of Title 17, Guam Code Annotated, such sums as are necessary to fund the operations of the 2011 Summer School Program are appropriated to the GDOE. The Superintendent of GDOE *shall* submit a detailed report to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* regarding the receipt and expenditure of said funds *no later than* thirty (30) days after the close of summer school and post the same on the GDOE website. Such report *shall* include the following:

(a) total revenues received, including identification of each revenue source;

(b) total expenditures and encumbrance by object classification and by school; and

(c) the fund balance.

Section 9. Textbooks and Collateral Materials. The following are appropriations to the GDOE for the purchase of textbooks, e-book readers and collateral materials, to include, software, sheet music and music books, in accordance with the following terms and conditions:

(a) The sum of Two Million Dollars **($2,000,000)** is appropriated from the General Fund from Fiscal Year 2011 revenues to the GDOE for the purchase of textbooks, e-book readers and related classroom instructional materials, to include software, sheet music and music books. The Superintendent of GDOE may, *if* necessary, through agreements with textbook vendors, defer payment for said materials until after October 1, 2011, but *no later than* December 31, 2011, with the full faith and credit of the government of Guam.

(b) The Superintendent of GDOE *shall* order materials funded by this Section for Fiscal Year 2012 *no later than* March 1, 2011. The Bureau of Budget and Management Research *shall* release such allotments as are necessary to ensure that said materials are ordered by March 1, 2011. The Superintendent of GDOE *shall* receive said materials and distribute them to schools *no later than* thirty (30) days before the start of the school calendar established pursuant to Title 17, Guam Code Annotated, §4111. All funds appropriated for said materials *shall not* be used for any other purpose.

(c) On the first (1st) day of each fiscal quarter of FY 2011, the Superintendent of GDOE *shall* provide to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan*, and post on the GDOE website, a detailed report regarding all receipts and expenditures for textbooks, e-book readers and collateral classroom instructional materials, to include software, sheet music and music books. Said report *shall* be accompanied by the certified list of textbooks approved by the GEPB and all purchase orders issued. The report *shall* summarize:

(1) purchases by allotment account number, unit cost and the total cost of books charged against an appropriation account, the vendor, quantity, title, copyright date and ISBN number of books ordered, the allocation of such books by school and grade, whether books are for teachers or students, and whether books are textbooks or e-books; and

(2) other information that may be useful *or* that is requested by *I Liheslaturan Guåhan* regarding the funds appropriated and authorized herein.

Non-compliance with these reporting requirements by the Superintendent of GDOE *shall* result in the sanctions and penalties imposed by this Act.

Section 10. Website Posting. The Superintendent of GDOE *shall* post and maintain on the GDOE website:

(a) All payments for prior year obligations to be paid by current appropriations when authorized, including the funding source to be used.

(b) Salary adjustments by position, effective date of adjustment and the funding source for each, by month.

(c) Mandated Cash Disbursement Schedules.

(d) Number of filled FTEs, costs and funding sources by school and division by month.

(e) Number of funded vacant FTEs, costs, lapses generated and the funding source for each vacancy by school and division by month.

Section 11. Reports. The Superintendent of GDOE *shall* electronically report the following to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan*:

(a) Within fifteen (15) days after the start of Fiscal Year 2011, the Superintendent of GDOE *shall* provide a copy of the GG-1 *or* Contract of employees hired for School Year 2010-2011.

(b) Thirty (30) days after the start of Fiscal Year 2011 and monthly thereafter, the Superintendent of GDOE *shall* provide a copy of the GG-1 *or* Contract of each employee hired to fill any vacancy or new position.

Section 12. Utilities Reduction Incentive. Each School Principal of the GDOE is encouraged to practice energy conservation within their respective schools. Any school whose Principal and staff is able to reduce their annual utility consumption by *at least* fifteen percent (15%) of their prior annual billing, measured each quarter for each utility type, *shall* have that dollar value of savings transferred from the utility pool to their respective school to supplement the needs of that school, and *shall* be available to be spent to support school activities for students and staff. The savings *shall* be available to the school within thirty (30) days of the close of each quarter.

Section 13. Budgetary Transfer Authority for Guam Department of Education (GDOE). The Superintendent of the GDOE may transfer funds from the appropriations made to GDOE within object classes, *except* that *no* funds *shall* be transferred into the Personnel Services

category. The Superintendent of the GDOE *shall not* transfer any appropriation for Increments and Promotions and Reclassifications as provided within Section 3 of Part I of Chapter II of this Act to supplement or support salaries. *If* a surplus in funding exists within the appropriation for Increments and Promotions and Reclassifications, such amount *may* be used to support payment for prior year obligations

Section 14. Cost Saving Incentive. The Superintendent of the GDOE is encouraged to implement a Cost Savings Plan to include, but *not limited to*, consolidation of programs and entities, maximizing on student-teacher ratios, and practicing energy conservation. *If* the Superintendent is able to implement any cost savings within the GDOE less than its authorized appropriated level, the Superintendent *shall* have that dollar value of savings available to be spent to support payment for prior year obligations and the purchase of supplies and materials. *If* the Superintendent is able to reduce the annual utility consumption by at least fifteen percent (15%) of their prior annual billing, measured each quarter, for each utility type, the Superintendent is authorized to have that dollar value of savings transferred from the utility pool to supplement and support payment for prior year obligations and the purchase of supplies and materials

Section 15. Re-appropriation of Unexpended and Unencumbered Appropriations to the Guam Department of Education. The sum of One Million Two Hundred Ten Thousand Four Hundred Eleven Dollars ($1,210,411) of the unexpended and unencumbered appropriation remaining as of August 1, 2010, from the appropriations contained in Section 4 of Public Law 30-37 is hereby re-appropriated to the Guam Department of Education to object category 230.

Section 16. The sum of Three Hundred Ninety-nine Thousand Seven Hundred Eighty-five Dollars (**$399,785**) is appropriated from the General Fund to the *Chamoru* Studies Division administered by the GDOE to be expended for personnel salaries and benefits, contractual services, supplies and materials, and equipment the support and the implementation of the Content Standards and Performance Indicators of the course syllabi for the emphasis of fluency and for the promotion of the proficiency skills in the areas of listening, speaking, reading, and writing in the *Chamoru* language.

CHAPTER II

PART II – OFFICE OF THE EDUCATION *SURUHÅNU*

Section 1. Appropriation. The amounts below are appropriated from the General Fund to the Office of the Education *Suruhånu* for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$107,248**	**$0**	**$107,248**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$35,437**	**$0**	**$35,437**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$4,500**	**$0**	**$4,500**
OFF. RENTAL	**233**	**$24,000**	**$0**	**$24,000**
SUP. & MAT.	**240**	**$6,329**	**$0**	**$6,329**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$2,000**	**$0**	**$2,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$179,514**	**$0**	**$179,514**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$179,514
FEDERAL MATCHING GRANTS –IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$179,514

Section 2. Increments and Promotions. The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Office of the Education *Suruhånu,* and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$598

Section 3. Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration. The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection, and *shall* be used to fund power, water/sewer, medical and dental insurance and vacancies in Fiscal Year 2011 for the Office of the Education *Suruhånu* .

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	$0
WATER/SEWER	Utility Cost Account	$0
MED/DENTAL INSURANCE	Health Benefit Account	$3,953
VACANCIES	Vacancy Pool Account	$0
TOTAL		$3,953

CHAPTER II

PART III –GUAM CERTIFICATION OFFICE

Section 1. Guam Certification Office. The amount below in this Subsection is appropriated from the General Fund to the Guam Certification Office for its operations in Fiscal Year 2011 in providing administrative support to the Guam Certification Office in accordance with Chapter 27 of 17GCA, the Guam Academy Charter School Council in accordance with §1211(e) of 17GCA, and the Council on Post-Secondary Institutions Certification in accordance with §44104(e) of 17GCA. This appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$140,248**	**$0**	**$140,248**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$46,965**	**$0**	**$46,965**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$13,816**	**$0**	**$13,816**
OFF. RENTAL	**233**	**$7,200**	**$0**	**$7,200**
SUP. & MAT.	**240**	**$1,865**	**$0**	**$1,865**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$6,300**	**$0**	**$6,300**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$4,800**	**$0**	**$4,800**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$221,194**	**$0**	**$221,194**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2 GENERAL FUND	$221,194
3 FEDERAL MATCHING GRANTS –IN-AID	$0
4 SPECIAL FUNDS	$0
5 TOTAL	$221,194

6 (a) **Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 to the Guam Certification
8 Office, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for
9 eligible classified employees funded within this Subsection for satisfactory performance
10 pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS	111 Total	$2,419

12 (b) **Agency Expenses Appropriated to Central Cost Accounts**
13 **Administered by the Department of Administration.** The amounts below are
14 appropriated from the General Fund to the Cost Account identified in this Subsection,
15 and *shall* be used to fund power, water/sewer, medical and dental insurance and
16 vacancies in Fiscal Year 2011 for the Guam Certification Office.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	$0
WATER/SEWER	Utility Cost Account	$0
MED/DENTAL INSURANCE	Health Benefit Account	$4,984
VACANCIES	Vacancy Pool Account	$0
TOTAL		$4,984

CHAPTER II

PART IV – UNIVERSITY OF GUAM

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the University of Guam. The funds *shall* be expended in accordance to the budget request submitted and the priorities stipulated by the University of Guam's Board of Regents.

It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and departments *shall* be taken into consideration to determine the current appropriation level needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material external funds received *shall* be used to maximize services and programs of the agencies through pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial reporting of these funds to the citizens of Guam. For FY 2011 the University of Guam will be the recipient of the following federal funds below:

SUMMARY OF FEDERAL FUNDS-UNIVERSITY OF GUAM

FUNDING SOURCE	AMOUNT
STATE FISCAL STABILIZATION FUND-CAPITAL IMPROVEMENTS	**17,000,000**
STATE ENERGY PROGRAM (GRANT NO: EE00219)	**1,500,000**
GR. TOTAL	**18,500,000**

Source: State Fiscal Stabilization Fund Application-University of Guam

Section 2. Appropriations to the University of Guam. The amounts in the Subsections below are appropriated from the respective Funds, and for the following purposes, to the University of Guam for Fiscal Year 2011:

(a) **General Fund Appropriation for Operations**. The sum of Twenty Seven Million Two Hundred Eight Thousand Six Hundred Twenty Dollars (**$27,208,620**) is appropriated from the General Fund to the University of Guam for its operations in Fiscal Year 2011.

(b) **Federal Matching Grants-in-Aid.** The sum of One Million Five Hundred Eight Thousand Dollars **($1,508,000)** is authorized from Federal Matching Grants-in-Aid to the University of Guam for its operations in Fiscal Year 2011.

Section 3. University of Guam for Scholarships and Training Programs. The following appropriations are made to the University of Guam:

(a) **Student Scholarships, Financial Assistance Programs and Program Administration.** The sum of Two Million Five Hundred Fifty Thousand Six Hundred Seventy Dollars **($2,550,670)** is appropriated from the General Fund to the University of Guam for Fiscal Year 2011 for: Merit Awards, Student Loans, Nursing Training Program, Professional and Technical Awards, Reserve Officer Training Corps (ROTC), Regent Scholarships, Marine Lab Graduate Assistance Programs, Early High School Admission Program, Pedro 'Doc' Sanchez Scholarship Program, John F. Quan Memorial Scholarship Program and the administration of all student financial assistance programs. The President of the University of Guam *shall* allocate this appropriation in order to fund said student scholarships, financial assistance programs and program administration subject to §15113 of Chapter 15, Title 17, Guam Code Annotated. *Not more than* ten percent (10%) of the total appropriation herein *shall* be used for the administration of all student financial assistance programs. The Nursing Training Program *shall* receive *no less than* Five Hundred Thousand Dollars **($500,000)** and the Pedro 'Doc' Sanchez Scholarship Program *shall* receive *no less than* Three Hundred Thousand Dollars **($300,000)** of the appropriation contained herein, except that *if* a surplus exists, such remaining funds *shall* be distributed to fund other scholarship programs contained in this Subsection.

For new recipients of the student financial assistance programs contained in this Subsection awarded beginning Academic Year 2010-2011, the stipends awarded in the respective programs *shall* be awarded as follows:

(1) **Merit Awards.** Award recipients are entitled to a monthly stipend to be disbursed in nine (9) monthly installments during the academic year, as follows: First- and Second-year Students: Two Hundred Dollars **($200.00)** per

month; Third- and Fourth-year Students: Four Hundred Dollars **($400.00)** per month; and graduate students: Five Hundred Dollars **($500.00)** per month."

(2) **Nursing Training Program.** Award recipients are entitled to a monthly stipend to be disbursed in nine (9) monthly installments during the academic year, as follows: First- and Second-year Students: Two Hundred Dollars **($200.00)** per month; Third- and Fourth-year Students: Four Hundred Dollars **($400.00)** per month.

(b) **Dr. Antonio C. Yamashita Educator Corps.** The sum of One Million Two Hundred Thirty-eight Thousand One Hundred Twenty-seven Dollars **($1,238,127)** is appropriated from the General Fund to the University of Guam for Fiscal Year 2011. The President of the University of Guam *shall* disburse, pursuant to the directives and policies of the Educator Corps Council, stipends for the Dr. Antonio C. Yamashita Educator Corps, and funds for the administration of said program pursuant to Chapter 18, Title 17, Guam Code Annotated, and §15107 of Title 17 of the Guam Code Annotated, as amended. *Not more than* ten percent (10%) of the total appropriation herein *shall* be used for the administration of this program.

For new recipients of the Dr. Antonio C. Yamashita Educator Corps awarded beginning Academic Year 2010-2011, stipends *shall* be awarded as follows:

(1) **Teacher Corps.** Award recipients are entitled to a monthly stipend to be disbursed in nine (9) monthly installments during the academic year, as follows: First- and Second-year Students: Two Hundred Dollars **($200.00)** per month; Third- and Fourth-year Students: Four Hundred Dollars **($400.00)** per month.

The President of the University of Guam *shall* post on the University of Guam's website all reports mandated by this Act regarding the Dr. Antonio C. Yamashita Educator Corps.

Section 4. Appropriation for Aquaculture Development and Training Center. The sum of One Hundred Thirty-one Thousand Eight Hundred Forty-six Dollars **($131,846)** is appropriated from the General Fund to the University of Guam for Fiscal Year 2011 for the *sole* purpose of funding the continued operations of the Aquaculture Development and Training Center. Said funds *shall not* be transferred *or* used for any other purpose.

Section 5. Appropriation for WERI's Guam Hydrologic Survey. The sum of One Hundred Ninety-two Thousand Three Hundred Nine Dollars (**$192,309**) is appropriated from the General Fund to the University of Guam for Fiscal Year 2011 for the *sole* purpose of funding the Guam Hydrologic Survey (GHS) administered by the Water and Environmental Research Institute of the Western Pacific (WERI). WERI *shall* continue to administer the GHS for those purposes previously established by Guam law. Such funds *shall not* be transferred *or* used for any other purpose.

Section 6. Appropriation for WERI's Comprehensive Water Resource Monitoring Program. The sum of One Hundred Sixty-three Thousand Eight Hundred Seventeen Dollars (**$163,817**) is appropriated from the General Fund to the University of Guam for Fiscal Year 2011 to fund the Water and Environmental Research Institute of the Western Pacific (WERI). Such funds *shall* be used for the sole purpose of matching the Federal funding for the Comprehensive Water Resource Monitoring Program. WERI *shall* continue to administer the Comprehensive Water Resource Monitoring Program for those purposes previously established by Guam law. Such funds *shall not* be transferred *or* used for any other purpose.

Section 7. University of Guam for the Northern and Southern Soil and Water Conservation District (SWCD) Program. The sum of One Hundred Fifty-seven Thousand Seven Hundred Twenty Dollars (**$157,720**) is appropriated from the General Fund to the University of Guam for the operations and activities of the Northern and Southern Soil and Water Conservation Districts (SWCD) Program for FY 2011, and *shall* be equally divided between the Northern and Southern Soil Conservation Districts. Expenditures from this appropriation *shall* be made upon the approval of the District Directors, with the consent of the SWCD Board and *shall not* require further approval by the University of Guam *or* any other government entity. This Appropriation is *not* subject to transfer *or* use for any other purpose.

Section 8. University of Guam for KPRG (Public Radio). The sum of Ninety-four Thousand One Hundred Seventy-six Dollars (**$94,176**) is appropriated from the General Fund to the University of Guam for the KPRG (Public Radio) Fiscal Year 2011 operations. The President of the University of Guam *shall* disburse the funds to KPRG. *No later than* thirty (30) days after the close of each fiscal quarter of FY 2011, the General Manager of KPRG *shall*

submit to the President of the University of Guam, and post on KPRG's website, all reports mandated by this Act.

Section 9. Appropriation to the University of Guam. The sum of Three Hundred Sixty-five Thousand Three Hundred Sixty-five Dollars (**$365,365**) is hereby appropriated from the Tourist Attraction Fund to the University of Guam for the FY 2011 operations of the Rhinoceros Beetle Program. Notwithstanding the general provisions of Title 11 GCA §30107.1 and this Act, this Appropriation *shall* continue to be available until expended and is *not* subject to transfer *or* use for any other purpose.

Section 10. Appropriation to the Guampedia Foundation. The sum of One Hundred Forty Thousand Dollars (**$140,000**) is appropriated from the Tourist Attraction Fund to the University of Guam for the operations of the Guampedia Foundation. Notwithstanding the general provisions of §30107.1 of Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

Section 11. University of Guam Capital Improvements Fund Continuing Appropriation. The sum of Five Hundred Thousand Dollars (**$500,000**) is appropriated from the Guam Highway Fund to the University of Guam Capital Improvements Fund for the purpose of paying for the debt service pursuant to §16132, Chapter 16 of Title 17, Guam Code Annotated.

Section 12. Program Revenue and Expenditure Reports. *No later than* thirty (30) days after the end of each fiscal quarter, the President of the University of Guam *shall* post on the University of Guam's website and submit to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* quarterly program revenue and expenditure reports for the Aquaculture Development and Training Center, WERI Guam Hydrologic Survey, WERI Comprehensive Water Resource Monitoring Program, Northern and Southern Soil and Water Conservation District Programs, and KPRG. Said reports *shall* be in the format of basic financial statements *or* such format as may be prescribed by *I Liheslaturan Guåhan.*

Section 13. Program Annual Reports. The President of the University of Guam *shall* post on the University of Guam's website and *shall* submit to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* annual reports for: the Aquaculture Development and Training Center, the WERI Guam Hydrologic Survey, the WERI Comprehensive Water

Resource Monitoring Program, the Northern and Southern Soil and Water Conservation District Programs and KPRG. At a minimum, said reports *shall* include: program mission statements, objectives, sources of revenue, expenditures by budget classification, number of employees, contracts, and *shall* describe program accomplishments in the fiscal year reported.

Section 14. Scholarships, Financial Assistance and Other Reports. Beginning in Fiscal Year 2011, sixty (60) days after the end of Fiscal Year 2010, the President of the University of Guam *shall* submit to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan*, and post on the University of Guam's website, a report of expenditures from appropriations made in this Act for student scholarships, student financial assistance, the Dr. Antonio C. Yamashita Educator Corps, and the Educator Corps Council. Said report *shall* include each program's name, the number of scholarships *or* loans issued by each program, the date the scholarship *or* loan was awarded, the anticipated date of cohort graduation, the total amount of awards *or* loans, the total amount of loans repaid to date, the balance of the outstanding awards *or* loans, the amount of collections to date for outstanding loans and repayments due, the number of awards for each field of study, and the number of recipients working to complete their academic and financial obligations.

Section 15. Appropriation to the Guam Cancer Trust Fund. The sum of Five Hundred Forty-four Thousand Six Hundred Thirty-three Dollars (**$544,633**) is appropriated from the Healthy Futures Fund to the University of Guam for the administration of the Guam Cancer Trust Fund, pursuant to §26603 (d)(2) of Article 6, Chapter 26, Title 11, GCA. This appropriation *shall* be used to fund cancer screening, treatment and support services for Fiscal Year 2011.

Section 16. Transfer Authority for the University Of Guam. Appropriations for the operations of the University of Guam, contained in Section 2 of Part IV of Chapter II of this Act *or* for the prior years, may be transferred by the President of UOG out of operations and into the appropriation for statutorily mandated scholarship programs contained in Section 3, Part IV, Chapter II of this Act.

Section 17. Continuing Appropriation. The appropriations made to the Student Financial Assistance Program, the Dr. Antonio C. Yamashita Educator Corps and the University

1 of Guam for Fiscal Year 2010 *shall not* lapse and *shall* continue until fully expended, to include
2 payment of prior year obligations.

CHAPTER II

PART V – GUAM COMMUNITY COLLEGE

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the Guam Community College. The funds *shall* be expended in accordance to the budget request submitted and the priorities stipulated by the Guam Community College's Board of Trustees.

It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and departments *shall* be taken into consideration to determine the current appropriation level needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material external funds received *shall* be used to maximize services and programs of the agencies through pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial reporting of these funds to the citizens of Guam. For FY 2011 the Guam Community College will be the recipient of the following federal funds below:

SUMMARY OF FEDERAL FUNDS-GUAM COMMUNITY COLLEGE

FUNDING SOURCE	AMOUNT
STATE FISCAL STABILIZATION FUND	**8,167,463**
STATE ENERGY PROGRAM (GRANT NO: EE00219)	**1,286,000**
GR. TOTAL	**9,453,463**

Source: State Fiscal Stabilization Fund Application-Guam Community College

Section 2. Appropriations to the Guam Community College. The amounts in the Subsections below are appropriated from the following Funds, and for the following purposes, to the Guam Community College for Fiscal Year 2011:

(a) **General Fund Appropriation for Operations.** The sum of Twelve Million Eight Hundred Forty-one Thousand Two Hundred Fifty-seven Dollars (**$12,841,257**) is appropriated from the General Fund to the Guam Community College for its operations in Fiscal Year 2011.

(b) **Guam Community College LPN and Vocational Guidance Programs.** The sum of Seven Hundred Forty-two Thousand One Hundred Sixty-six Dollars (**$742,166**) is appropriated from the General Fund to the Guam Community College for

Fiscal Year 2011 to support the operations of the Licensed Practical Nursing Program and the Vocational Guidance Program.

(c) **Appropriation to the Guam Community College Lodging Management Program/ProStart Program.** The sum of Twenty-four Thousand One Hundred Fifty-four Dollars (**$24,154**) is appropriated from the Tourist Attraction Fund to the Guam Community College for Fiscal Year 2011 for the Lodging Management Program/ProStart Program. Unexpended funds appropriated for the Guam Community College Lodging Management Program/ProStart Program *shall not* lapse and *shall* remain available for use in succeeding fiscal years until all said sums are expended.

(d) **Appropriation to the Guam Community College Apprenticeship Program.** The sum of Three Million Fifty-nine Thousand Two Hundred Sixty-five Dollars (**$3,059,265**) is appropriated from the Manpower Development Fund to the Guam Community College for the Guam Community College Apprenticeship Program for Fiscal Year 2011. In addition to the authorization continued in §71720 of Chapter 7, Title 22, Guam Code Annotated, this appropriation herein *shall* be available and authorized to be used by the Guam Community College to fund the operations of other programs at the College, as approved by the Board and Administration of the College, after all program requirements and obligations have been fully funded.

Section 3. Reports. The President of the Guam Community College *shall* submit quarterly reports to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* thirty (30) days after the end of each fiscal quarter and post said report on the Guam Community College's website. Said reports *shall* include, but are *not limited to*, the number of participants in each GCC program, the amounts expended from appropriations in this Act by object classification, a description of each program, the academic courses offered, and the requirements for participation in each program.

CHAPTER II

Part VI – MISCELLANEOUS EDUCATIONAL PROVISIONS

Section 1. Purchasing in Economies of Scale. All agencies receiving appropriations pursuant to this Chapter *shall* take all measures necessary to reduce costs by purchasing services, supplies and materials to realize economies of scale.

Section 2. Local Funds Reimbursement. Funds appropriated to the Guam Department of Education (GDOE) by *I Liheslaturan Guåhan shall not* be used to pay for federally-funded program activities and expenditures *unless* such payment is specifically authorized by Guam statute *or unless* such payment is made pursuant to grants that require that local expenditures be made prior to receiving federal reimbursement. The Superintendent of GDOE *shall* submit a report to *I Liheslaturan Guåhan*, *I Maga'lahen Guåhan* and the Office of Public Accountability of all local funds expended in Fiscal Year 2011 for federally-funded programs, the details of such expenditures by object class, the number of FTEs working in said programs, the amounts reimbursed by federal funds and the amounts that have *not or* will *not* be reimbursed by federal funds. Said report *shall* cite the authority to expend local funds for federal programs, *shall* name the certifying office, and *shall* give the date of every expenditure.

CHAPTER III

HEALTH

PART I - GUAM MEMORIAL HOSPITAL AUTHORITY

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the Guam Memorial Hospital Authority (GMHA). The funds *shall* be expended in accordance to the budget request submitted and the priorities stipulated by the GMHA Board of Trustees (Board) and the GMHA's management.

I Liheslaturan Guåhan is resolved to continue to support and establish policies which are in the best interest of the GMHA and its mission. The Board's request to reduce the credits applied against the appropriations to the Guam Memorial Hospital Authority Pharmaceuticals Fund towards the payment of bills for services incurred by qualified Medically Indigent Program (MIP) recipients will help increase GMHA revenues. The removal of credit towards the MIP patient billing may result in over Seven Million Dollars ($7,000,000) of additional cash payments to the GMHA above the previous year.

Furthermore, *I Liheslaturan Guåhan* has increased its support to the GMHA from the Healthy Futures Funds with additional direct support for operations of Two Million Four Hundred Thirty-five Thousand Seven Hundred Seven Dollars ($2,435,707), and One Million Dollars ($1,000,000) per year, allowing GMHA the immediate ability to draw upon its authorized Twelve Million Dollars ($12,000,000) line of credit to meet cash requirements for critical resources for patient care.

Section 2. §26208 of Chapter 26 of Title 11, Guam Code Annotated, is hereby *amended* to read:

"**§26208.** Creation of the Guam Memorial Hospital Authority Pharmaceuticals Fund. There is hereby created, separate and apart from other funds of the government of Guam, a fund known as the "Guam Memorial Hospital Authority Pharmaceuticals Fund." This Fund *shall not* be commingled with the General Fund and *shall* be kept in a separate bank account of which GMHA will be authorized to withdraw from the funds. Four percent (4%) of all Business Privilege Taxes collected in Guam *shall* be deposited in the Guam Memorial Hospital Authority Pharmaceuticals Fund and *shall* be appropriated by *I Liheslaturan Guåhan* to fund all pharmaceutical, drug, medical

supplies, medical equipment, blood and blood products, and medicine requirements for Guam Memorial Hospital. The Department of Administration *shall* deposit, on the last day of each month, a sum equal to four percent (4%) of all Business Privilege Taxes collected for that month in the Guam Memorial Hospital Authority Pharmaceuticals Fund. The Department of Administration *shall* be required to first and foremost fund the Guam Memorial Hospital Authority Pharmaceuticals Fund *prior to* distribution to any other source in accordance with the provisions of this requirement. The Guam Memorial Hospital Authority Pharmaceutical Fund will *not* be subject to *I Maga'lahen Guåhan's* transfer authority or any method of withholding of appropriations that may be imposed by the Bureau of Budget and Management Research (BBMR)."

Section 3. §26208.2 of Chapter 26 of Title 11, Guam Code Annotated, is hereby *amended* to read:

"**§26208.2.** Application of Guam Memorial Hospital Authority Pharmaceuticals Fund. For the purpose of recognizing appropriated Pharmaceutical funds as operating revenue by the Guam Memorial Hospital Authority, retroactively and prospectively, the Hospital *shall* apply Seventy Five (75%) of the funds received towards the payment of bills for services incurred by qualified Medicaid recipients involved in the program at the Hospital and to billings for services provided to patients classified as "charity care" pursuant to criteria adopted by resolution by the Board of Trustees. The Hospital will be responsible to fully demonstrate the manner in which the payments were applied via the Hospital's annual audited financial report. Such distinction *shall* in no way result in the recognition of additional revenue by the Hospital other than what was appropriated by *I Liheslaturan Guåhan*."

Section 4. Guam Memorial Hospital Authority Pharmaceuticals Fund credit toward Medicaid payments *shall not exceed* the sum of Six Million Seventy-one Thousand Two Hundred Seventy-nine Dollars **($6,071,279.00)** in Fiscal Year 2011. Billings in excess of the Seventy Five (75%) credit *shall* be paid by other appropriated funds. The Department of Public Health and Social Services *shall* remit all adjudicated claims for processing for MIP payments.

Section 5. Guam Memorial Hospital Authority Pharmaceuticals Fund Appropriation. Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11, Guam Code Annotated, the sum of Eight Million Ninety-five Thousand Thirty-eight Dollars **($8,095,038)** is appropriated from the Guam Memorial Hospital Authority Pharmaceuticals Fund to the GMHA for Fiscal Year 2011.

Section 6. Guam Memorial Hospital Authority Healthy Futures Fund Appropriations.

(a) Pursuant to §§26208 and 26208.1 of Chapter 26, Division 2 of Title 11, Guam Code Annotated, the sum of Two Million Four Hundred Thirty-five Thousand Seven Hundred Seven Dollars **($2,435,707)** is appropriated from the Healthy Futures Fund to the GMHA for Fiscal Year 2011 Operational Expenses.

(b) Pursuant to §26603(d) of Article 6, Chapter 26, Title 11, Guam Code Annotated, the sum of One Million Dollars **($1,000,000)** is appropriated from the Healthy Futures Fund to the GMHA for Fiscal Year 2011, for the line of credit pursuant to §80104 (t), Chapter 80 Division 4, Title 10, Guam Code Annotated.

CHAPTER III

HEALTH

PART II - DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* for the Department of Public Health & Social Services (DPHSS) to expend their funds in accordance with the object class appropriations.

It is further the intent of *I Liheslaturan Guåhan* to increase the funding level of the DPHSS Community Health Centers. The increase *shall* be appropriated from the Healthy Futures Fund and *shall* be expended in accordance with the following priorities, primarily physicians and other health professionals previously funded through the American Recovery and Reinvestment Act (ARRA), and utilities for the DPHSS Community Health Centers. Any appropriations unexpended after paying for the aforementioned expenditures *shall* be used to fund expenditures related to operations of the DPHSS Community Health Centers.

I Liheslatura Guåhan recognizes the efforts of the DPHSS Community Health Centers in the expansion of facilities and services. It is the intent of *I Liheslaturan Guåhan* for the DPHSS Community Health Center Council and the Management of the DPHSS Community Health Centers to conduct a full review of their fee schedule to examine alternative ways to increase funding.

Section 2. Appropriation. Funds provided in this Section are hereby appropriated and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to the Department of Public Health and Social Services for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$2,635,689**	**$3,973,319**	**$6,609,008**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$923,244**	**$1,304,368**	**$2,227,612**
TRAVEL/MILE	**220**	**$42,156**	**$12,750**	**$54,906**
CONT. SERV.	**230**	**$9,233,747**	**$766,696**	**$10,000,443**
OFF. RENTAL	**233**	**$471,605**	**$162,600**	**$634,205**
SUP. & MAT.	**240**	**$71,790**	**$331,042**	**$402,832**
EQUIPMENT	**250**	**$10,049**	**$0**	**$10,049**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$150**	**$0**	**$150**
MISC	**290**	**$19,245,650**	**$200,000**	**$19,445,650**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$428,951**	**$20,412**	**$449,363**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$33,063,031**	**$6,771,187**	**$39,834,218**

Healthy Futures Fund - $6,044,365 (111-$3,614,831; 113-$1,173,741; 230-$544,189; 233-$162,600; 240-$328,592; 290-$200,000; 363-$20,412)

Environmental Health Fund - $726,822 (111-$358,488; 113-$130,627; 220-$12,750; 230-$222,507; 240-$2,450)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$33,063,031
FEDERAL MATCHING GRANTS-IN-AID	$25,914,601
SPECIAL FUNDS	$6,771,187
TOTAL	$65,748,819

Section 3. Increments and Promotions. The amount below in this Subsection is appropriated from the General Fund, the Healthy Futures Fund, and the Environmental Health Fund to Object Category 111 for the Department of Public Health and Social Services, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS 111 Total $71,213

General Fund-$20,575; Healthy Futures Fund-$40,794; Environmental Health Fund-$ 9,844

Section 4. Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration. The amounts below are appropriated from the General Fund, the Healthy Futures Fund, and the Environmental Health Fund to the Cost Account identified in this Subsection and *shall* be used to fund power, water/sewer, medical and dental insurance and vacancies in Fiscal Year 2011 for the Department of Public Health and Social Services.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
O		
POWER	Utility Cost Account	$644,411
WATER/SEWER	Utility Cost Account	$30,542
MED/DENTAL INSURANCE	Health Benefit Cost Account	$203,838
VACANCIES	Vacancy Pool Cost Account	$0
TOTAL		$878,791

Health Benefits: General Fund-$65,403; Healthy Futures Fund-$116,231; Environmental Health Fund-$22,204

Section 5. Public Assistance Program Payments. The sum of Three Million Four Hundred Thirty-two Thousand Six Hundred Fifty-three Dollars **($3,432,653)** from the Base Operational Appropriation is authorized as the Local Match for Federal Matching Grants-In-Aid to the DPHSS for Public Assistance Program payments and administration for Fiscal Year 2011. Nine Million Six Hundred Nineteen Thousand Two Hundred Twenty-three Dollars **($9,619,223)** is authorized from Federal Matching Grants-In-Aid.

Section 6. Medically Indigent Program (MIP) Appropriations.

(a) The sum of Thirteen Million Three Hundred Twenty-two Thousand Nine Hundred Seven Dollars **($13,322,907)** is appropriated from the General Fund to the Medically Indigent Program Payment Revolving Fund (MIPPR) for the MIP for Fiscal Year 2011.

(b) The sum of Two Million Five Hundred Thousand Dollars **($2,500,000)** is appropriated from Guam Cancer Trust Fund to the MIPPR for the MIP to fund cancer screening, treatment and support services for Fiscal Year 2011.

Section 7. Medicaid Program. The sum of Fifteen Million Four Hundred Fifty-four Thousand Six Hundred Forty-five Dollars **($15,454,645)** from the Base Operational Appropriation is authorized as the local match requirement of the Medicaid Program and Fifteen Million Four Hundred Seventy Thousand Two Hundred Seventy-one Dollars **($15,470,271)** is authorized from Federal Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2011.

Section 8. Medicines and Vacant Positions for the DPHSS Community Health Centers. The sum of Seven Hundred Sixty Thousand Seven Hundred Thirty-one Dollars **($760,731)** is appropriated from the Healthy Futures Fund to the DPHSS Community Health Centers for Fiscal Year 2011. Four Hundred Thirty-one Thousand Seven Hundred Thirty-one Dollars **($431,731)** is for the purchase of medicines, and the sum of Three Hundred Twenty-nine Thousand Dollars **($329,000)** is for the continued employment of providers hired to work in the DPHSS Community Health Centers (Increased Services to Health Centers - ARRA Grant) in Fiscal Year 2010.

Section 9. Enhanced Allotment Plan. The sum of Four Hundred Seventeen Thousand Dollars **($417,000)** from the Base Operational Appropriation is authorized as the local match requirement of the Enhanced Allotment Plan (Medicaid Part D) Program and Eight Hundred Twenty-five Thousand One Hundred Seven Dollars **($825,107)** is authorized from Federal Matching Grants-In-Aid to the DPHSS for said purpose for Fiscal Year 2011.

Section 10. Department of Public Health and Social Services Carry-Over Authorization. The unexpended balance of appropriations from the General Fund and Special Funds to the DPHSS for Fiscal Year 2010 *shall not* revert to the General Fund and *shall* be available until fully expended for the original purposes of said appropriations. The Director of DPHSS *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* regarding the allocation, demographics and expenditures of the appropriations contained herein *no later than* thirty (30) days after the end of each quarter and post the same on DPHSS's website. The Director of Administration *shall* pay MIP and Medicaid vendors on a first-in first-out basis.

Section 11. Appropriation to the Guam Cancer Registry. Pursuant to §26603(d)(4) of Title 11 of the Guam Code Annotated, the sum of Two Hundred Two Thousand Nine Hundred Seventy Dollars ($202,970) is appropriated from the Healthy Futures Fund to the Department of Public Health and Social Services to maintain the Guam Cancer Registry pursuant to §3201.1 of Title 10 of the Guam Code Annotated. The Department of Public Health and Social Services *shall* provide funding to the University of Guam for services, supplies and/or materials in executing the Memorandum of Agreement between the University of Guam and the Department of Public Health and Social Services regarding the collection of data and the

1 maintenance of the Guam Cancer Registry. Any funds pursuant to this Section *not* expended in
2 Fiscal Year 2010 *shall* revert to the Guam Cancer Trust Fund.
3 **Section 12.** The sum of One Hundred Thousand Dollars **($100,000)** is appropriated
4 from the General Fund to the Department of Public Health and Social Services and *shall* be used
5 to fund the operations of the Guam Animals in Need (GAIN) animal shelter in *Yigo*, Guam for
6 Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code
7 Annotated, and this Act, this appropriation *shall* continue to be available until expended.

CHAPTER III

PART III - DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* that the Department of Mental Health and Substance Abuse (DMHSA) *shall* expend the funds appropriated in accordance with the object class appropriation levels. The DMHSA *shall not* have the authority to transfer any funds between object classes. Funds *shall* only be transferred to the travel object class in so much as the funds transferred represent the local match to authorized federal travel.

It is further the intent of *I Liheslaturan Guåhan* that the DMHSA *shall* expend *no less than* One Million Four Hundred Thousand Dollars ($1,400,000) for the operation of the Child Adolescent Services Division and the *I Famagu'on-ta* Program.

It is further the intent of *I Liheslaturan Guåhan* that the DMHSA access the lump sum amount of Two Million Dollars ($2,000,000) for costs related to the consent decree on the DMHSA. The funds *shall* be exclusively for the implementation of the Court-Ordered Amended Comprehensive Implementation Plan (Permanent Injunction) as approved by the District Court. *If* the funds are *not* expended within the fiscal year, the funds *shall not* lapse and *shall* remain available for expenditure for its authorized purpose. Prior to use of the funds, the Director of the DMHSA *shall* notify and submit a report to the Speaker of the *I Liheslaturan Guåhan*. The report *shall* indicate the intent to use the funds to meet requirements set forth by the federal monitors. The Director of the DMHSA *shall* submit a breakdown of the expenditures to be incurred and reference the specific portions of the Permanent Injunction to be addressed.

Section 2. Appropriation. Funds provided in this Section are hereby appropriated and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to the DMHSA for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with the object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$2,816,522**	**$2,187,851**	**$5,004,373**
OT/SP	**112**	**$54,851**	**$30,200**	**$85,051**
BENEFITS	**113**	**$984,962**	**$670,304**	**$1,655,266**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$2,704,756**	**$254,075**	**$2,958,831**
OFF. RENTAL	**233**	**$98,000**	**$0**	**$98,000**
SUP. & MAT.	**240**	**$0**	**$1,041,169**	**$1,041,169**
EQUIPMENT	**250**	**$19,100**	**$143,339**	**$162,439**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$54,260**	**$509,000**	**$563,260**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$120,000**	**$0**	**$120,000**
CAP. OTLY.	**450**	**$0**	**$165,000**	**$165,000**
GR. TOTAL		**$6,852,452**	**$5,000,938**	**$11,853,390**

Healthy Futures Fund $ 5,000,938

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2 GENERAL FUND	$6,852,452
3 FEDERAL MATCHING GRANTS –IN-AID	$0
4 SPECIAL FUNDS	$5,000,938
5 TOTAL	$11,853,390

6 **Section 3. Increments and Promotions.** The amount below in this Subsection is
7 appropriated from the General Fund to Object Category 111 for the DMHSA and *shall* be used to
8 fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded
9 within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4,
10 Guam Code Annotated.

11 INCREMENTS AND PROMOTIONS 111 Total $61,802

12 **Healthy Futures Fund-$7,309; General Fund-$54,493**

13 **Section 4. Special Pay.** The amount below in this Subsection is appropriated from
14 the General Fund Object Category 111 and *shall* be used to fund all Special Pay, to include Night
15 Differential Pay and ten percent (10%) Hazardous Pay in Fiscal Year 2011 for eligible classified
16 employees funded within this Subsection.

17 SPECIAL PAY 111 Total $238,668

18 **Section 5. Agency Expenses Appropriated to Central Cost Accounts**
19 **Administered by the Department of Administration.** The amounts below are appropriated
20 from the General Fund to the Cost Account identified in this Subsection and *shall* be used to
21 fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DMHSA.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	$514,607
WATER/SEWER	Utility Cost Account	$17,566
MED/DENTAL INSURANCE	Health Benefit Account	$213,406
TOTAL		$745,579

Health Benefits: $30,400-Healthy Futures Fund; $183,006-General Fund

Section 6. Department of Mental Health and Substance Abuse (DMHSA) – Detoxification & Rehabilitation Services. The sum of Eight Hundred Eighty-three Thousand Two Hundred Dollars **($883,200)** is appropriated from the General Fund to the DMHSA for Fiscal Year 2011 for outsourcing of drug and alcohol detoxification, rehabilitation, and prevention services, *provided* that the expenditure of such funds *shall* comply with Title 48 USC §1421b(p).

Section 7. Re-appropriation of Unexpended and Unencumbered Appropriations to the Department of Mental Health and Substance Abuse (DMHSA) for the Amended Comprehensive Implementation Plan (ACIP). The unexpended and unencumbered appropriation remaining as of August 1, 2010, the sum of Two Million Dollars **($2,000,000)**, from the appropriation contained in Chapter 4, Section 3(b) of Public Law 29-02 is hereby re-appropriated to DMHSA in order to comply with the Court-Ordered Amended Comprehensive Implementation Plan (Permanent Injunction) approved by the District Court for Fiscal Year 2011. This re-appropriation *shall not* be subject to the transfer authority of *I Maga'lahen Guåhan.*

CHAPTER III

PART IV - DEPARTMENT OF INTEGRATED SERVICES FOR INDIVIDUALS WITH DISABILITIES

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* that the Department of Integrated Services for Individuals with Disabilities (DISID) *shall* retain its funding levels according to the maintenance of effort and according to its expenditure levels in Fiscal Year 2010.

Section 2. Appropriation. Funds provided in this Section are hereby appropriated and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid to the DISID for its operations in Fiscal Year 2011.

This appropriation *shall* be expended in accordance with object class allocations outlined below.

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION**

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$282,188**	**$0**	**$282,188**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$98,100**	**$0**	**$98,100**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$68,040**	**$513,881**	**$581,921**
OFF. RENTAL	**233**	**$118,128**	**$0**	**$118,128**
SUP. & MAT.	**240**	**$4,000**	**$0**	**$4,000**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$609,955**	**$0**	**$609,955**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$15,500**	**$0**	**$15,500**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$1,195,911**	**$513,881**	**$1,709,792**

Healthy Futures Fund $513,881

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,195,911
FEDERAL MATCHING GRANTS-IN-AID	$2,992,651
SPECIAL FUNDS	$513,881
TOTAL	$4,702,443

Section 3. Increments and Promotions. The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the DISID and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$4,464

Section 4. Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration. The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the DISID.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	$0
WATER/SEWER	Utility Cost Account	$0
MED/DENTAL INSURANCE	Health Benefit Account	$14,127
TOTAL		$14,127

CHAPTER IV

UNIFIED JUDICIARY

Section 1. Appropriation. The amounts specified in this Section are appropriated and authorized from the General Fund and Federal Matching Grants-in-Aid to the Unified Judiciary for its operations in Fiscal Year 2011.

It is the intent of *I Liheslaturan Guåhan* that external funds available to agencies and departments *shall* be taken into consideration to determine the current appropriation level needed. As to maximize the use of these funds, *I Liheslaturan Guåhan* intends that material external funds received *shall* be used to maximize services and programs of the agencies through pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial reporting of these funds to the citizens of Guam. For FY 2011 the Unified Judiciary will be the recipient of the following federal funds below:

SUMMARY OF FEDERAL FUNDS-UNIFIED JUDICIARY

FUNDING SOURCE	AMOUNT
JABG: JUVENILE DRUG COURT	**25,700**
MENTAL HEALTH COURT	**250,000**
EDWARD BYRNE	**454,999**
STOP VAW	**26,836**
CHILD SUPPORT	**250,264**
EDUCATION SUBGRANTS	**52,000**
USDA RURAL DEVELOPMENT	**100,000**
PROJECT SAFE NEIGHBORHOODS	**47,527**
SEX OFFENDER MGT PLANNING	**50,000**
ARRA	**6,697,932**
GR. TOTAL	**7,955,457**

Source: Unified Judiciary Budget Hearing Presentation for FY 2011

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$23,121,379
FEDERAL MATCHING GRANTS-IN-AID	$1,016,312
SPECIAL FUNDS	$145,000
TOTAL	$24,282,691

Section 2. Court-Appointed Attorney Fees. The sum of Eight Hundred Thousand Dollars (**$800,000**) is appropriated from the General Fund for Fiscal Year 2011 to the Unified Judiciary for the sole purpose of paying court-appointed attorney fees arising from the defense of indigent clients. Said funds *shall* be deposited into the Judicial Client Services Fund account, as created by Title 7, Guam Code Annotated, Division 1, Chapter 9.6, and *shall not* be subject to any transfer authority. Any unexpended funds appropriated herein *shall* be reverted to the General Fund at the end of FY 2011.

Section 3. Adult and Juvenile Drug Courts. The sum of Six Hundred Ninety-eight Thousand Nine Hundred Fifty-two Dollars (**$698,952**) is appropriated from the General Fund to the Unified Judiciary for the operations of the Adult and Juvenile Drug Courts for Fiscal Year 2011.

Section 4. Family Visitation Center. The sum of One Hundred Forty-five Thousand Dollars (**$145,000**) is appropriated from the Safe Streets Fund, for Fiscal Year 2011, to the Unified Judiciary to pay for contractual services for the operation of the Family Visitation Center, *provided*, that the Judiciary must comply with §18125 (c) and (d) of Title 16, Guam Code Annotated, and §9211 (b) of Title 7, Guam Code Annotated.

Section 5. Transfer Authority of the Judiciary of Guam. The Unified Judiciary in FY 2011 is authorized to transfer funds from the appropriation made in Section 1 into the appropriations made in Sections 2, 3 and 4, but *shall not* transfer appropriations out from the appropriations made in these Sections into Section 1.

Section 6. Continuing Appropriation to the Judiciary. The unexpended balance of the funds appropriated to the Unified Judiciary for Fiscal Year 2010 *shall not* lapse and is available to the Unified Judiciary for expenditures in Fiscal Year 2011.

CHAPTER V

EXECUTIVE BRANCH

Section 1. Legislative Findings and Intents. *I Liheslaturan Guåhan* finds that the Fiscal Year 2011 Budget submitted by the Administration on January 29, 2010 contains information and assumptions requiring adjustments based upon the most recent financial reports compiled by various executive branch agencies and the Office of Finance and Budget. The financial team representing the Administration in a public hearing on the revenue projections contained in the Fiscal Year 2011 budget submittal revised downward the estimated revenues, factoring in most current financial reports. The Office of Finance and Budget, along with the Special Economic Services and the Special Accounting Services work groups, independently reviewed the additional information and concur that a reduction in revenue estimates is necessary.

To manage the gap between the adopted revenue estimates and the actual revenues collected during Fiscal Year 2010, the Administration has determined its priorities for the various departments and agencies by the implementation of a reserve allotment schedule for the expenditures of the appropriations approved in the Fiscal Year 2010 Budget.

The revised revenue estimates correspondingly require an adjustment in the budget allocations for all departments and agencies receiving support from the General Fund from the levels presented in the Administration's Fiscal Year 2011 budget submittal. While challenged with this task, *I Liheslaturan Guåhan*, in arriving at the funding levels contained herein, is guided by the priorities of the Administration as reflected in its reserve of the allotment released of the authorized appropriations for Fiscal Year 2010.

Section 2. Appropriation. The amounts specified in the Summary of Base Operational Appropriation in Subsections (a) through (dd) are hereby appropriated and authorized out of the General Fund, Special Funds and Federal Matching Grants-in-Aid, specified in the respective Summary of Base Operational Appropriation Funding Source, to the agencies, departments and offices in each Subsection for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with object class allocations outlined below.

(a) **OFFICE OF *I MAGA'LAHI***

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$3,268,039**	**$239,673**	**$3,507,712**
OT/SP	**112**	**$223,494**	**$0**	**$223,494**
BENEFITS	**113**	**$906,242**	**$79,930**	**$986,172**
TRAVEL/MILE	**220**	**$0**	**$42,500**	**$42,500**
CONT. SERV.	**230**	**$920,000**	**$7,500**	**$927,500**
OFF. RENTAL	**233**	**$35,000**	**$0**	**$35,000**
SUP. & MAT.	**240**	**$70,633**	**$3,500**	**$74,133**
EQUIPMENT	**250**	**$55,855**	**$0**	**$55,855**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$71,993**	**$7,500**	**$79,493**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$91,000**	**$7,500**	**$98,500**
CAP. OTLY.	**450**	**$75,000**	**$0**	**$75,000**
GR. TOTAL		**$5,717,256**	**$388,103**	**$6,105,359**

Indirect Cost Fund $388,103

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$5,717,256
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$388,103
TOTAL	$6,105,359

(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the sum of Four Million Two Hundred Four Thousand Eight Hundred Eighty-seven Dollars (**$4,204,887**) be appropriated from the General Fund to the Executive Direction within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of Six Hundred Fifty-eight Thousand Nine Hundred Twenty-two Dollars (**$658,922**) be appropriated from the General Fund to the Government House within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of One Hundred Eighty-one Thousand Nine Hundred Thirty-five Dollars (**$181,935**) be appropriated from the General Fund, and the sum of Two Thousand Five Hundred Dollars (**$2,500**) be appropriated from the Indirect Cost Fund to the Bureau of Information Technology within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of Six Hundred Sixty-three Thousand Four Hundred Fifty-eight Dollars (**$663,458**) be appropriated from the General Fund to the Medical Referral Office within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of Three Hundred Thirty-three Thousand Four Hundred Six Dollars (**$333,406**) be appropriated from the General Fund to the Guam Liaison Office, Washington D.C. within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum One Million Twenty-one Thousand Fifty-four Dollars (**$1,021,054**) be appropriated from the General Fund, and Thirty-five Thousand Dollars (**$35,000**) from the Indirect Cost Fund to the Lt. Governor's Office within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011. It is the intent of *I Liheslaturan Guåhan* that the sum of Three Hundred Fifty Thousand Six Hundred Three

Dollars (**$350,603**) be appropriated from the Indirect Cost to the Guam State Clearinghouse, and Training and Continuing Education within the Office of *I Maga'låhen Guåhan* for its operations in Fiscal Year 2011.

It is further the intent of *I Liheslaturan Guåhan* that the sum of Seventy-three Thousand Three Hundred Seventeen Dollars (**$73,317**) be allocated from Office of the Governor to the Department of *Chamorro* Affairs as follows:

Object Class 111: Fifty-four Thousand Nine Hundred Eighty-eight Dollars (**$54,988**); and,

Object Class 113: Eighteen Thousand Three Hundred Twenty-nine Dollars (**$18,329**).

(2) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 to the Office of *I Maga'lahi* and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$0

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Office of *I Maga'lahi*.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$4,000
WATER/SEWER	Utility Bank Fund	$4,000
MED/DENTAL INSURANCE	Health Benefit Fund	$0
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$8,000

(4) **Indirect Cost Fund.** The sum of Thirty Thousand Dollars (**$30,000**) is appropriated from the Indirect Cost Fund to the Guam State Clearinghouse for costs such

1 as training, supplies and equipment associated with negotiating and administering the
2 Government of Guam's indirect cost rate in Fiscal Year 2011.

(b) **ANCESTRAL LANDS COMMISSION**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$128,399**	**$0**	**$128,399**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$43,136**	**$0**	**$43,136**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$0**	**$0**	**$0**
OFF. RENTAL	**233**	**$31,334**	**$0**	**$31,334**
SUP. & MAT.	**240**	**$500**	**$0**	**$500**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$3,000**	**$0**	**$3,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$206,369**	**$0**	**$206,369**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$206,369
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$206,369

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 to the Ancestral Lands Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111	Total	$981

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Ancestral Lands Commission.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$5,538
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$5,538

(c) **BUREAU OF BUDGET AND MANAGEMENT RESEARCH**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$188,888**	**$324,754**	**$513,642**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$30,268**	**$114,116**	**$144,384**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$13,170**	**$0**	**$13,170**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$2,000**	**$0**	**$2,000**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$14,333**	**$0**	**$14,333**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$248,659**	**$438,870**	**$687,529**

Indirect Cost Fund $438,870

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$248,659
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$438,870
TOTAL	$687,529

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 to the Bureau of Budget and Management Research and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$18,585

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Bureau of Budget and Management Research.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$4,501
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$4,501

(3) **Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year 2011.** The sum of Thirty Thousand Dollars (**$30,000**) is appropriated from the Indirect Cost Fund to the Bureau of Budget and Management Research for costs such as training, supplies and equipment associated with negotiating and administering the government of Guam's indirect cost rate in Fiscal Year 2011.

(4) The sum of Six Hundred Thirty-seven Thousand Five Hundred Eighty-one Dollars **($637,581)** is appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the Bureau of Budget and Management Research for its Base Operational use as outlined in Chapter V Subsection (c). The Director of the Bureau of Budget and Management Research *shall* submit an expenditure plan by object category to the Office of Finance and Budget within thirty (30) days of the enactment of this Act.

(d) **CIVIL SERVICE COMMISSION**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$580,015**	**$0**	**$580,015**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$187,180**	**$0**	**$187,180**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$10,208**	**$0**	**$10,208**
OFF. RENTAL	**233**	**$24,000**	**$0**	**$24,000**
SUP. & MAT.	**240**	**$1,000**	**$0**	**$1,000**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$3,000**	**$0**	**$3,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$805,403**	**$0**	**$805,403**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$805,403
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$805,403

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 to the Civil Service Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$7,401

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Civil Service Commission.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$25,570
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$25,570

(e) **DEPARTMENT OF ADMINISTRATION**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$3,954,496**	**$247,653**	**$4,202,149**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$1,340,355**	**$86,643**	**$1,426,998**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$614,047**	**$0**	**$614,047**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$24,237**	**$4,073**	**$28,310**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$375,000**	**$0**	**$375,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$6,308,135**	**$338,369**	**$6,646,504**

Indirect Cost Fund $338,369

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$6,308,135
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$338,369
TOTAL	$6,646,504

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 to the Department of Administration and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$93,754

(2) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 and *shall* be used to fund all Special Holiday Pay in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY	111 Total	$5,143

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Administration.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$168,061
WATER/SEWER	Utility Bank Fund	$40,476
MED/DENTAL INSURANCE	Health Benefit Fund	$179,708
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$388,244

Indirect Cost Fund $50,516 (Power)

(4) **Support of Child in Custody (Title 19 GCA §5116).** The sum of Six Hundred Eighty-four Thousand One Hundred Seventy Dollars (**$684,170**) is appropriated from the General Fund for Fiscal Year 2011 to the Department of Administration for the *sole* purpose of paying orders of the court pursuant to §5116, Title 19, Guam Code Annotated.

(5) **Residential Treatment Fund.** The sum of One Million Two Hundred Thousand Dollars (**$1,200,000**) is appropriated from the General Fund to the Department of Administration (DOA) in Fiscal Year 2011 to pay the expenses of persons under the jurisdiction of the Superior Court of Guam who require residential care because of physical, mental or emotional disabilities, or severe emotional disturbances. All such persons and their escorts referred off Guam for treatment and care *shall* submit to the Director of Administration appropriate documentation to justify and receive reimbursement of their travel expenses. The Director of Administration *shall* submit reports to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* describing all expenditures made pursuant to this appropriation *no later than* thirty (30) days after the end of each quarter of Fiscal Year 2011 and post the same on the DOA website.

(6) **Government Claims Fund.** The sum of One Hundred Thousand Dollars (**$100,000**) is appropriated from the General Fund to the Department of Administration for the Government Claims Fund for payment of approved government claims in Fiscal Year 2011. The Director of Administration *shall, no later than* thirty (30) days after the close of each quarter of Fiscal Year 2011, submit a report to the Speaker of *I Liheslaturan Guåhan* describing expenditures made pursuant to this appropriation, and post the same on the Department's website.

(7) **Government of Guam's General Purpose Financial Statement and Single Audit Report.** The sum of Three Hundred Seventy-seven Thousand Dollars (**$377,000**) is appropriated from the General Fund to the Department of Administration for the Fiscal Year 2010 Audit of the Government of Guam's General Purpose Financial Statement and the Single Audit Report. The Public Auditor *shall* administer said funds and *shall* oversee the annual audit.

(8) **Single Audit Report on the Tourist Attraction Fund.** The sum of Eighteen Thousand Dollars (**$18,000**) is appropriated from the Tourist Attraction Fund to the Department of Administration for the Fiscal Year 2010 Audit of the Government of Guam's Tourist Attraction Fund Financial Statement and Single Audit Report. The Public Auditor *shall* administer said funds and *shall* oversee the annual audit.

(9) **Single Audit Report on Guam Highway Fund.** The sum of Eighteen Thousand Dollars (**$18,000**) is appropriated from the Guam Highway Fund to the Department of Administration for the Fiscal Year 2010 Audit of the Government of Guam's Highway Fund Financial Statement and Single Audit Report. The Public Auditor *shall* administer said funds and *shall* oversee the annual audit.

(10) **Appropriation to Expend Indirect Cost Fees Collected for Fiscal Year 2011 for Training and Continuing Education.** The sum of Thirty Thousand Dollars (**$30,000**) is appropriated from the Indirect Cost Fund to the Department of Administration for training and continuing education of persons employed as government accountants, and in related positions. Of the amount appropriated in this Subsection, the amount of Four Thousand Dollars (**$4,000**) *shall* be used for the Department of Administration to conduct workshop training for citizen centric reporting.

(11) **Appropriation for Bank Fees and the Department of Administration.** *I Liheslaturan Guåhan* recognizes the benefit of efficient cash management to the operations of the government of Guam. By accepting various modes of payments, *I Liheslaturan Guåhan* understands that its constituency *shall* be provided with options whereby debts owed to the government of Guam can be satisfied. It is the intent *I Liheslaturan Guåhan* to promote payment of these debts by accepting various payment options.

I Liheslaturan Guåhan also recognizes that accepting various payment options present additional cost to the government of Guam. Whereas, *I Liheslaturan Guåhan* recognizes that use of credit cards and debit cards provide a convenient method for citizens to pay their liabilities. Fees incurred to the use of these payment methods represent a convenience to the payer and accordingly *shall not* be a burden to the government of Guam.

The government of Guam through the Department of Administration *shall* contract with a third party provider whereby collections of non-cash payments received are processed. The third party service provider *shall* remit the full value of the liability owed by the payer to the government of Guam. The third party service provider *shall* have the ability to accept non-cash payments received and charge necessary fees related to the processing of the payments.

The sum of Nine Hundred Thousand Dollars **($900,000)** is hereby appropriated from the General Fund for projected first quarter bank fees. The remaining Two Million Seven Hundred Thousand Dollars **($2,700,000)** of projected FY 2011 bank fees are embedded as appropriations in the Base Operational Budget in Chapter V Subsection (e).

Effective January 1, 2011, the Department of Administration Base Operational Budget *shall* be de-appropriated for all bank fees charged to the government of Guam for payment of taxes, fees or any other payments that result in reduced revenue to the government of Guam. On a monthly basis, all bank fees charged to the government of Guam *shall* be de-appropriated from the Base Operational Budget in Chapter V Subsection (e) and re-appropriated to said bank fees.

The Director of the Department of Administration *shall* provide a report to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* by January 15, 2011, on the status of the mandate set forth in this Section and *shall* appear before the Committee on Appropriations and present the findings. In the event that bank fees are still being charged after January 1, 2011, a monthly de-appropriation report *shall* be sent to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan no later than* the 15th of the following month.

(12) The sum of One Million Five Hundred Dollars **($1,000,500)** is appropriated from the unreserved fund balance of the Indirect Cost Fund (ICF) to the Department of Administration for its Base Operational use as outlined in Chapter V Subsection(e). The Director of the Department of Administration *shall* submit an expenditure plan by object category to the Bureau of Budget and Management Research and the Office of Finance and Budget within thirty (30) days of the enactment of this Act.

(f) **GUAM ELECTION COMMISSION**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$189,715**	**$0**	**$189,715**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$70,417**	**$0**	**$70,417**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$493,767**	**$0**	**$493,767**
OFF. RENTAL	**233**	**$111,539**	**$0**	**$111,539**
SUP. & MAT.	**240**	**$6,000**	**$0**	**$6,000**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$208,400**	**$0**	**$208,400**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$12,850**	**$0**	**$12,850**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$1,092,688**	**$0**	**$1,092,688**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,092,688
FEDERAL MATCHING GRANTS -IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$1,092,688

(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to appropriate the sum of One Hundred Twenty-four Thousand Five Hundred Ninety-two Dollars (**$124,592**) from the General Fund to the Guam Election Commission to cover the shortfall from the Special Election held in March of 2010, in addition to their initial request in the following Object Classes:

Object Class 230: One Hundred Thousand Dollars (**$100,000**); and

Object Class 233: Twenty-four Thousand Five Hundred Ninety-two Dollars (**$24,592**).

The sum of Two Hundred Fifty Thousand Dollars (**$250,000**) *shall* be appropriated from the General Fund to the Guam Election Commission in Object Category 290 pursuant to Title 3, Guam Code Annotated, Chapter 21 the Guam Decolonization Registry. Pursuant to Guam law, *at least* seventy percent (70%) of those eligible to vote pursuant to Title 1, Guam Code Annotated, Chapter 21 must be registered in the Decolonization Registry before a plebiscite can be scheduled. *I Liheslaturan Guåhan* intends that the GEC efforts to update the Decolonization Registry be prioritized and expedited, toward the goal of obtaining registrations of approximately seventy percent (70%) of those persons eligible to vote in the plebiscite in the next fiscal year.

(2) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 to the Guam Election Commission and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$0

(3) **Agency expenses appropriated to central cost funds administered by the Department of Administration.** The amounts below are appropriated from the

General Fund to the Cost Fund identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Election Commission.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$0
MEDICAL & DENTAL INSURANCE	Health Benefit Fund	$12,700
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$12,700

(g) **DEPARTMENT OF REVENUE AND TAXATION**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$5,702,477**	**$501,592**	**$6,204,068**
OT/SP	**112**	**$138,609**	**$11,370**	**$149,979**
BENEFITS	**113**	**$1,919,548**	**$137,737**	**$2,057,285**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$0**	**$1,473,892**	**$1,473,892**
OFF. RENTAL	**233**	**$1,244,849**	**$0**	**$1,244,849**
SUP. & MAT.	**240**	**$0**	**$137,730**	**$137,730**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$1,000**	**$0**	**$1,000**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$30,000**	**$0**	**$30,000**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$0**	**$0**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$9,036,483**	**$2,262,321**	**$11,298,803**

Better Public Service Fund $1,576,609 (230-$1,438,879; 240-$137,730)

Tax Collection Enhancement Fund $685,712 (111-$501,592; 112-$11,370; 113-$137,737; 230-$35,013)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$9,036,483
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$2,262,321
TOTAL	$11,298,803

(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the Department of Revenue and Taxation *shall* utilize funds appropriated into Object Categories 111 and 113 for the purpose of funding any vacancies to be recruited for in Fiscal Year 2011.

It is further the intent of *I Liheslaturan Guåhan* that external funds available to agencies and departments *shall* be taken into consideration to determine the current appropriation level needed. As to maximize the use of these funds, *I Liheslaturan Guahan* intends that material external funds received *shall* be used to maximize services and programs of the agencies through pursuit of indirect cost reimbursements and use of ARRA funding to reduce the local funding where applicable. *I Liheslaturan Guåhan* also aspires for complete transparency in the financial reporting of these funds to the citizens of Guam. For FY 2011, the Department of Revenue and Taxation will be the recipient of the following federal funds below:

SUMMARY OF FEDERAL FUNDS-DEPARTMENT OF REVENUE AND TAXATION

FUNDING SOURCE	AMOUNT
STATE FISCAL STABILIZATION FUND	**3,600,000**
GR. TOTAL	**3,600,000**

Source: State Fiscal Stabilization Fund Application-Department of Revenue and Taxation

(2) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund and the Tax Collection Enhancement Fund to Object Category 111 to the Department of Revenue and Taxation and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$6,671

Tax Collection Enhancement Fund (111-$3,284)

General Fund (111-$3,388)

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and the Tax Collection Enhancement Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Revenue and Taxation.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$113,764
MED/DENTAL INSURANCE	Health Benefit Fund	$272,737
VACANCY POOL	Vacancy Pool Fund	$0
TOTAL		$386,501

Tax Collection Enhancement Fund (Health Benefits-$23,990, Water/Sewer $113,764)

General Fund (Health Benefits-$248,747)

(4) **Appropriation to Department of Revenue and Taxation for Income Tax Refund Compensation Plan.** The sum of Thirty Thousand Dollars **($30,000)** is appropriated from the General Fund to the Department of Revenue and Taxation for purpose of funding the incentive compensation plan required in Chapter I Section 8.

(5) **Re-appropriation of Unexpended and Unencumbered Appropriations to the Department of Revenue and Taxation for the hiring of vacancies.** The unexpended and unencumbered appropriations remaining as of August 1, 2010, the sum of Three Hundred Thousand Dollars **($300,000)** from the appropriation contained in Section 11, Chapter 1 of Public Law 29-03, is hereby re-appropriated to the Department of Revenue and Taxation to fill their vacancies, which may include a tax attorney. This re-appropriation *shall not* be subject to the transfer authority of *I Maga'lahen Guåhan.*

(h) **BUREAU OF STATISTICS AND PLANS**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$825,485**	**$0**	**$825,485**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$273,628**	**$0**	**$273,628**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$0**	**$0**	**$0**
OFF. RENTAL	**233**	**$21,000**	**$0**	**$21,000**
SUP. & MAT.	**240**	**$6,474**	**$0**	**$6,474**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$9,000**	**$0**	**$9,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$1,135,587**	**$0**	**$1,135,587**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,135,587
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$1,135,587

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 to the Bureau of Statistics and Plans and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$15,378

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Bureau of Statistics and Plans.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$32,110
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$32,110

(i) **DEPARTMENT OF PUBLIC WORKS**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$5,590,106**	**$6,329,923**	**$11,920,029**
OT/SP	**112**	**$0**	**$59,712**	**$59,712**
BENEFITS	**113**	**$1,962,667**	**$2,140,856**	**$4,103,523**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$53,559**	**$2,718,851**	**$2,772,410**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$561,248**	**$1,704,435**	**$2,265,683**
EQUIPMENT	**250**	**$0**	**$635,070**	**$635,070**
WRK. COMP.	**270**	**$0**	**$6,000**	**$6,000**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$5,250**	**$5,250**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$45,600**	**$72,135**	**$117,735**
CAP. OTLY.	**450**	**$18,000**	**$510,000**	**$528,000**
GR. TOTAL		**$8,231,180**	**$14,182,232**	**$22,413,412**

DPW Building & Design Fund $541,175 (111-$293,980; 113-$88,777; 230-$60,664; 240-$7,684; 250-$40,070; 450-$50,000)

Solid Waste Operations Fund $6,211,816 (111-$1,384,680; 112-$59,712; 113-$496,767; 230-$2,215,236; 240-$1,003,380; 250-$575,000; 270- $5,000; 363-$12,041; 450-$460,000)

Territorial Highway Fund $7,429,241 (111- $4,651,263; 113-$1,555,312; 230-$442,951; 240- $693,371; 250-$ 20,000; 270- $1,000; 290- $5,250; 363-$ 60,094)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$8,231,180
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$14,182,232
TOTAL	$22,413,412

(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that the sum of Five Hundred Sixty-two Thousand Twelve Dollars **($562,012)** from the Base Operational Budget in this Subsection (i) to fund the Capital Improvements Division of the Department of Public Works pursuant to Public Laws 30-25 & 30-84 with respect to the International Building Code (IBC) as adopted by the government of Guam. The total amounts *shall* be allocated in the following Object Classes for the Capital Improvements Division:

Object Class 111: Two Hundred Ninety-three Thousand Nine Hundred Eighty Dollars **($293,980).**

Object Class 113: Eighty-eight Thousand Seven Hundred Seventy-seven Dollars **($88,777).**

Object Class 230: Sixty Thousand Six Hundred Sixty-four Dollars **($60,664).**

Object Class 240: Seven Thousand Six Hundred Eighty-three Dollars **($7,683).**

Object Class 250: Forty Thousand Seventy Dollars **($40,070).**

Object Class 450: Fifty Thousand Dollars **($50,000).**

Benefits Account: Fifteen Thousand Three Hundred Thirty Dollars **($15,330).**

Increments/Promotions: Five Thousand Five Hundred Eight Dollars **($5,508).**

(2) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 to the Department of Public Works and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$224,717

General Fund-$100,543; Guam Highway Fund-$100,133; Solid Waste Operations Fund-$18,533; DPW Building and Design Fund-$5,508

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund, the Guam Highway Fund and the Solid Waste Operations Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Public Works.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$943,688
WATER/SEWER	Utility Bank Fund	$162,300
MEDICAL & DENTAL INSURANCE	Health Benefit Fund	$610,157
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$1,716,145

Power: Solid Waste Operations Fund $99,000, Guam Highway Fund $844,688

Water: General Fund $123,300, Solid Waste Operations Fund $39,000

Health Benefits: General Fund $326,490, Solid Waste Operations Fund $78,277, Guam Highway Fund $190,061, DPW Building and Design Fund $15,330

(j) **CONTRACTORS LICENSE BOARD**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$0**	**$342,835**	**$342,835**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$0**	**$126,097**	**$126,097**
TRAVEL/MILE	**220**	**$0**	**$16,000**	**$16,000**
CONT. SERV.	**230**	**$0**	**$72,980**	**$72,980**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$0**	**$11,055**	**$11,055**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$4,200**	**$4,200**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$12,000**	**$12,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$0**	**$585,167**	**$585,167**

Contractors License Board Fund $585,167

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$0
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$585,167
TOTAL	$585,167

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the Contractors License Board Fund to Object Category 111 for the Contractors License Board and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$6,470

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the Contractors License Board Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Contractors License Board.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$5,500
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$23,156
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$28,656

(k) **PEALS BOARD**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$0**	**$72,862**	**$72,862**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$0**	**$23,910**	**$23,910**
TRAVEL/MILE	**220**	**$0**	**$3,500**	**$3,500**
CONT. SERV.	**230**	**$0**	**$30,845**	**$30,845**
OFF. RENTAL	**233**	**$0**	**$18,000**	**$18,000**
SUP. & MAT.	**240**	**$0**	**$2,500**	**$2,500**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$60,679**	**$60,679**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$2,900**	**$2,900**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$0**	**$215,196**	**$215,196**

PEALS Fund $215,196

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$0
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$215,196
TOTAL	$215,196

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the Professional Engineers, Architects and Land Surveyors (PEALS) Board Fund to Object Category 111 for the PEALS Board and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$2,451

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the Professional Engineers, Architects and Land Surveyors Board Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the PEALS Board.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$3,500
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$2,367
VACANCIES	Vacancy Pool Fund	$20,757
TOTAL		$26,624

(3) **Funding Source.** The Professional Engineers, Architects and Land Surveyors Board is authorized, for its Fiscal Year 2011 operations, to expend *up to* the level of revenues collected for the Professional Engineers, Architects and Land Surveyors Board Fund in Fiscal Year 2011.

(l) **GUAM POLICE DEPARTMENT**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$15,401,914**	**$0**	**$15,401,914**
OT/SP	**112**	**$677,533**	**$0**	**$677,533**
BENEFITS	**113**	**$5,228,319**	**$0**	**$5,228,319**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$15,000**	**$511,790**	**$526,790**
OFF. RENTAL	**233**	**$232,200**	**$0**	**$232,200**
SUP. & MAT.	**240**	**$304,235**	**$58,320**	**$362,555**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$20,387**	**$0**	**$20,387**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$147,300**	**$0**	**$147,300**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$293,052**	**$0**	**$293,052**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$22,319,941**	**$570,110**	**$22,890,051**

Police Services Fund $570,110

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$22,319,941
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$570,110
TOTAL	$22,890,051

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Guam Police Department and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS 111 Total $209,150

(2) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to include Holiday Pay, Night Differential Pay, Hazardous Pay ten percent (10%), Hazardous Pay four percent (4%), and Additional Pay six (6) hours, in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY 111 Total $1,752,072

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Police Department.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$687,368
WATER/SEWER	Utility Bank Fund	$41,043
MED/DENTAL INSURANCE	Health Benefit Fund	$666,551
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$1,394,961

(m) **DEPARTMENT OF CORRECTIONS**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$8,526,210**	**$0**	**$8,526,210**
OT/SP	**112**	**$432,059**	**$0**	**$432,059**
BENEFITS	**113**	**$2,949,505**	**$0**	**$2,949,505**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$2,056,504**	**$1,063,662**	**$3,120,166**
OFF. RENTAL	**233**	**$114,000**	**$0**	**$114,000**
SUP. & MAT.	**240**	**$102,515**	**$96,000**	**$198,515**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$79,800**	**$0**	**$79,800**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$70,000**	**$0**	**$70,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$14,330,593**	**$1,159,662**	**$15,490,255**

DOC Revolving Fund $1,063,662 (230-$1,063,662)

Safe Streets Act $96,000 (240-$96,000)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$14,330,593
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$1,159,662
TOTAL	$15,490,255

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Department of Corrections, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$106,908

(2) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to include Night Differential Pay, ten percent (10%) Hazardous Pay in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY	111	Total	$1,492,904

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Corrections.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$991,082
WATER/SEWER	Utility Bank Fund	$181,183
MED/DENTAL INSURANCE	Health Benefit Fund	$434,270
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$1,606,535

(4) **Re-appropriation of Unexpended and Unencumbered Appropriations to the Department of Corrections.**

The sum of Three Million Two Hundred Eighty-three Thousand Five Hundred Eighty-nine Dollars ($3,283,589) of the unexpended and unencumbered appropriation remaining as of August 1, 2010, from the appropriations contained in Section 4 of Public Law 30-37 is hereby re-appropriated to the Department of Corrections for the payment of prior and current year obligations for prisoners confined in federal facilities of the Federal Bureau of Prisons. This re-appropriation *shall not* be subject to transfer authority of *I Maga'låhi.*

(n) **DEPARTMENT OF AGRICULTURE**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$1,949,459**	**$0**	**$1,949,459**
OT/SP	**112**	**$14,437**	**$0**	**$14,437**
BENEFITS	**113**	**$667,386**	**$0**	**$667,386**
TRAVEL/MILE	**220**	**$5,000**	**$0**	**$5,000**
CONT. SERV.	**230**	**$22,697**	**$13,200**	**$35,897**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$14,442**	**$18,535**	**$32,977**
EQUIPMENT	**250**	**$0**	**$5,000**	**$5,000**
WRK. COMP.	**270**	**$1,288**	**$0**	**$1,288**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$3,400**	**$3,400**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$25,000**	**$4,784**	**$29,784**
CAP. OTLY.	**450**	**$0**	**$44,000**	**$44,000**
GR. TOTAL		**$2,699,710**	**$88,919**	**$2,788,629**

Guam Plant Inspection & Permit Fund $88,919

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$2,699,710
FEDERAL MATCHING GRANTS-IN-AID	$327,000
SPECIAL FUNDS	$88,919
TOTAL	$3,115,629

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Department of Agriculture, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$27,769

(2) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111, and *shall* be used to fund all Special Pay, to include Night Differential Pay, ten percent (10%) Hazardous Pay, and eight percent (8%) Hazardous Pay, in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY	111 Total	$69,024

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and the Guam Plant Inspection and Permit Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Agriculture.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$126,488
WATER/SEWER	Utility Bank Fund	$36,869
MED/DENTAL INSURANCE	Health Benefit Fund	$92,795
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$256,151

1 **Power: General Fund-$101,488; Guam Plant Inspection & Permit Fund-$25,000**
2 **Water: General Fund-$34,669; Guam Plant Inspection & Permit Fund-$2,200**

(o) **GUAM PUBLIC LIBRARY SYSTEM**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$795,101**	**$0**	**$795,101**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$279,033**	**$0**	**$279,033**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$70,000**	**$0**	**$70,000**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$20,678**	**$0**	**$20,678**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$77,123**	**$0**	**$77,123**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$1,241,934**	**$0**	**$1,241,934**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,241,934
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$1,241,934

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Guam Public Library System, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$16,290

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Public Library System.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$122,845
WATER/SEWER	Utility Bank Fund	$5,639
MED/DENTAL INSURANCE	Health Benefit Fund	$38,644
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$167,127

(p) **DEPARTMENT OF YOUTH AFFAIRS**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$2,511,411**	**$103,902**	**$2,615,313**
OT/SP	**112**	**$37,698**	**$0**	**$37,698**
BENEFITS	**113**	**$877,744**	**$38,185**	**$915,930**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$427,096**	**$26,122**	**$453,218**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$147,458**	**$21,590**	**$169,048**
EQUIPMENT	**250**	**$0**	**$9,410**	**$9,410**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$45,000**	**$0**	**$45,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$4,046,408**	**$199,209**	**$4,245,617**

Healthy Futures Fund $199,209

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$4,046,408
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$199,209
TOTAL	$4,245,617

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 of the Department of Youth Affairs, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	32,834

Healthy Futures Fund-$1,916

General Fund-$30,918

(2) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund Object Category 111, and *shall* be used to fund all Special Pay, to include Holiday Pay, Night Differential Pay and ten percent (10%) Hazardous Pay, in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY	111 Total	12,302

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Youth Affairs.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$95,943
WATER/SEWER	Utility Bank Fund	$15,780
MED/DENTAL INSURANCE	Health Benefit Fund	$137,358
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$249,081

Health Benefits - Healthy Futures Fund $6,712; General Fund $130,646

(4) **Youth Program Appropriation.** The sum of Three Hundred Seventy-one Thousand Six Hundred Seventy-seven Dollars (**$371,677**) is appropriated from the General Fund for Fiscal Year 2011 to the Department of Youth Affairs (DYA) to fund programs contracted out to non-governmental organizations for youths who are runaways, homeless, or victims of abuse.

(5) **Carry Over Authorization.** The unexpended balance of appropriation pursuant to Public Law 30-101 from the General Fund to the Department of Youth Affairs *shall not* revert to the General Fund and *shall* be available until fully expended for the original purposes of said appropriation.

(q) **GUAM ENVIRONMENTAL PROTECTION AGENCY**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$0**	**$282,058**	**$282,058**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$0**	**$99,555**	**$99,555**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$0**	**$248,000**	**$248,000**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$0**	**$43,248**	**$43,248**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$200,000**	**$200,000**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$38,134**	**$38,134**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$0**	**$910,995**	**$910,995**

Guam Environmental Fund $310,796 (111- $93,128; 113-$33,321; 230-$140,000; 240-$24,344; 363-$20,003)

Air Pollution Control Fund $259,795 (111-$139,129; 113-$48,830; 230-$50,000; 240-$11,836; 363-$10,000)

Water Protection Fund $66,231 (111-$20,946; 113-$8,607; 230-$28,000; 240-$3,616; 363-$5,062)

Water Research and Development Fund $74,173(111-$28,855; 113-$8,797; 230-$30,000; 240-$3,452; 363- $3,069)

Solid Waste Operations Fund $200,000 (290-$200,000)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$0
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$910,995
TOTAL	$910,995

(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the Guam Environmental Protection Agency to expend their funds in accordance with the object class appropriations. The Guam Environmental Protection Agency *shall not* have the authority to transfer any funds between object classes. Funds *shall only* be transferred to the travel object class in so much as the funds transferred represent the local match to authorized federal travel.

It is the intent of *I Liheslaturan Guåhan* to increase the appropriations level of the Guam Environmental Protection Agency (GEPA). The additional funds *shall* be appropriated from the Tourist Attraction Fund and the Solid Waste Operations Fund. The appropriation recognizes the importance of environmental protection to the island's fragile ecological balance and continued sustainability. Appropriations from these funds recognize that the cost imposed to the Agency *shall* be offset by funds generated related to these activities.

The sum of Two Hundred Thousand Dollars **($200,000)** *shall* be appropriated from the Solid Waste Operations Fund to the Guam Environmental Protection Agency. The appropriation recognizes the duties and responsibilities of the Agency related to the closure, monitoring, and opening of the island's landfills.

The Tourist Attraction Fund *shall* provide resources to the Guam Environmental Protection Agency for tasks performed by the Agency related to the monitoring of the island's beaches and any other tourist infrastructure. As tourism represents a major contributor to the island's economy, the following appropriation ensures that the island's beaches are safe for recreational and commercial use.

Beach Monitoring. The sum of One Hundred Thousand Dollars **($100,000)** is hereby appropriated from the Tourist Attraction Fund to the Guam Environmental Protection Agency for the *sole* purpose of beach monitoring. This appropriation *shall*

continue to be available until expended. This appropriation is *not* subject to transfer or use for any other purpose.

(2) **Increments and Promotions.** The amount below in this Subsection is appropriated to Object Category 111 for the Guam Environmental Protection Agency and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS 111 Total $0

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer. Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Environmental Protection Agency, and *shall* be funded from Object Categories 111 and 113 in Chapter V Section 2 (q).

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$81,406
WATER/SEWER	Utility Bank Fund	$2,770
MED/DENTAL INSURANCE	Health Benefit Fund	$0
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$84,176

Power: Air Pollution Control Fund-$20,000; Environmental Trust Fund-$24, 230; Water Protection Fund-$19,620; Water Research and Development Fund-$17,556

Water: Air Pollution Control Fund-$1,000; Environmental Trust Fund-$1,770

(4) **Funding Source.** Funds appropriated in (1) and (2) of this Subsection, *unless* otherwise specified, are appropriated from the Environmental Fund, the Guam Environmental Trust Fund, the Water Protection Fund, and the Water Research and Development Fund.

(5) **Transfer Exemption.** The funds appropriated in this Subsection are *not* subject to *I Maga'låhen Guåhan's* transfer authority.

(r) **DEPARTMENT OF LABOR/AHRD**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$214,856**	**$662,984**	**$877,840**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$49,613**	**$216,341**	**$265,954**
TRAVEL/MILE	**220**	**$0**	**$5,000**	**$5,000**
CONT. SERV.	**230**	**$39,369**	**$82,319**	**$121,688**
OFF. RENTAL	**233**	**$137,692**	**$40,260**	**$177,952**
SUP. & MAT.	**240**	**$2,619**	**$6,703**	**$9,322**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$1,800**	**$0**	**$1,800**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$898,593**	**$41,400**	**$939,993**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$30,000**	**$9,000**	**$39,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$1,374,542**	**$1,064,006**	**$2,438,548**

Manpower Development Fund $ 1,064,006 (111-$662,984; 113-$216,341; 220-$5,000; 230-$82,319; 233-$40,260; 240-$6,703; 290-$41,400; 363-$9,000)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,374,542
FEDERAL MATCHING GRANTS-IN-AID	$41,400
SPECIAL FUNDS	$1,064,006
TOTAL	$2,479,948

(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* that an additional allocation of One Hundred Fifty Thousand Dollars **($150,000)** to the Department of Labor/Agency for Human Resources Development *shall* be allocated from the Manpower Development Fund. The funds *shall* be used exclusively for the *sole* purpose of Alien Labor Processing and Compliance Inspections.

(2) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Department of Labor/AHRD, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS 111 Total $12,241

General Fund: $10,596; Manpower Development Fund: $1,645

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the Manpower Development Fund to the Cost Account identified in this Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Labor/AHRD.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$26,277
VACANCIES	Vacancy Pool Fund	$238,541
TOTAL		$264,818

Health Benefits Account: General Fund-$19,774; Manpower Development Fund-$6,504

(4) **Appropriation to the Worker's Compensation Fund.** The sum of Seven Hundred Ninety-eight Thousand Five Hundred Ninety-three Dollars **($798,593)** is appropriated from the General Fund to the Department of Labor for the Worker's Compensation Fund for Fiscal Year 2011 for Worker's Compensation payments pursuant to §9144, Title 22, Guam Code Annotated, including, obligations incurred in past years and in the future. Said appropriation may be used to pay for medical, surgical, and other treatment; nurses; hospital services; medical travel and per diem costs; medicine; crutches; and equipment required by a claimant for such period as his injury and the recovery therefrom may require. Said appropriation *shall not* be expended for disability compensation payments for FTE's funded by this Act. The Director of Labor may use *no more than* Forty Thousand Dollars **($40,000)** from said appropriation to pay for legal services for Worker's Compensation hearings.

(s) **DEPARTMENT OF PARKS AND RECREATION**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$2,083,179**	**$154,000**	**$2,237,179**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$730,616**	**$46,000**	**$776,616**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$58,647**	**$0**	**$58,647**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$36,000**	**$12,694**	**$48,694**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$30,000**	**$0**	**$30,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$2,938,442**	**$212,694**	**$3,151,136**

Public Recreation Services Fund $212,694 (111-$154,000; 113-$46,000; 240-$12,694)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$2,938,442
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$212,694
TOTAL	$3,151,136

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Department of Parks and Recreation, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS 111 Total $46,012

(2) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund Object Category 111, and *shall* be used to fund all Special Pay, to include 10% Hazardous Pay and 8% Hazardous Pay, in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY 111 Total $23,689

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Parks and Recreation.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$221,234
WATER/SEWER	Utility Bank Fund	$401,790
MED/DENTAL INSURANCE	Health Benefit Fund	$113,582
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$736,606

(4) **Maintenance and Repair of Public Restrooms.** The sum of Five Hundred Twenty Thousand One Hundred Sixty-six Dollars **($520,166)** is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance and repair of restroom facilities in public parks island-wide for Fiscal Year 2011. *No later than* thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation *shall* submit a quarterly report of the expenditures from this appropriation to the Public Auditor and the Speaker of *I Liheslaturan Guåhan*, and post the same on the Department's website.

(5) **Maintenance of Pool Facilities.** The sum of Three Hundred Forty-Nine Thousand Two Hundred Eleven Dollars **($349,211)** is appropriated from the Tourist Attraction Fund to the Department of Parks and Recreation for the maintenance of pool facilities for Fiscal Year 2011. These funds *shall* be used for the northern pool and the *Hagåtña* pool. *No later than* thirty (30) days after the end of every fiscal quarter, the Director of the Department of Parks and Recreation *shall* submit a quarterly report of the expenditures from this appropriation to the Public Auditor and the Speaker of *I Liheslaturan Guåhan*, and post the same on the Department's website.

(t) **DEPARTMENT OF LAND MANAGEMENT**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$0**	**$1,877,352**	**$1,877,352**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$0**	**$644,094**	**$644,094**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$0**	**$340,277**	**$340,277**
OFF. RENTAL	**233**	**$0**	**$305,424**	**$305,424**
SUP. & MAT.	**240**	**$0**	**$27,972**	**$27,972**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$7,200**	**$7,200**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$22,693**	**$22,693**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$0**	**$3,225,011**	**$3,225,011**

Land Survey Revolving Fund $3,225,011 (111-$1,877,352; 113-$644,094; 230-$340,277; 233-$305,424; 240-$27,972; 290-$7,200; 363-$22,693)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$0
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$3,225,011
TOTAL	$3,225,011

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the Land Survey Revolving Fund to Object Category 111 for the Department of Land Management, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS 111 Total $47,616

(2) Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration. The amounts below are appropriated from the Land Survey Revolving Fund to the Cost Account identified in this Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Land Management.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$91,784
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$91,784

(3) **Funding Source.** Funds provided for vacancies in this Subsection are appropriated from the Land Survey Revolving Fund. Notwithstanding §60602, Chapter 60 of Title 21, Guam Code Annotated, the appropriation made from the Land Survey Revolving Fund to the Department of Land Management by this Act may be expended for the Department of Land Management's operations in Fiscal Year 2011.

(u) **CHIEF MEDICAL EXAMINER**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$256,344**	**$0**	**$256,344**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$82,979**	**$0**	**$82,979**
TRAVEL/MILE	**220**	**$4,500**	**$0**	**$4,500**
CONT. SERV.	**230**	**$44,820**	**$0**	**$44,820**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$6,174**	**$0**	**$6,174**
EQUIPMENT	**250**	**$4,285**	**$0**	**$4,285**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$35**	**$0**	**$35**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$2,620**	**$0**	**$2,620**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$401,757**	**$0**	**$401,757**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$401,757
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$401,757

(1) **Increments and Promotions**. The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Chief Medical Examiner, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$1,530

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Chief Medical Examiner.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$7,913
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$7,913

(v) **VETERANS AFFAIRS OFFICE**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$159,328**	**$0**	**$159,328**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$53,828**	**$0**	**$53,828**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$90,000**	**$0**	**$90,000**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$14,924**	**$0**	**$14,924**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$7,000**	**$0**	**$7,000**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$325,080**	**$0**	**$325,080**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$325,080
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$325,080

(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate the sum of Ninety Thousand Dollars (**$90,000**) from the General Fund, in addition to their original request to Object Category 230 within the Veterans Affairs Office, to contract maintenance services to address the deficiencies of the Veterans Cemetery.

(2) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Veterans Affairs Office, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$1,953

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Veterans Affairs Office.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$11,000
WATER/SEWER	Utility Bank Fund	$1,032
MED/DENTAL INSURANCE	Health Benefit Fund	$6,810
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$18,842

(w) **CUSTOMS AND QUARANTINE AGENCY**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$0**	**$5,733,393**	**$5,733,393**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$0**	**$1,804,776**	**$1,804,776**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$0**	**$95,491**	**$95,491**
OFF. RENTAL	**233**	**$0**	**$546,000**	**$546,000**
SUP. & MAT.	**240**	**$0**	**$16,440**	**$16,440**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$54,600**	**$54,600**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$0**	**$0**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$0**	**$8,250,700**	**$8,250,700**

Customs, Agriculture, and Quarantine Inspection Services Fund $8,250,700 (111-$5,733,393; 113-$1,804,776; 230-$95,491; 233-$546,000; 240-$16,440; 290-$54,600)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$0
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$8,250,700
TOTAL	$8,250,700

(1) **Increments and Promotions**. The amount below in this Subsection is appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to Object Category 111 for the Customs and Quarantine Agency, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$71,177

(2) **Special Pay.** The amount below in this Subsection is appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund Object Category 111, and *shall* be used to fund all Special Pay in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY	111 Total	$32,665

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the Customs, Agriculture, and Quarantine Inspection Services Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Customs and Quarantine Agency.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$15,147
WATER/SEWER	Utility Bank Fund	$45,000
MED/DENTAL INSURANCE	Health Benefit Fund	$122,376
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$182,522

(x) **DEPARTMENT OF *CHAMORRO* AFFAIRS**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$501,608**	**$0**	**$501,608**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$170,093**	**$0**	**$170,093**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$132,499**	**$0**	**$132,499**
OFF. RENTAL	**233**	**$192,029**	**$0**	**$192,029**
SUP. & MAT.	**240**	**$3,737**	**$0**	**$3,737**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$0**	**$0**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$999,967**	**$0**	**$999,967**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$999,967
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$999,967

(1) **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* to allocate Seventy-two Thousand Four Hundred Forty-nine Dollars (**$72,449**) from the General Fund into Object Category 230 for the purpose of installing a fire alarm system at the *Chamorro* Village.

The President's position is currently filled by a Staff Assistant under Executive Direction with the Office of *I Maga'låhen Guåhan* and *shall* continue to be funded as such.

(2) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Department of *Chamorro* Affairs, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$7,135

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of *Chamorro* Affairs.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$40,483
WATER/SEWER	Utility Bank Fund	$3,478
MED/DENTAL INSURANCE	Health Benefit Fund	$21,730
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$65,690

(4) The sum of Seventy-three Thousand Three Hundred Seventeen Dollars (**$73,317**) is appropriated from the General Fund to the Department of *Chamorro* Affairs for the salary and benefits of the President.

(y) **DEPARTMENT OF MILITARY AFFAIRS**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$220,927**	**$0**	**$220,927**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$51,095**	**$0**	**$51,095**
TRAVEL/MILE	**220**	**$5,750**	**$0**	**$5,750**
CONT. SERV.	**230**	**$35,976**	**$0**	**$35,976**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$17,569**	**$0**	**$17,569**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$11,322**	**$0**	**$11,322**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$4,000**	**$0**	**$4,000**
CAP. OTLY.	**450**	**$18,250**	**$0**	**$18,250**
GR. TOTAL		**$364,889**	**$0**	**$364,889**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$364,889
FEDERAL MATCHING GRANTS-IN-AID	$1,547,700
SPECIAL FUNDS	$0
TOTAL	$1,912,589

(1) **Increments and Promotions.** The amounts below are appropriated from the General Fund to Object Category 111 for the Department of Military Affairs, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated. The funding source for this Subsection *shall* be forty percent (40%) from the General Fund and sixty percent (60%) from Federal Matching Grants-in-Aid awarded to the Department of Military Affairs.

INCREMENTS AND PROMOTIONS	111 Total	$1,059

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection, and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Department of Military Affairs. The funding source for this Subsection *shall* be forty percent (40%) from the General Fund and sixty percent (60%) from Federal Matching Grants-in-Aid awarded to the Department of Military Affairs.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$278,312
WATER/SEWER	Utility Bank Fund	$6,083
MED/DENTAL INSURANCE	Health Benefit Fund	$7,356
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$291,751

(z) **GUAM COUNCIL ON ARTS AND HUMANITIES**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$101,437**	**$0**	**$101,437**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$36,600**	**$0**	**$36,600**
TRAVEL/MILE	**220**	**$9,967**	**$0**	**$9,967**
CONT. SERV.	**230**	**$16,146**	**$0**	**$16,146**
OFF. RENTAL	**233**	**$37,150**	**$0**	**$37,150**
SUP. & MAT.	**240**	**$2,500**	**$0**	**$2,500**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$70,000**	**$0**	**$70,000**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$2,900**	**$0**	**$2,900**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$276,700**	**$0**	**$276,700**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$276,700
FEDERAL MATCHING GRANTS-IN-AID	$288,700
SPECIAL FUNDS	$0
TOTAL	$565,400

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Guam Council on the Arts and Humanities Agency, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated. The funding source for this Subsection *shall* be fifty percent (50%) from the General Fund and fifty percent (50%) from Federal Matching Grants-in-Aid awarded to the Guam Council on the Arts & Humanities Agency.

INCREMENTS AND PROMOTIONS	111 Total	$0

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Council on the Arts and Humanities Agency. The funding source for this Subsection *shall* be fifty percent (50%) from the General Fund and fifty percent (50%) from Federal Matching Grants-in-Aid awarded to the Guam Council on the Arts & Humanities Agency.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$12,000
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$0
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$12,000

(3) **Guam Territorial Band.** The sum of Fifty Thousand Dollars **($50,000)** is appropriated from the Tourist Attraction Fund to the Guam Council on the Arts and Humanities Agency, and *shall* be used to fund the operations of the Guam Territorial Band in Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

(aa) **GUAM FIRE DEPARTMENT**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$12,112,844**	**$1,009,830**	**$13,122,674**
OT/SP	**112**	**$1,895,257**	**$194,105**	**$2,089,362**
BENEFITS	**113**	**$4,180,142**	**$197,329**	**$4,377,471**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$222,093**	**$160,000**	**$382,093**
OFF. RENTAL	**233**	**$115,000**	**$0**	**$115,000**
SUP. & MAT.	**240**	**$165,316**	**$92,296**	**$257,612**
EQUIPMENT	**250**	**$0**	**$257,024**	**$257,024**
WRK. COMP.	**270**	**$8,786**	**$0**	**$8,786**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$589,950**	**$216,544**	**$806,494**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$45,000**	**$48,000**	**$93,000**
CAP. OTLY.	**450**	**$0**	**$112,890**	**$112,890**
GR. TOTAL		**$19,334,388**	**$2,288,018**	**$21,622,406**

Enhanced 911 Emergency Reporting System Fund $1,634,994 (111-$547,830; 112-$56,105; 113-$197,329; 230-$150,000; 240-$82,296; 250-$224,000; 290-$216,544; 363-$48,000; 450-$112,890)

Fire, Life and Medical Emergency Fund $653,024 (111-$462,000; 112-$138,000; 230-$10,000; 240-$10,000; 250-$33,024)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$19,334,388
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$2,288,018
TOTAL	$21,622,406

(1) **Legislative Intent.** Ambulance Fee Schedule Implementation Plan. *I Liheslaturan Guåhan* recognizes the importance of working available ambulances for our community. Without the benefit of working available ambulances, the community is placed in a precarious situation and any time lost or delayed could result in a matter of life and death. The people of Guam should never be placed at risk due to non-functioning ambulances.

Currently, the Guam Fire Department (GFD) works in consultation with emergency room physicians and staff of the Guam Memorial Hospital (GMH) to respond to emergencies in the community. This partnership has worked to the advantage of both GFD and GMH.

I Liheslaturan Guåhan understands that GFD has in place an adopted fee schedule and is authorized to bill for its services, including ambulance services, which is deposited to the Fire, Life and Medical Emergency (FLAME) Fund. However, for numerous reasons GFD is unable to bill and collect accordingly.

The Fire, Life and Medical Emergency (FLAME) Fund is primarily used to support the operations of the GFD, including the repair and maintenance of ambulances. The collection of fees will ensure that working ambulances will be available and the threat of the lack of emergency services will be diminished.

I Liheslaturan Guåhan desires to implement a billing system as soon as practicable and wishes to authorize the GFD to enter into an agreement with third parties to accomplish this goal and immediately make available the revenues to the GFD to support its operations.

I Liheslaturan Guåhan finds there is an urgent need for the Guam Fire Department to have the ability to obtain grants in support of its operations. *I*

Liheslaturan Guåhan authorizes that one (1) full-time employee from the existing Guam Fire Department staffing pattern may be dedicated for grant writing purposes.

(2) **Authority to Enter Into Agreement or Contract.** Upon enactment of the Annual Appropriations Act, the GFD and the GMH *shall* immediately convene a Working Group to determine the feasibility of entering into a Memorandum of Understanding between GMH and GFD, in which GMH will be responsible for the issuance of bills for ambulance services provided by the GFD, receive and accept payments for such services and remit collections for deposit to the FLAME Fund. GFD is authorized to pay GMH from the collections an administrative fee for billing services rendered under the Memorandum of Understanding. *If* the Working Group determines such an arrangement is feasible, it *shall* be implemented by March 1, 2011.

If GMH is unable to enter into a Memorandum of Understanding, GFD *shall* issue an RFP for a third party administrator to act as an agent for GFD in billing and collection of fees for ambulance services.

(3) **Appropriation from the FLAME Fund from the Ambulance Services Collection.** The sum of Six Hundred Thousand Dollars **($600,000)** is hereby appropriated from the Fire, Life and Medical Emergency (FLAME) Fund to GFD Miscellaneous Object Category 290.

The BBMR *shall not* release allotments for expenditures of the appropriation in this Subsection, *if* the GFD does *not* have a Memorandum of Understanding with GMH or a third party administrator in place by March 1, 2011 for the billing and collection of ambulance services.

(4) **Increments and Promotions**. The amount below in this Subsection is appropriated from the General Fund and to Object Category 111 for the Guam Fire Department, and from the Enhanced 911 Emergency Reporting System Fund, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$116,829

General Fund-$ 99,175; Enhanced 911 Emergency Reporting System Fund- $17,654

(5) **Special Pay.** The amount below in this Subsection is appropriated from the General Fund and the Enhanced 911 Emergency Reporting System Fund Object Category 111, and *shall* be used to fund all Special Pay, to include Holiday Pay, Night Differential Pay, 10% Hazardous Pay, Firefighter Pay, and EMT-A Duty Pay, in Fiscal Year 2011 for eligible classified employees funded within this Subsection.

SPECIAL PAY	111 Total	$3,961,043

General Fund-$ 3,899,612, Enhanced 911 Emergency Reporting System Fund- $61,431

(6) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund and the Enhanced 911 Emergency Reporting System Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Fire Department.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$290,181
WATER/SEWER	Utility Bank Fund	$58,437
MED/DENTAL INSURANCE	Health Benefit Fund	$536,598
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$885,216

Power: General Fund-$246,878; Enhanced 911 Emergency Reporting System Fund-$43,303

Water: General Fund-$51,137; Enhanced 911 Emergency Reporting System Fund-$7,300

Health Benefits Account: General Fund-$505,301; Enhanced 911 Emergency Reporting System Fund-$31,297

(7) **Guam Fire Department Firefighter Recruit Cycle.** The sum of Six Hundred Thousand Dollars **($600,000)** is appropriated from the General Fund to the Guam Fire Department to conduct a Firefighter Recruit Cycle in Fiscal Year 2011. *No less than* thirty (30) recruits *shall* be funded from this appropriation.

(bb) ***CHAMORRO* LAND TRUST COMMISSION**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$0**	**$451,795**	**$451,795**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$0**	**$170,129**	**$170,129**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$0**	**$41,136**	**$41,136**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$0**	**$3,192**	**$3,192**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$6,600**	**$6,600**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$0**	**$672,852**	**$672,852**

Chamorro Land Trust Fund Operations Fund $672,852

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$0
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$672,852
TOTAL	$672,852

(1) **FY 2010 Expenditure Authority.** The *Chamorro* Land Trust Commission is authorized to expend any existing fund balance and revenues collected from its operations above the revenues adopted in P.L. 30-55 for the following purpose:

(A)	Independent financial audit for 2008, 2009 and 2010	$45,000
(B)	MOU Extension with the University of Guam	$33,000
(C)	Legal Fees	$40,000
(D)	Miscellaneous	$12,000.

(2) **Increments and Promotions.** The amount below in this Subsection is appropriated from the *Chamorro* Land Trust Operations Fund to Object Category 111 for the *Chamorro* Land Trust Commission, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$7,549

(3) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the *Chamorro* Land Trust Operations Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the *Chamorro* Land Trust Commission.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$14,500
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$19,192
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$33,692

(4) **Funding Source.** Funds provided for vacancies in this Subsection are appropriated from the *Chamorro* Land Trust Operations Fund. The appropriation made from the *Chamorro* Land Trust Operations Fund to the *Chamorro* Land Trust Commission by this Act may be expended for the *Chamorro* Land Trust Commission's operations in Fiscal Year 2011.

(cc) **PBS GUAM**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$366,532**	**$0**	**$366,532**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$132,769**	**$0**	**$132,769**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$51,029**	**$0**	**$51,029**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$0**	**$0**	**$0**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$0**	**$0**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$0**	**$0**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$550,330**	**$0**	**$550,330**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$550,330
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$550,330

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for PBS Guam, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$7,299

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for PBS Guam.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$60,000
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$24,891
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$84,891

(dd) **GUAM REGIONAL TRANSIT AUTHORITY**

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$0**	**$245,253**	**$245,253**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$0**	**$82,659**	**$82,659**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$0**	**$2,654,060**	**$2,654,060**
OFF. RENTAL	**233**	**$0**	**$0**	**$0**
SUP. & MAT.	**240**	**$0**	**$4,000**	**$4,000**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$8,400**	**$8,400**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$6,000**	**$6,000**
CAP. OTLY.	**450**	**$0**	**$54,302**	**$54,302**
GR. TOTAL		**$0**	**$3,054,674**	**$3,054,674**

Public Transit Fund $416,427 (230-$416,427)

Territorial Highway Fund $2,638,247 (111-$245,253; 113-$82,659; 230-$2,237,633; 240-$4,000; 290-$8,400; 363-$6,000; 450-$54,302)

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$0
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$3,054,674
TOTAL	$3,054,674

(1) **Increments and Promotions.** The amount below in this Subsection is appropriated from the Guam Highway Fund to Object Category 111 to the Guam Regional Transit Authority, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$4,298

(2) **Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration.** The amounts below are appropriated from the Guam Highway Fund to the Cost Account identified in this Subsection and *shall* be used to fund Power, Water/Sewer, Medical and Dental Insurance and Vacancies in Fiscal Year 2011 for the Guam Regional Transit Authority.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Bank Fund	$0
WATER/SEWER	Utility Bank Fund	$0
MED/DENTAL INSURANCE	Health Benefit Fund	$10,321
VACANCIES	Vacancy Pool Fund	$0
TOTAL		$10,321

(3) **Guam Regional Transit Authority Collections.** The Guam Regional Transit Authority is authorized for its Fiscal Year 2011 operations to expend *up to* the level of revenues collected for the Public Transit Fund in Fiscal Year 2011.

CHAPTER VI

LEGISLATIVE BRANCH

Section 1. Appropriation. The sum of Seven Million Seven Hundred Sixteen Thousand Four Hundred Fifty Dollars (**$7,716,450**) is appropriated from the General Fund to *I Liheslaturan Guåhan* for its operations, including personnel services, for Fiscal Year 2011.

Section 2. Appropriation to the Office of Finance and Budget. The sum of Three Hundred Ninety-two Thousand Four Hundred Sixty Dollars (**$392,460**) is appropriated from the General Fund to *I Liheslaturan Guåhan*, specifically for the Office of Finance and Budget (OFB) for its operations, inclusive of personnel services, for Fiscal Year 2011.

Section 3. Continuing Appropriation for *I Liheslaturan Guåhan*. The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for Fiscal Year 2010 *shall not* lapse and is available to *I Liheslaturan Guåhan* for expenditures in Fiscal Year 2011.

Section 4. Continuing Appropriation for the Office of Finance and Budget. The unexpended balance of funds appropriated to *I Liheslaturan Guåhan* for the Office of Finance and Budget (OFB) for Fiscal Year 2010 *shall not* lapse and is available to *I Liheslaturan Guåhan* for OFB for expenditures in Fiscal Year 2011.

CHAPTER VII

LEGAL SERVICES

PART I - OFFICE OF THE ATTORNEY GENERAL

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* that the Office of the Attorney General (OAG) *shall* expend the funds appropriated in accordance with the object class appropriation levels. *I Liheslaturan Guåhan* supports the efforts of the OAG to acquire the appropriate technology to replace its aging APASI system. The OAG *shall* expend up to Thirty-four Thousand Dollars **($34,000)** from the Miscellaneous Object Category (290) for the preliminary work related to the APASI system upgrade. The funds *shall* be used to produce the Planning Advance Planning Document (PAPD), which *shall* be submitted to the Speaker of *I Liheslaturan Guåhan* upon its completion. Along with the PAPD, the OAG *shall* submit to the Speaker of *I Liheslaturan Guåhan* a formal commitment letter from the respective grantor agency, pledging the total federal funds for the APASI system upgrade.

Section 2. Appropriation. The amounts below are appropriated and authorized from the General Fund to the OAG for its operations in Fiscal Year 2011, to include office rental and local matching fund requirements. This appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$5,408,900**	**$0**	**$5,408,900**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$1,791,921**	**$0**	**$1,791,921**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$200,000**	**$0**	**$200,000**
OFF. RENTAL	**233**	**$538,973**	**$0**	**$538,973**
SUP. & MAT.	**240**	**$50,000**	**$0**	**$50,000**
EQUIPMENT	**250**	**$9,510**	**$0**	**$9,510**
WRK. COMP.	**270**	**0**	**$0**	**0**
DRUG TEST	**271**	**0**	**$0**	**0**
SUBGRANT	**280**	**0**	**$0**	**0**
MISC	**290**	**$2,393,314**	**$0**	**2,393,314**
POWER	**361**	**0**	**$0**	**0**
WATER/SEWER	**362**	**0**	**$0**	**0**
PHONE/TOLL	**363**	**$42,000**	**$0**	**$42,000**
CAP. OTLY.	**450**	**$110,190**	**$0**	**$110,190**
GR. TOTAL		**$10,544,807**	**$0**	**$10,544,807**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$10,544,807
FEDERAL MATCHING GRANTS-IN-AID	$4,645,844
SPECIAL FUNDS	$0
TOTAL	$15,190,651

Section 3. Increments and Promotions. The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the OAG, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$60,149

Section 4. Agency Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration. The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection and *shall* be used to fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the OAG.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	$0
WATER/SEWER	Utility Cost Account	$0
MED/DEN/LIFE INSURANCE	Health Benefit Account	$189,008
TOTAL		$189,008

Section 5. Of the personnel funded by the appropriations contained in this Chapter, one (1) Assistant Attorney General *shall* be assigned to the Department of Mental Health and Substance Abuse for the duration of the Permanent Injunction.

Section 6. Of the personnel funded by the appropriations contained in this Chapter, one (1) Assistant Attorney General *shall* be assigned to represent the entire government of Guam relative to the *Ordot* Landfill Case, and toward the release of the Division of Solid Waste from receivership.

Section 7. Of the personnel funded by the appropriations contained in this Chapter, *at least* one (1) Assistant Attorney General *shall* be assigned to represent the entire government of Guam for advisement on procurement.

Section 8. Continuing Appropriation for the Office of the Attorney General (OAG). The unexpended or unencumbered balance of funds appropriated to OAG for Fiscal Year 2010, pursuant to Public Law 29-129, *shall not* lapse and *shall* be available to OAG for expenditures in Fiscal Year 2011 for the purpose for which it was authorized.

1 **Section 9.** Continuing Appropriation for the Office of the Attorney General (OAG).
2 The unexpended or unencumbered balance of funds appropriated to OAG for Fiscal Year 2010,
3 *shall not* lapse and *shall* be available to OAG for expenditures in Fiscal Year 2011.
4 **Section 10.** Transfer Authority for the Office of the Attorney General (OAG).
5 The OAG may transfer funds between appropriations made in this Act for the Office of
6 the Attorney General, *provided* that the OAG notifies *I Maga'lahen Guåhan* and the Speaker of *I*
7 *Liheslaturan Guåhan no later than* fifteen (15) working days before the transfer is made, *except*
8 that *no* funds *shall* be transferred for regular salaries (Object Class 111) and benefits (Object
9 Class 113).

CHAPTER VII

PART II – PUBLIC DEFENDER SERVICE CORPORATION

Section 1. Appropriation. Amounts specified in this Section are appropriated from the General Fund to the Public Defender Service Corporation for its operations in Fiscal Year 2011, to include office rental and local matching fund requirements. This appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$2,351,732**	**$0**	**$2,351,732**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$836,354**	**$0**	**$836,354**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV	**230**	**$115,904**	**$0**	**$115,904**
OFF. RENTAL	**233**	**$271,200**	**$0**	**$271,200**
SUP. & MAT.	**240**	**$24,700**	**$0**	**$24,700**
EQUIPMENT	**250**	**$10,000**	**$0**	**$10,000**
WRK. COMP	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$44,500**	**$0**	**$44,500**
POWER	**361**	**$21,600**	**$0**	**$21,600**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$32,030**	**$0**	**$32,030**
CAP. OTLY	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$3,708,020**	**$0**	**$3,708,020**

1 **SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE**

2 GENERAL FUND	$3,708,020
3 FEDERAL MATCHING GRANTS-IN-AID	$0
4 SPECIAL FUNDS	$0
5 TOTAL	$3,708,020

CHAPTER VIII

MAYORS COUNCIL OF GUAM

Section 1. Appropriation. The amounts below are appropriated from the General Fund to the Mayors Council of Guam for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$4,764,057**	**$0**	**$4,764,057**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**1,629,928**	**$0**	**1,629,928**
TRAVEL/MILE	**220**	**0**	**$0**	**0**
CONT. SERV.	**230**	**$65,000**	**$0**	**$65,000**
OFF. RENTAL	**233**	**$98,772**	**$0**	**$98,772**
SUP. & MAT.	**240**	**$20,000**	**$0**	**$20,000**
EQUIPMENT	**250**	**$0**	**$0**	**$0**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$788,304**	**$0**	**$788,304**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$88,187**	**$0**	**$88,187**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$7,454,248**	**$0**	**$7,454,248**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$7,454,248
FEDERAL MATCHING GRANTS –IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$7,454,248

Section 2. Increments and Promotions. The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Mayors Council of Guam, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$1,454

Section 3. Mayors Council Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration. The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection, and *shall* be used to fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the Mayors Council of Guam.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	$615,117
WATER/SEWER	Utility Cost Account	$152,210
MED/DENTAL INSURANCE	Health Benefit Cost Account	$245,640
TOTAL		$1,012,968

Section 4. Streets Maintenance and Beautification. The sum of Four Hundred Seventy Thousand Nine Hundred Twenty-one Dollars **($470,921)** is appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Fiscal Year 2011 for the maintenance and beautification of village secondary and tertiary roads, and for the operations of the Mayors' offices, but *not* for personnel costs. Said funds *shall not* be subject to any transfer authority of *I Maga'låhen Guåhan,* and *shall* be divided among the Village Mayors as follows:

(a) Each Mayor *shall* receive the sum of Twenty Thousand Dollars **($20,000);** and

(b) The remaining balance of the fund *shall* be distributed to each Mayor pro rata based on the total road mileage in his village as a percentage of Guam's total road mileage in the most current report of Guam Roads Pavement Inventory of the Department of Public Works.

Section 5. Island-wide Village Beautification Projects. The sum of One Million Thirty-six Thousand Twenty-six Dollars **($1,036,026)** is appropriated from the Tourist Attraction Fund to the Mayors Council of Guam for Island-wide Village Beautification Projects to include:

(a) the maintenance and repair of the village's recreational facilities under the jurisdiction of the Mayor;

(b) the maintenance and repair of each village's main roads; and

(c) the planting and maintenance of each village's official flower and other flowering plants, shrubs and trees adjacent to the village's main roads, public restrooms and recreational facilities. A Mayor may contract with a private entity to provide the

services authorized by this Section, subject to the Guam Procurement Law, Chapter 5, Title 5, Guam Code Annotated.

Section 6. Grounds Maintenance for Schools. Subject to approval and scheduling of the public school principals, the Mayors are responsible for regular ground maintenance of Guam Department of Education school grounds in their respective districts where ground maintenance is *not* already subject to an existing contract for a minimum of twice a month during a regular school calendar year. Subject to approval of scheduling with the public school principals, the Mayor may contract with a private entity to provide the services authorized by this Section.

The sum of Four Hundred Eighty Thousand Six Hundred Forty-seven Dollars **($480,647)** is appropriated from the General Fund to the Mayors Council of Guam Revolving Fund for the grounds maintenance of specified schools of the Department of Education, to be allocated as follows:

VILLAGE	SCHOOL	AMOUNT
Agana Heights	Agana Heights Elementary	$9,289
Agat	Marcial Sablan Elementary	$12,276
	Oceanview Middle	$18,032
Barrigada	P.C. Lujan Elementary	$9,562
	B.P. Carbullido Elementary	$8,020
	L.P. Untalan Middle	$8,470
Dededo	M.A. Ulloa Elementary	$14,049
	Wettengel Elementary	$18,414
	J.M. Guerrero Elementary	$15,686
	Liguan Elementary	$0
	Astumbo Elementary	$8,866
	Finegayan Elementary	$20,460
	V.S.A. Benavente Middle	$28,644
	Astumbo Middle	$0
	Okkodo High	$0
Inarajan	Inarajan Elementary	$6,315
	Inarajan Middle	$8,007
Mangilao	H.B. Price Elementary	$7,707
	George Washington High	$49,647
	Adacao Elementary	$0
Merizo	Merizo Elementary	$6,697

MTM	J.Q. San Miguel Elementary	$4,160
Ordot/Chalan Pago	Ordot/Chalan Pago Elementary	$9,616
	Agueda Johnston Middle	$15,700
Piti	Jose Rios Middle	$7,679
Santa Rita	H.S. Truman Elementary	$13,244
	Southern High	$42,284
	Alternative School	$4,528
Sinajana	C.L. Taitano Elementary	$4,556
Talofofo	Talofofo Elementary	$8,184
Tamuning	L.B. Johnson Elementary	$4,092
	Tamuning Elementary	$4,774
	Chief Brodie Elementary	$8,184
	JFK High School	$20,000
Umatac	F.Q. Sanchez Elementary	$1,364
Yigo	Upi Elementary	$10,230
	D.L. Perez Elementary	$17,732
	Machananao Elementary	$9,412
	F.B. Leon Guerrero Middle	$17,732
	Simon Sanchez High	$18,687
Yona	M.U. Lujan Elementary	$8,348
TOTAL FOR ALL VILLAGES		$480,647

Section 7. Authorization to Reallocate Funds. Notwithstanding any other provision of Law, the Mayors Council of Guam is authorized to reallocate funds appropriated in Fiscal Year 2011 Miscellaneous (Object Category 290) into other

categories, *except* personnel, within all Base Operational Appropriations, including the return of funds transferred from Object Category 290 back into Object Category 290.

Section 8. Public Safety and Social Education Programs. The sum of Four Hundred Forty-seven Thousand Three Hundred Seventy-five Dollars **($447,375)** is appropriated from the General Fund to the Mayors Council of Guam, with each village to receive Fifteen Thousand Dollars ($15,000), and with the remaining funds to the Mayors Council of Guam, for Fiscal Year 2011, to be expended in accordance with plans approved by the Mayors Council of Guam or respective Village Municipal Planning Council and filed with the Director of Administration, to fund public safety and social education programs that enforce alcohol regulations, reduce underage drinking, support traffic safety, reduce drug-related violence and abuse, to support government of Guam substance abuse prevention programs, and to support organized sports programs in the community.

CHAPTER IX

PUBLIC ACCOUNTABILITY, STANDARDS AND PRACTICES

PART I – OFFICE OF PUBLIC ACCOUNTABILITY

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* that the Office of Public Accountability *shall* expend the funds appropriated for the rent increase related to the office space utilized for the Procurement hearings.

Section 2. Appropriations. The amounts below are appropriated from the General Fund to the Office of Public Accountability for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with the object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$686,148**	**$0**	**$686,148**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$237,770**	**$0**	**$237,770**
TRAVEL/MILE	**220**	**0**	**$0**	**0**
CONT. SERV.	**230**	**$146,660**	**$0**	**$146,660**
OFF. RENTAL	**233**	**$102,594**	**$0**	**$102,594**
SUP. & MAT.	**240**	**$10,800**	**$0**	**$10,800**
EQUIPMENT	**250**	**$25,100**	**$0**	**$25,100**
WRK. COMP.	**270**	**0**	**$0**	**0**
DRUG TEST	**271**	**0**	**$0**	**0**
SUBGRANT	**280**	**0**	**$0**	**0**
MISC	**290**	**$5,950**	**$0**	**$5,950**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$7,000**	**$0**	**$7,000**
CAP. OTLY.	**450**	**0**	**$0**	**0**
GR. TOTAL		**$1,222,021**	**$0**	**$1,222,021**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$1,222,021
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$0
TOTAL	$1,222,021

Section 3. Increments and Promotions. The amount below in this Subsection is appropriated from the General Fund to Object Category 111 for the Office of the Public Accountability, and *shall* be used to fund all increments and promotions in Fiscal Year 2011 for

eligible classified employees funded within this Subsection for satisfactory performance pursuant to §6202, Chapter 6 of Title 4, Guam Code Annotated.

INCREMENTS AND PROMOTIONS	111 Total	$9,138

Section 4. Office of Public Accountability Expenses Appropriated to Central Cost Accounts Administered by the Department of Administration. The amounts below are appropriated from the General Fund to the Cost Account identified in this Subsection, and *shall* be used to fund power, water/sewer, medical and dental insurance in Fiscal Year 2011 for the Office of Public Accountability.

APPROPRIATION CLASS	COST ACCOUNT	AMOUNT
POWER	Utility Cost Account	$0
WATER/SEWER	Utility Cost Account	$0
MED/DENTAL INSURANCE	Health Benefit Cost Account	$32,707
TOTAL		$32,707

Section 5. Transfer Authority for the Office of Public Accountability. The Public Auditor may transfer funds between appropriations made in this Act for the Office of Public Accountability, provided that the Public Auditor notifies *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan no later than* fifteen (15) working days before the transfer is made.

Section 6. Continuing Appropriation for the Office of Public Accountability. The unexpended or unencumbered balance of funds appropriated to the OPA for FY 2010, pursuant to Public Law 29-129, *shall not* lapse and *shall* be available to the OPA for expenditures in FY-2011 for the purposes for which it was authorized.

CHAPTER IX

PART II – GUAM BOARD OF ACCOUNTANCY

Section 1. Legislative Intent. It is the intent of *I Liheslaturan Guåhan* to provide a lump sum appropriation to the Guam Board of Accountancy. The funds *shall* be expended in accordance to the budget request submitted and the priorities stipulated by the Guam Board of Accountancy.

Section 2. Appropriation. The amounts below are appropriated from the Guam Board of Accountancy Special Fund (P.L. 30-55) to the Guam Board of Accountancy for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with the object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$0**	**$0**	**$0**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$0**	**$0**	**$0**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV.	**230**	**$0**	**$357,740**	**$357,740**
OFF. RENTAL	**233**	**$0**	**$23,868**	**$23,868**
SUP. & MAT.	**240**	**$0**	**$6,000**	**$6,000**
EQUIPMENT	**250**	**$0**	**$5,000**	**$5,000**
WRK. COMP.	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$0**	**$15,192**	**$15,192**
POWER	**361**	**$0**	**$0**	**$0**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$0**	**$300**	**$300**
CAP. OTLY.	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$0**	**$408,100**	**$408,100**

Guam Board of Accountancy Fund $408,100

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE

GENERAL FUND	$0
FEDERAL MATCHING GRANTS-IN-AID	$0
SPECIAL FUNDS	$408,100
TOTAL	$408,100

CHAPTER X

GUAM VISITORS BUREAU

Section 1. Appropriation. The amounts below are appropriated from the Tourist Attraction Fund (TAF), *not* otherwise appropriated, to the Guam Visitors Bureau (GVB) for its operations in Fiscal Year 2011. This appropriation *shall* be expended in accordance with the allocations outlined in this Section.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

(a)	GENERAL ADMINISTRATION	$2,136,248
(b)	MARKETING	$8,091,538
(c)	PRINTING, PROMOTIONAL	$238,769
(d)	RESEARCH	$374,834
(e)	DESTINATION DEVELOPMENT	$1,349,790

Section 2. Appropriation to GVB for Special Projects. The sum of Nine Hundred Eight-six Thousand Four Hundred Forty-six Dollars (**$986,446**) is appropriated from the TAF to the GVB to fund the *Tumon* and *Hagåtña* Beach Cleaning, *Tumon* Landscaping, and Island-wide Roadways Maintenance projects in Fiscal Year 2011. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

Section 3. Appropriation to GVB for *Pa'a Taotao Tano*. The sum of One Hundred Twenty-five Thousand Dollars (**$125,000**) is appropriated from the TAF to the GVB for the Fiscal Year 2011 operations of *Pa'a Taotao Tano* to provide for the Local Match for the ANA Language Grant, the New *Pa'a* AmeriCorps, the *Guahu Taotao Tano* Annual Pageant, and the Northern Cultural Arts Program. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

Section 4. Appropriation to GVB for the Historic *Inalahan* Foundation. The sum of One Hundred Twenty-five Thousand Dollars (**$125,000**) is appropriated from the TAF to the GVB for the Fiscal Year 2011 operations of the Historic *Inalahan* Foundation. Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

Section 5. Appropriation to GVB for the Pacific War Museum Foundation. The sum of Seventy-five Thousand Dollars (**$75,000**) is hereby appropriated from the TAF to the GVB for the Fiscal Year 2011 operations and expansion of the Pacific War Museum.

Section .6. Appropriation to GVB for the Traditions About Seafaring Islands (TASI). The sum of Forty Thousand Dollars (**$40,000**) is appropriated from the TAF to the GVB for the Fiscal Year 2011 operations of the Traditions About Seafaring Islands (TASI). Notwithstanding the general provisions of §30107.1, Title 11, Guam Code Annotated, and this Act, this appropriation *shall* continue to be available until expended.

Section 7. Appropriation to GVB for the Tourism Education Council. The sum of Thirty Thousand Dollars (**$30,000**) is hereby appropriated from the TAF to the GVB for the Fiscal Year 2011 operations of the Tourism Education Council. Notwithstanding the general provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be available until expended.

Section 8. Appropriation to GVB for the *Haya* Cultural Preservation Foundation (*Sinangån-ta* Outreach). The sum of Twenty-five Thousand Dollars (**$25,000**) is hereby appropriated from the TAF to the GVB for the Fiscal Year 2011 for the operations of the *Haya* Cultural Preservation Foundation (*Sinangån-ta* Outreach). Notwithstanding the general provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be available until expended.

Section 9. Appropriation to the Festival of the Pacific Arts Revolving Fund. The sum of One Hundred Thousand Dollars (**$100,000**) is hereby appropriated from the TAF to the Festival of Pacific Arts Revolving Fund for the purposes of planning, conducting, and hosting the Twelfth (12th) Festival of Pacific Arts in 2016. The funds appropriated in this Section *shall not* be used to fund either administrative *or* contractual salaries.

Section 10. Appropriation to the Guam Visitors Bureau Rainy Day Fund. The sum of Two Hundred Thousand Dollars (**$200,000**) is hereby appropriated from the TAF to the GVB for deposit in the Rainy Day Fund, in accordance with the provisions set forth in Section 1(b) of Public Law 30-116, for the purposes cited therein. Notwithstanding the general provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be available until expended, and is *not* subject to transfer *or* use for any other purpose.

Section 11. Appropriation to the Guam Museum Foundation. The sum of One Hundred Seventy Thousand Six Hundred Ninety-seven Dollars **($170,697)** is hereby appropriated from the TAF to the Guam Museum Foundation for pro rata payment on a loan secured for the purposes of designing and constructing the Guam Museum facility. Notwithstanding the general provisions of Title 11 GCA §30107.1, and this Act, this appropriation *shall* continue to be available until expended, and is *not* subject to transfer *or* use for any other purpose.

Section 12. Appropriation to GVB for the Reconstruction of San Vitores Phase II and Phase III. The sum of Four Hundred Eighty Thousand Dollars **($480,000)** is appropriated from the TAF to the GVB for Fiscal Year 2011 to complete the entire scope of work to repair, resurface, and renovate key intersections along Pale San Vitores Road.

CHAPTER XI

MISCELLANEOUS APPROPRIATIONS

Section 1. Public Streetlights Appropriations.

(a) **Special Fund Appropriations.** The sum of Three Million Five Hundred Sixty-three Thousand One Hundred Forty-five Dollars **($3,563,145)** is appropriated from the Streetlight Fund to the Utility Cost Account to pay to the Guam Power Authority for the operation of public streetlights in Fiscal Year 2011.

(b) The sum of One Million Seven Hundred Seventy-two Thousand Eight Hundred Ninety-three Dollars **($1,772,893)** is appropriated from the Guam Highway Fund to the Utility Cost Account to pay to the Guam Power Authority for the operation of public streetlights in Fiscal Year 2011.

Section 2. Appropriations to Retirees for Supplemental Annuity Benefits and for Other Costs.

(a) The sum of Eleven Million Three Hundred Seventy-five Thousand Dollars **($11,375,000)** is appropriated from the General Fund to the Supplemental Annuity Benefits Special Fund for Fiscal Year 2011 for direct payments to government of Guam retirees who retired prior to October 1, 1995, or their survivors, for the continuing payment of Four Thousand Two Hundred Thirty-Eight Dollars **($4,238)** per year in supplemental annuity benefits, consisting of the sums of One Thousand Two Hundred Dollars **($1,200),** One Thousand Five

Hundred Dollars **($1,500),** Seven Hundred Dollars **($700),** and Eight Hundred Thirty-Eight Dollars **($838)** in annual benefits authorized by various General Appropriation Acts.

(b) No retiree who is eligible for Retiree Supplemental Annuity Benefits provided for in Subsection (a) hereof *shall* receive said benefits if his annual retirement annuity, excluding survivor benefits and excluding the supplemental benefits authorized herein, is *greater than* Forty Thousand Dollars **($40,000).** No retiree who is eligible for Retiree Supplemental Annuity Benefits *shall* receive more than the sum of Forty Thousand Dollars **($40,000)** in combined retirement annuities and Supplemental Annuity Benefits in any one (1) fiscal year.

(c) The Director of Administration *shall* coordinate with the Director of the Government of Guam Retirement Fund (GGRF) and *shall* disburse to the retirees or their survivors, the supplemental annuity benefits provided for in Subsection (a) of this Section. The GGRF *shall* provide the Director of Administration with the information he needs to effect disbursement. To realize savings associated with the cost of preparing separate checks and mailing separate checks for the supplemental annuity for retirees, the Director of Administration may enter into an Memorandum of Understanding (MOU) with the GGRF in which the Director of Administration remits the supplemental annuity payments to the GGRF for disbursement to the retiree at the same time the regular annuity check is issued, *or* by including the supplemental annuity in the regular annuity check issued by the GGRF.

(d) Funds held in the Supplemental Annuity Benefits Special Fund *shall not* be commingled with the General Fund or any other fund, *shall* be held in a separate bank account that *shall* continue to be administered by the Director of Administration, and *shall not* be subject to *I Maga'lahen Guåhan's* transfer authority.

(e) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat International Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the Guam Waterworks Authority and the Guam Visitors Bureau *shall* remit to the Department of Administration an amount equal to the number of retirees eligible pursuant to Subsection (a) hereof who have retired from that entity multiplied by Four Thousand Two Hundred Thirty-eight Dollars **($4,238).** Said remittances *shall* be paid in two (2) equal installments on or before

October 10, 2010, and April 15, 2011, respectively. Said remittances *shall not* be subject to *I Maga'lahen Guåhan's* transfer authority.

(f) The sum of Nineteen Million Five Hundred Thousand Dollars **($19,500,000)** is appropriated from the General Fund to the GGRF to pay the following two (2) items for current retirees for Fiscal Year 2011 :

(1) Retiree group health, dental and life insurance premiums (to continue existing programs currently contained in the semi-monthly payments); and

(2) Retiree life insurance subsidy (to continue existing programs currently contained in the semi-monthly payments).

(g) For Fiscal Year 2011, the Guam Power Authority, the A.B. Won Pat International Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the Guam Waterworks Authority and the Guam Visitors Bureau *shall* remit to the GGRF payments for medical, dental, and life insurance payments for retirees who have retired from those respective agencies. Said remittances *shall* be paid in two (2) equal installments on or before October 10, 2010, and on or before April 1, 2011, respectively. The agencies' remittances for medical, dental and life insurance mandated herein are *ex gratia* payments, and are for Fiscal Year 2011 *only*.

(h) For Fiscal Year 2011, the sum of Seven Hundred Two Thousand Dollars **($702,000)** is appropriated from the General Fund to the GGRF to pay the cost of Medicare premiums for government of Guam retirees and their survivors domiciled on Guam, and who are eligible to receive Social Security income benefits, and who are eligible to enroll in the government of Guam Group Health Insurance Program. No government of Guam retiree or their survivor *shall* be required to enroll in the Government of Guam Health Insurance Program in order to receive the reimbursement.

(i) For Fiscal Year 2011, the sum of One Hundred Forty-five Thousand Dollars **($145,000)** is appropriated from the General Fund to the GGRF for *I Maga'lahi* and *I Segundo na Maga'lahi/I Segundo na Maga'håga'* pensions.

(j) For Fiscal Year 2011, the sum of Four Hundred Fifty-eight Thousand Four Hundred Forty-eight Dollars **($458,448)** is appropriated from the General Fund to the GGRF for

retirement annuities for former judges and justices of the Superior Court and Supreme Court of Guam.

(k) The GGRF Board of Trustees *shall* enact and, if necessary, amend administrative regulations that establish procedures to ensure the proper submission, receipt and accounting of all sums remitted pursuant to Subsections (e) and (g) hereof.

Section 3. Survivor Supplemental Annuity Additions. Title 4 GCA §8135(d)(6) is *amended* to read:

"(6) the prospective payment of supplemental benefits for the period of October 1, 2010, through September 30, 2011, for survivors of those employees who retired prior to October 1, 1995, to be paid in the following manner:

(i) Four Thousand Two Hundred Thirty-eight Dollars **($4,238)** in Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two Hundred Dollars **($1,200),** One Thousand Five Hundred Dollars **($1,500),** Seven Hundred Dollars **($700),** and Eight Hundred Thirty-eight Dollars **($838)** in annual benefits formerly contained in various General Appropriation Acts.

(ii) No person eligible for Retiree Supplemental Annuity Benefits provided for in this Section *shall* receive such benefits if his regular annual retirement annuity exclusive of the supplemental amounts authorized hereby *exceeds* Forty Thousand Dollars **($40,000).** No persons eligible for Retiree Supplemental Annuity Benefits *shall* receive more than the sum of Forty Thousand Dollars **($40,000)** in combined retirement annuities and supplemental retirement annuities.

(iii) Any retiree or survivor eligible to receive the supplemental annuity may waive their supplemental annuity payment authorized herein by the filing of a notarized affidavit waiving such payment with the Retirement Fund."

Section 4. Disability Supplemental Annuity Additions. §8129(g), Title 4, Guam Code Annotated, is *amended* to read:

"(g) Any disability retirement annuitant who commenced receiving a disability retirement annuity prior to October 1, 1995, and who is entitled to disability retirement benefits under this Chapter *shall* receive, during the period commencing on October 1,

2010, and ending on September 30, 2011, prospective non-cumulative supplemental annuity benefits as follows:

(1) Four Thousand Two Hundred Thirty-eight Dollars **($4,238)** in Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two Hundred Dollars **($1,200),** One Thousand Five Hundred Dollars **($1,500),** Seven Hundred Dollars **($700),** and Eight Hundred Thirty-eight Dollars **($838)** in annual benefits formerly contained in various General Appropriation Acts.

(2) No persons eligible for Retiree Supplemental Annuity Benefits provided for in Paragraph (g) of this Section *shall* receive such benefit if their regular annual retirement annuity, excluding survivor benefits, prior to the supplemental amounts herein *exceeds* Forty Thousand Dollars **($40,000).** No persons eligible for Retiree Supplemental Annuity Benefits *shall* receive more than the sum of Forty Thousand Dollars **($40,000)** in combined retirement annuities and supplemental retirement annuities.

(3) Any disability retirement annuitant eligible to receive the supplemental annuity may waive their supplemental annuity payment authorized herein by the filing of a notarized affidavit waiving such payment with the Retirement Fund."

Section 5. Retirees Supplemental Annuity Additions. §8122(d)(6), Title 4, Guam Code Annotated, is hereby *amended* to read as follows:

"(6) Any retirement annuitant who commenced receiving a retirement annuity prior to October 1, 1995, and who is entitled to retirement benefits under this Chapter, *shall* receive, during the period commencing on October 1, 2010, and ending on September 30, 2011, prospective, non-cumulative supplemental annuity benefits as follows:

(i) Four Thousand Two Hundred Thirty-eight Dollars **($4,238)** in Retiree Supplemental Annuity Benefits, known as the sum of One Thousand Two Hundred Dollars **($1,200),** One Thousand Five Hundred Dollars **($1,500),** Seven Hundred Dollars **($700),** and Eight Hundred Thirty-eight Dollars **($838)** in annual benefits formerly contained in various General Appropriation Acts.

(ii) No retiree who is eligible for Retiree Supplemental Annuity Benefits provided for in this Section *shall* receive such benefit if his regular annual retirement annuity, excluding the supplemental amounts authorized herein and survivor benefits, *exceeds* Forty Thousand Dollars **($40,000).** A retiree who is eligible for Retiree Supplemental Annuity Benefits *shall* receive *no more than* Forty Thousand Dollars **($40,000)** in combined retirement annuities and supplemental retirement annuities.

(iii) Any retiree or survivor eligible to receive the supplemental annuity may waive their supplemental annuity payment authorized herein by the filing of a notarized affidavit waiving such payment with the Retirement Fund."

Section 6. Appropriation for Cost of Living Allowance (COLA).

(a) *I Maga'lahen Guåhan shall* provide, by a single lump sum payment, a Cost of Living Allowance (COLA) of One Thousand One Hundred Dollars **($1,100)** to each retiree of the GGRF who is retired as of September 30, 2010, or his survivor, *no later than* November 1, 2010, *unless* the annuitant chooses in writing to receive bi-monthly payments from October 1, 2010 through September 30, 2011. The sum of Six Million Seven Hundred Seventy Thousand Five Hundred Dollars **($6,770,500)** is appropriated from the General Fund to the Department of Administration to pay said Cost of Living Allowance (COLA).

(b) The Guam Power Authority, the A. B. Won Pat International Airport Authority, the Guam Economic Development Authority, the Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose D. Leon Guerrero Commercial Port, the Guam Waterworks Authority and the Guam Visitors Bureau *shall* pay a Cost of Living Allowance (COLA) in a single payment of One Thousand One Hundred Dollars **($1,100)** to every Government of Guam Retirement Fund retiree who retired from each respective aforementioned agency as of September 30, 2010, or his survivor, *no later than* November 1, 2010, *unless* the annuitant chooses in writing to receive bi-monthly payments from October 1, 2010 through September 30, 2011.

(c) Each agency mentioned in Subsection (b) *shall* reimburse the General Fund for any COLAs paid by the Fund in Fiscal Year 2011 to retirees who have retired from that agency and their survivors, *no later than* December 31, 2010.

(d) Any retiree or survivor eligible to receive the Cost of Living Allowance (COLA) may waive their Cost of Living Allowance (COLA) payment authorized herein by the filing of a notarized affidavit waiving such payment with the entity responsible for the Retirement Fund.

(e) *If* a retiree is both a Defined Benefit and a Defined Contribution Retiree, he or his survivor *shall only* be entitled to a single COLA payment.

Section 7. The Government of Guam Competitive Wage Act of 2011.

(a) **Legislative Findings and Intent**. It is the finding of *I Liheslaturan Guåhan* that the government of Guam, as the largest employer on island, has a duty to examine and evaluate its human resources demands in the face of an ever-increasing global economy.

I Liheslaturan Guåhan finds that the government of Guam *does not* operate in a vacuum, but must compete with other employers, such as the federal and private sector, for the island's supply of professionals in all fields. As an organization, the government of Guam must ensure it has the necessary tools to address the increasing complexity of the government operations and changes in the economic environment of the island.

I Liheslaturan Guåhan recognizes that the proposed military buildup will result in the inflation of the price of commodities and services on the island, including the wages. As such, *I Liheslaturan Guåhan* plans to adopt a proactive approach in light of the recent exodus of professional staff, and the shortage of credentialed and experienced applicants due to the increasingly competitive job market. The delivery of government services occurs at the front lines and recruitment and retention of such employees is paramount to the delivery of services, particularly in light of the fact that the government of Guam has *not* changed its Unified Pay Structure in over eighteen (18) years.

The first phase adjustment of the Unified Pay Structure as proposed by the Department of Administration will affect approximately five thousand nine hundred twenty-nine (5,929) employees within the government of Guam. The estimated fiscal impact can be categorized as (1) the cost to bring employees who are below the minimum of the recommended salary ranges to the minimum of those ranges; (2) placing employees who are in the recommended salary range at the appropriate position salary range; and (3) for employees whose current salary is between the range minimum and midpoint; this is the cost of placing employees at the next highest step in the new salary range.

(b) Implementation of the Government-wide Position Classification, Compensation & Benefits Study. The sum of Thirteen Million One Hundred Fourteen Thousand Five Hundred Ninety-six Dollars **($13,114,596)** is appropriated from the General Fund to the Department of Administration for the purpose of implementing the salary adjustments in Fiscal Year 2011, as recommended by the comprehensive Government-wide Position, Classification, Compensation and Benefits Study Plan, conducted by the Hay Group, Inc. pursuant to Section 13 of Public Law No. 29-52, and the Governor's Executive Order No. 2006-21. This appropriation precedes transmittal by *I Maga'lahi* to *I Liheslatura* of a final, implementable Plan to adjust compensation, classification and benefits; and notwithstanding any other provision of law or this Act, this Subsection (b) *shall* be effective *only* upon formal adoption by *I Maga'lahi* of a Plan consistent with the Hay Group, Inc. recommendations and consistent with this Act.

(c) Funds appropriated in this Section *shall* be used *only* for the salary adjustments of permanent classified personnel filling authorized full-time equivalent (FTE) positions, as approved in the department or agency's Fiscal Year 2010 budget, or under this Act, and as recommended in the Comprehensive Government-wide Positions, Classifications, and Benefits Study Plan pursuant to Section 13 of Public Law 29-52, and Executive Order 2006-21. It is the intent of *I Liheslaturan Guåhan* to *not* include position(s) such as unclassified personnel, limited term appointees or any personnel under non-permanent status, as part of the Government-wide pay adjustment authorized herein, and to disallow the use of the funds appropriated in Subsection (b) of this Section for such use.

Section 8. Appropriation to Department of Mental Health & Substance Abuse. The sum of Fifty Thousand Dollars **($50,000.00)** is appropriated from the General Fund to the Department of Mental Health and Substance Abuse for the OASIS Empowerment Center for Women Alcohol Substance and Homeless Program. This appropriation is *not* subject to any transfer authority.

Section 9. Public Law 30-55, Section 8 of Chapter X is *amended* to read

"Section 8. Appropriations to Traditions About Seafaring Islands (TASI). The sum of One Hundred Thousand Dollars **($100,000)** is appropriated from the General Fund to the Guam Visitors Bureau for the operations of the Traditions About Seafaring Islands (TASI)."

CHAPTER XII

MISCELLANEOUS PROVISIONS

Section 1. §§221503 and 221504, Article 15, Chapter 22 of Title 5, Guam Code Annotated, are hereby *amended* to read as follows:

"§221503. Purpose.

The Indirect Cost Account *shall* be expended by appropriation by law for the following purposes:

(a) Training such as Continuing Professional Education Credits, CPE.

(b) Negotiating and Administering the government of Guam's indirect cost rate.

(c) Purchasing of Supplies and Equipment associated with Negotiating and Administering the government of Guam's indirect cost rate.

(d) Automated budget development and maintenance.

(e) General Operations for the agencies stipulated in §221504, Article 15, Chapter 22 of Title 5.

§221504. Deposits and Expenditures.

Deposits *shall* be made into the Indirect Cost Account from Federal Reimbursement, for Executive Line Agency Claims or Claims on Indirect Cost not to exceed five percent (5%) of the total program monies based on a negotiated and approved Indirect Cost Rate from U.S. Department of Interior to be applied in administering Federal Programs. Monies deposited in the Indirect Cost Account *shall* be expended for the following agencies:

(a) Department of Administration;

(b) Bureau of Budget & Management Research;

(c) Office of Public Accountability;

(d) Guam State Clearinghouse.

(e) Guam Department of Education"

Section 2. Utility Cost Account. There is hereby created a Utility Cost Account. All appropriations to the Utility Cost Account in this Act and subsequent Acts for power, water/sewer of departments or agencies *shall* be released from the Utility Cost Account monthly

at the rate of one-twelfth (1/12) of the total appropriation and used exclusively by the Department of Administration for payments of utility charges for the specified departments or agencies. This Cost Account *shall not* be subject to *I Maga'lahen Guåhan's* transfer authority.

Section 3. Health Benefit Cost Account. There is hereby created a Health Benefit Cost Account. All appropriations to the Health Benefit Cost Account in this Act and subsequent Acts for the health, life and dental premiums of departments or agencies *shall only* be used by the Department of Administration to pay for health, life and dental insurance premiums for the specified department or agency. This Cost Account *shall not* be subject to *I Maga'lahen Guåhan's* transfer authority. Any provider to the government of health, dental or life insurance *shall* submit a report to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* detailing the number of employees enrolled in each plan and the premium cost of the employee share and the government share of each enrollee, within thirty (30) days of the close of the annual open enrollment of such plan. Thereafter, a monthly report detailing the number of new enrollees and the number of enrollees dropping the plans *shall* be filed with *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan.*

Section 4. Vacancy Pool Cost Account. There is hereby created a Vacancy Pool Cost Account. All appropriations to the Vacancy Pool Cost Account in this Act and subsequent Acts for vacant positions of Executive Branch departments, unless otherwise stated, *shall* be deposited into the Vacancy Pool Cost Account and *shall only* be used to pay salaries of new hires after October 1, 2010 for positions unfilled at the beginning of FY 2011 for the specified agency. This Cost Account *shall not* be subject to *I Maga'lahen Guåhan's* transfer authority, but corresponding amounts *shall* be transferred by the Bureau of Budget and Management Research (BBMR) to an agency or department to be used for payroll upon the filling of an authorized position. The Cost Account *shall* be available to pay the salaries of employees returning to their government position who were *not* in the previous fiscal year staffing pattern drawing a salary. Certification of the availability of funds for the recruitment GG1s for all vacancies to be filled using the Vacancy Pool Cost Account *shall* be by BBMR.

Section 5. Deficit Reduction. All unpaid prior year obligations, including obligations for tax refunds; vendor payables; back pay for employees or other obligations resulting from judgments or awards approved prior to FY 2011 by any regulatory body, court or

administrative authority, which remain unpaid at the beginning of FY 2011, *unless* otherwise authorized, *shall* be paid from the un-appropriated General Fund revenues collected in excess of appropriations and reserved for deficit reduction pursuant to §22436 of Article 4, Chapter 22 of Title 5, Guam Code Annotated. The obligations *shall* be paid in the order of when they were incurred, with the longest outstanding obligation being paid first and so forth. The Department of Administration *shall* transmit a copy of the cumulative prior year obligations on a quarterly basis to *I Maga'lahen Guåhan*, the Speaker of *I Liheslaturan Guåhan,* and the Office of Finance and Budget.

Section 6. Section 1 of Public Law 28-38 is hereby *amended* to read as follows:

"**Section 1.** Special Retirement Provisions for the Guam Department of Education (GDOE) and Guam Memorial Hospital Authority (GMHA). On the first day of the first month following the enactment hereof and on every first day of every month thereafter, the Department of Administration (DOA) *shall* compute and recognize interest owed for both the GDOE and GMHA retirement liabilities to the Government of Guam Retirement Fund (GGRF) equal to outstanding liability multiplied by the one twelfth (1/12) of the most recent historical five (5) year average annual rate of return of the defined benefit investment portfolio, inclusive of performance which yielded negative returns. Liability payments made by the GDOE or GMHA *shall* be credited to the respective liability balance prior to the next month's interest calculations. The GGRF *shall not* be entitled to any additional interest for liabilities identified in this Section beyond what the DOA calculates on the first day of each month. The GGRF *shall* accept and approve for retirement any eligible employee of the DOE or the GMHA upon the condition that the respective agency's employer and employee contributions to the Fund for the applicable fiscal year are current and paid in full as provided in P.L. 27-106, Chapter VI, Section 13. If the GDOE or GMHA fails to make current payments for the applicable fiscal year, the Fund *shall* cease processing applications from employees of that agency until payment is made in full.

The GGRF and the DOA *shall* reconcile the annualized interest paid during the current fiscal year upon release of the GGRF rate of return performance report for Quarter ending September 30 for the same twelve (12) month period. The GGRF *shall*

invoice the DOA for any underpayment of interest computed by subtracting actual interest payments from interest calculated using the current fiscal year monthly principal balances outlined in Section 1 and the twelve (12) month average rate of return for the same period. Any overpayments to the GGRF *shall* remain with the GGRF.

On the first day of the first month following the enactment hereof and on every first day of every month thereafter, with a grace period of *no more than* ten (10) days, the Treasurer of Guam *shall* pay "interest only" payments for the Guam Department of Education (GDOE) deficiency to the Government of Guam Retirement Fund (GGRF) and the Treasurer of Guam *shall* pay "interest only" payments for the Guam Memorial Hospital Authority (GMHA) deficiency to the GGRF on the first day of the first month following the enactment hereof and on every first day of every month thereafter. The Government of Guam Retirement Fund *shall* accept and approve for retirement any eligible employee of the Guam Department of Education or the Guam Memorial Hospital Authority upon the condition that the respective agency's employer and employee contributions to the Fund for the applicable fiscal year are current and paid in full as provided in P.L. 27- 106, Chapter VI, Section 13, including interest and penalties pursuant to Title 4 GCA §8137(c) and interest at the actuarial rate determined in the latest completed actuarial valuation prepared for the Board of Trustees by the actuary appointed by the Board, which is seven and one-half percent (7.5%). If the Treasurer of Guam fails to make current payments as required by this Section or if GDOE or GMH fails to make current payments for the applicable fiscal year, the Fund *shall* cease processing applications from employees of that agency until payment is made in full."

Section 7. Retirement Option for Government of Guam Employees. A member of the Government of Guam Retirement Fund (GGRF) who is eligible for retirement may retire upon the complete remittance of his outstanding individual contributions to the GGRF, including the employee and employer retirement contributions. Any and all fees, interest at actuarial set assumed rate of return for fund investments rates, and penalties required by the GGRF *shall* be paid by the government. This Section *shall not* restrict the continuing remittance of existing GGRF contributions as required by law or by the GGRF. By the fifteenth (15th) day of each month, the Director of the GGRF *shall* provide a detailed report to the Speaker of *I Liheslaturan Guåhan* regarding said remittances and the number of retirements pursuant to this Section during

the previous month. Nothing herein *shall* be construed to abrogate any provision of Public Law 28-38.

Section 8. Volunteers and Donations for Skinner Plaza, *Plaza De España* and Guam Congress Building. The Executive Director of *I Liheslaturan Guåhan* may receive donations, including, but *not* restricted to, donations of goods, materials and services, for the purpose of maintaining and renovating Skinner Plaza, the *Plaza De España*, and the Guam Congress Building (also known as the Old Legislative Building).

Section 9. Temporary Employment of Retired Corrections Officers. The Department of Corrections (DOC) may hire retired Guam Corrections Officers if a critical need arises. Retired corrections officers hired under this Section may receive their retirement annuity while employed on this temporary basis. Officers may *only* be hired under this Section to fill positions left vacant because of military activation of corrections officers or absence due to a long term disability status which has been certified by a medical doctor. The DOC may exercise this hiring authority provided its authorized budget for personnel is *not* exceeded in filling those positions and *shall* be terminated when the incumbent returns from military service. Retired officers may be hired *only* in the ranks of Corrections Officers Supervisor I and below, *only* at Step I, and *shall not* receive sick and annual leave. Officers hired under this Section *shall* meet requirements for the position in question, except for written examinations, and the Director of DOC *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Chapter 8 of Title 4, Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits.

Section 10. Temporary Employment of Retired Guam Police Officers. The Guam Police Department (GPD) may hire retired Guam Police Officers if a critical need arises because of military activation of police officers or absence due to a long term disability status which has been certified by a medical doctor. The GPD may exercise this hiring authority provided its authorized budget for personnel is *not* exceeded. The retiree hired *shall* fill such a vacant position and *shall* be terminated when the incumbent returns from military service. Retired officers may be hired *only* at the ranks of Sergeant I and below, *only* at Step I, and *shall not* receive sick and annual leave. Officers hired under this Section *shall* first meet the requirements for the position in question, except for written examinations, and the Chief of Police of GPD

shall certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits. The GPD may pay for Civilian Volunteer Police Reserve stipends to the Police Reserve Officer to provide temporary services because of military activation of the regular police officer.

Section 11. Temporary Employment of Retired Guam Firefighters. The Guam Fire Department (GFD) may hire retired GFD firefighters if a critical need arises because of military activation of GFD firefighters or absence due to a long term disability status which has been certified by a medical doctor. The GFD may exercise this hiring authority provided its authorized budget for personnel is *not* exceeded. The retirees hired *shall* fill such a vacant position and *shall* be terminated when the incumbent returns from military service. Retired fire personnel may be hired *only* at the ranks of Fire Specialist and below, *only* at Step I, and *shall not* receive sick and annual leave. Retired firefighters hired under this Section *shall* first meet the requirements for the position in question, except for written examinations, and the Fire Chief of GFD *shall* certify that every retiree hired is fit for duty. Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits.

Section 12. Temporary Employment of Retired Customs and Quarantine Officers. The Customs and Quarantine Agency (CQA) may hire retired Customs and Quarantine Officers if a critical need arises as a result of military activation of Customs officers or absence due to a long term disability status which has been certified by a medical doctor or when vacancies cannot be filled within six (6) months because of the lack of qualified applicants. The CQA may exercise this hiring authority provided its authorized budget for personnel is *not* exceeded. The retired officer *shall* fill such a vacant position and *shall* be terminated when the incumbent returns from military service or when a fully-qualified applicant is available. Retired officers may be hired *only* in the ranks of Customs Officer III and below, *only* at Step I, and *shall not* receive sick and annual leave. Retirees hired pursuant to this Section *shall* meet requirements for the position in question, except for written examinations, and the Director of CQA *shall* certify that every retiree hired is fit for duty. The requirements of Title 17, Article 3, Chapter 32 are waived for employment pursuant hereto except for §32304(b)(4).

Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits.

Section 13. Temporary Employment of Retired Department of Revenue and Taxation Employees. The Department of Revenue & Taxation (DRT) may hire retired employees of the DRT when a critical need arises or absence due to a long term disability status which has been certified by a medical doctor. The DRT may exercise this hiring authority provided its authorized budget for personnel is *not* exceeded in the areas of Tax Collection, Taxpayer Assistance, Tax Investigation, Auditing, and Tax Processing. Said retirees *shall* be hired at Step I for the position in question and *shall not* receive sick and annual leave. Notwithstanding §8121(a), Title 4, Guam Code Annotated, retirees hired temporarily pursuant to this Section may continue to receive retirement benefits.

Section 14. Locum Tenens Exemption during the Absence of the Chief Medical Examiner. The Office of the Chief Medical Examiner is exempt from the government of Guam Procurement Law in contracting for the professional services of a qualified medical examiner to be provided when the Chief Medical Examiner is absent from work.

Section 15. Advance Payments for Medical Services. In order to expedite acceptance of Medically Indigent Program (MIP) clients at the Joint Commission accredited facilities for medical treatment approved by the MIP, the Director of Public Health and Social Services (DPHSS) may advance payments for said medical treatment or air ambulance program established by Section 33, Chapter V of Public Law 28-150, and may establish escrow accounts for immediate and advance payment of medical treatment at hospitals and other medical facilities accredited by the Joint Commission determined by the Director of DPHSS to be best able to serve Medically Indigent Program clients.

Section 16. Transfer of Employees. (a) Notwithstanding any other provision of law, and in recognition of personnel shortages in certain areas, *I Maga'lahen Guåhan* is authorized to transfer employees within or between any line department or agency of the government of Guam, *except* that:

(1) This Section *shall not* apply to any employee of the Legislative or Judicial Branches of government;

(2) The transfer of an employee *shall not* result in a loss of pay or salary;

(3) No employee *shall* be transferred if the employee has filed a viable grievance with the Civil Service Commission for discrimination based on political affiliation, gender, or sexual harassment, unless the employee consents to said transfer;

(4) Notwithstanding any other provision of law or regulation, no employee of an autonomous agency may be transferred to a line department or agency;

(5) *I Maga'lahen Guåhan shall* transfer the funding authorized for that employee's position from the transferor agency to the transferee agency, including GMHA, DPHSS, DMHSA, *unless* the transfer is from a line agency to an autonomous agency;

(6) This Section *shall not* be used to transfer employees acting in good faith who report or expose bad business practices, illegal activities, or inappropriate conduct by public officials; and

(7) *No* employee occupying a classified position created by statute within an agency *shall* be transferred out of an agency nor *shall* such employee and position be transferred out of such agency. Any employee whose classified position is created by statute within a specific department or agency, and has been transferred out of such agency or whose classified position has been transferred out of such agency *shall* be immediately transferred back to such agency.

(b) *I Maga'lahen Guåhan shall* submit a report to the Speaker of *I Liheslatura* of the transfer of each employee pursuant to this authorization, with the name and position of the employee being transferred, the line department or agency the employee is being transferred from, the line department or agency the employee is being transferred to, the time duration of the transfer, and whether the transfer is permanent.

Section 17. Contracts Exceeding Funds Restriction. No agency *shall* contract or agree to spend any money in excess of the amount allotted to that agency for that agreement by the Bureau of Budget and Management Research. Any contract or agreement made in violation hereof *shall* be void. Any agency head or certifying officer who knowingly contracts or agrees to spend any money in excess of said allotments *shall* be guilty of a misdemeanor.

Section 18. Restrictions on Executive Branch Hiring of Unclassified Employees. *No* government funds of any kind or description may be expended for the employment or hiring

of unclassified employees in the Executive Branch of the government of Guam, *except* for the following:

(a) Certified persons in the Guam Department of Education, as identified in Subsection (12) of §715 of Chapter 7 of Title 1 of the Guam Code Annotated;

(b) Any academic teaching positions at the University of Guam and the Guam Community College;

(c) Nurses, doctors, licensed health professionals and ancillary health employees necessary for clinical purposes at the Department of Public Health and Social Services, the Department of Mental Health and Substance Abuse, the Office of the Chief Medical Examiner, the Guam Memorial Hospital Authority, the Guam Police Department, and the Department of Integrated Services for Individuals with Disabilities;

(d) Department of Labor Survey Workers;

(e) Systems and Programming Administrator, Junior Systems Programmer, Senior Programmer Analyst, Junior Application Analyst, Junior Programmer Analyst and Junior Application Programmer and positions dealing with tax audits, tax investigations, tax collections and processing of taxes at the Department of Revenue and Taxation;

(f) Federally-funded positions (matching and up to 100%);

(g) Persons filling temporary vacancies created by the call to active military duty of employees who are members of the reserve components of the Department of Defense and the Department of Transportation, including, but *not* limited to, the United States Army, United States Navy, United States Marine Corps, United States Air Force, the Army National Guard, the Air National Guard, and the United States Coast Guard, *or* created by absence due to a long term disability status which has been certified by a medical doctor. Departments may exercise this hiring authority provided its authorized budget for personnel is *not* exceeded;

(h) Positions within the Office of *I Maga'lahen Guåhan*, the Office of *I Segundo Na Maga'lahen Guåhan* and the Guam State Clearinghouse, and department or agency heads, deputies and private secretaries;

(i) Positions within the Mayors Council of Guam;

(j) Positions within the Guam Election Commission;

(k) Limited-term, part time substitute teachers of the Guam Department of Education;

(l) All persons employed pursuant to this Section, effective October 1, 2010, *shall* meet the minimum Knowledge, Abilities and Skills (KAS) associated with such position; and

(m) professional engineers required to fill Chief Engineer positions.

Section 19. Board and Commission Meeting Stipends. Any compensation or stipend owed to a Board or Commission member for attending a regular or special meeting in FY 2011 *shall* be paid from the budget of the department or agency responsible for the administrative support and operations of such Boards or Commissions. Any Board member who has served on a Board continuously—for ten (10) years or more—may receive a stipend totaling *no more than* Two Hundred Fifty Dollars ($250) per month for meetings attended; however, Board and Commission members may elect to not receive said compensation.

Section 20. Contracts. Positions in the classified and unclassified service *shall not* be filled pursuant to a contractual arrangement, *except* as provided in this Section for FY 2011.

(a) Subject to Chapter 5, Title 5, Guam Code Annotated, government of Guam departments and agencies may contract with independent contractors, provided that no agency may contract for services customarily provided by employees in the classified service, except as provided by law.

(b) Government of Guam departments and agencies that do not customarily obtain professional services, such as licensed health professionals, licensed architects, licensed engineers, legal services, actuarial services and auditing services through an employee in the classified service in that department or agency may contract to obtain such services.

(c) The Office of the Attorney General and the Public Defender Service Corporation are authorized to contract with attorneys as independent contractors to provide services in areas in which it is impracticable or impossible for the office to proceed. Such contracts *shall* be let in accordance with the procurement laws of Guam. No such independent contractor hired pursuant to this Section may receive from the government of Guam any remuneration in any form other than in payment for the

position into which such person is hired. The Office of the Attorney General and the Executive Director of the Public Defender Service Corporation *shall* file a copy of every such contract with the Chief Procurement Officer and the Director of Administration together with a written certification stating why it is impracticable to handle the matter within the office as otherwise constituted.

(d) This Section *shall not* apply to the Guam Department of Education; the University of Guam; the Guam Community College; the Unified Judiciary when filling positions of justices and judges pro tem, law clerks, and legal interns; the Department of Revenue and Taxation when filling the position of legal counsel; *I Liheslaturan Guåhan*; the Guam Memorial Hospital; and the Department of Public Health and Social Services and the Department of Mental Health and Substance Abuse when filling positions of licensed health professionals.

(e) Any instrumentality of the government of Guam that fills any classified or unclassified positions by contractual arrangement in accordance with this Section *shall* file a copy of every such contract with the Chief Procurement Officer together with a written certification stating why it is impracticable to handle the matter within the instrumentality as otherwise constituted.

Section 21. Wireless Communications Restrictions. *No* government of Guam funds, regardless of source and including funds expended by autonomous agencies, *shall* be expended for the use of cellular telephones, cellular telephone services and other wireless telephone services, *unless* the government of Guam will be reimbursed from Federal funds or other grants. This Section *shall not* apply to *I Maga'lahen Guåhan*; *I Segundo Na Maga'lahen Guåhan* ; the Speaker of *I Liheslaturan Guåhan*; the Chief Justice of the Supreme Court of Guam; the Presiding Judge of the Superior Court of Guam; official use of the Crisis Hotline Program of the Department of Mental Health and Substance Abuse; law enforcement officials; on-call health professionals at the Guam Memorial Hospital Authority, the Department of Mental Health and Substance Abuse, and the Department of Public Health and Social Services; Village Mayors and Vice Mayors; GFD and EMS officials; on-call emergency management personnel; and the Chief Medical Examiner.

Section 22. Exception for Internet and Data Network and Wireless Non-Mobile Telephone Services. The restrictions on the funds for wireless telephone service contained in Section 21 of this Chapter *shall not* apply to the wireless internet and data networking services, Voice Over Protocol (VOIP) and wireless local loop (stationary [non-mobile] wireless phone systems) telephone services.

Section 23. Deposit for Drug Testing. The sum of Two Thousand Dollars **($2,000)** is appropriated from the General Fund; the sum of Three Hundred Eighty Five Dollars **($385)** is appropriated from the Guam Contractors License Board Fund; the sum of Seven Hundred Fifty Dollars **($750)** is appropriated from the Indirect Cost Fund; the sum of One Hundred Thirteen Dollars **($113)** is appropriated from the Land Survey Revolving Fund; the sum of Four Hundred Eighteen Dollars **($418)** is appropriated from the Manpower Development Fund; the sum of Thirty Eight Dollars **($38)** is appropriated from the PEALS Fund; the sum of Two Thousand Dollars **($2,000)** is appropriated from the Solid Waste Operations Fund; and the sum of Two Thousand Dollars **($2,000)** is appropriated from the Territorial Highway Fund to individual agencies for drug testing, and *shall* be deposited into an account with the Department of Administration, which is tasked with the implementation and payment of all testing by government employees as set out in Executive Orders 95-29 and 2005-18. This Fund *shall not* be subject to *I Maga'lahen Guåhan*'s transfer authority.

Section 24. Deposit for Random Drug Testing for Testing Designated Positions. The sum of Thirteen Thousand Nine Hundred Thirty Dollars **($13,930)** is appropriated from the General Fund, representing the total of all appropriations in this Act to individual agencies for random drug testing of employees in Testing Designated Positions (TDP) delineated in the Department of Administration Drug Free Workplace Program (DFWP Operating Procedures), and *shall* be deposited into an account with the Department of Administration. This Fund *shall not* be subject to *I Maga'lahen Guåhan*'s transfer authority.

Section 25. Program Reporting Requirements for Employment, Employment Placement, and Job Training Programs at the Guam Community College, the University of Guam, and the Guam Department of Labor.

(a) The President of the University of Guam, the President of the Guam Community College, and the Director of the Guam Department of Labor *shall* transmit a

report to *I Maga'lahen Guåhan* and to the Speaker of *I Liheslaturan Guåhan*, *no later than* June 30 of each year, the actual number of program completers and/or certificates issued for each program, and employment data for said program completer for the two (2) years following completion of their respective programs, to include salary levels, job location, or whether the job is in the same field as the program.

(b) The report mandated in Subsection (a) *shall* also be posted on each agency's respective website.

Section 26. If any Cost Accounts created by this Act require existing automated postings within the Government of Guam Financial Management System to be manually duplicated to conform to the requirements in this Act the Department of Administration may instead report the details of the Cost Account outside the Financial Management System.

Section 27. Office of the Adequate Education *Suruhanu*. §111000 of Title 17, Guam Code Annotated, is hereby *amended* to read:

"**§11100. Creation of Office.** The Office of the Adequate Education *Suruhanu* (hereinafter referred to as the 'Education *Suruhanu')* is hereby established as an entity of the Office of the Attorney General of Guam. It is operationally independent from *I Maga'lahen Guåhan, I Liheslaturan Guåhan,* the Department of Education (DOE) and the Guam Education Policy Board (Board). *I Maga'lahen Guåhan, I Liheslaturan Guåhan*, DOE or the Board *shall not* prevent, impair, or prohibit the Education *Suruhanu* from initiating, carrying out, or completing his duties. The Education *Suruhanu shall* be the head of the office."

CHAPTER XIII
ADMINISTRATIVE PROVISIONS

Section 1. Authorization for Matching Requirements for Federal Grants-In-Aid. All departments are authorized to expend funds appropriated in this Act for matching requirements of Federal grants.

Section 2. Carryover of Local and Federal Matching Program Funds for Grants. The Local and Federal Matching Funds for programs whose expiration dates extend beyond September 30, 2011 *shall not* lapse and may be expended throughout the period of the grant award.

Section 3. Government of Guam Retirement Fund Rate of Contribution. In accordance with §8137(e) of Article 1, Chapter 8 of Title 4 of the Guam Code Annotated, the government rate of contribution to the Government of Guam Retirement Fund throughout Fiscal Year 2011 *shall* be twenty seven and forty six hundredths percent (27.46%).

Section 4. Autonomous Agency Revenues and Expenditures Reported to *I Maga'lahen Guåhan* and *I Liheslaturan Guåhan*. Notwithstanding any other provision of law, every autonomous and semi-autonomous agency or public corporation in the government of Guam *shall* report all revenues and expenditures for all funds under its purview and administration to *I Maga'lahen Guåhan* and the Speaker of *I Liheslaturan Guåhan* on a monthly basis and post the same on its website. Each monthly report *shall* be due *no later than* thirty (30) days after the end of each month.

Section 5. Revenue Tracking Report. The Director of the Bureau of Budget and Management Research, in collaboration with the Director of Revenue and Taxation and the Director of the Department of Administration, *shall* determine, after the end of each month of the fiscal year, the revenue tracking for the balance of the fiscal year, based upon the actual collections of the preceding month, and prepare a statement comparing "actual" and "projected" revenues. Said statement *shall* be certified as to its accuracy by each of the aforementioned Directors, and submitted to the Speaker of *I Liheslaturan Guåhan no later than* thirty (30) days after the end of each month of the fiscal year. Said statements *shall* be posted quarterly on the Bureau of Budget and Management Research's website. The Director of the Bureau of Budget and Management Research and the Director of *I Liheslaturan Guåhan* and the Office of Finance

and Budget *shall* from time to time meet to revise, approve and implement changes to the format of the report.

Section 6. Prior Year Appropriations Report. *I Liheslaturan Guåhan* finds that in order to work effectively to reduce and manage the deficit of the government of Guam, it will need to repeal or de-appropriate past appropriations, which remain outstanding but *not* expended. To assist in this effort, the Department of Administration, in collaboration with the Office of Finance and Budget, *shall* submit a report to the Speaker of *I Liheslaturan Guåhan* on January 1, 2011 delineating any appropriation from fiscal years prior to 2011, which has *not* been encumbered or fully expended as of the date of the report. The report *shall* also delineate those appropriations from fiscal years prior to 2011 which have been carried forward to Fiscal Year 2011 pursuant to law or this Act and the expenditures thereon. Thereafter, monthly updates to the report *shall* be submitted until unexpended appropriations from prior fiscal years are eliminated by repeal or other operation of law.

Section 7. Exemption from BBMR Allotment Release Control. §1303, Title 5, Guam Code Annotated, *shall not* apply to the Mayors Council of Guam, the Office of Public Accountability, the Office of Finance and Budget, the Office of the Attorney General, the Department of Revenue and Taxation, *I Liheslaturan Guåhan*, and the Unified Judiciary. Said entities may draw against their respective appropriations as needed to meet their obligations in accordance with a drawdown schedule that said entities *shall* submit to the Director of the Department of Administration, *no later than* October 31, 2010. Failure to submit such drawdown schedule *shall* subject such entity to the allotment release control by the Bureau of Budget and Management Research.

Section 8. Special Fund Transfer. Unless specified in this Act, *I Maga'låhen Guåhan* is authorized to transfer to the General Fund any cash available from any appropriated Special Fund or Revolving Fund to fund the appropriations authorized by this Act. All cash from Special Funds or Revolving Funds transferred to cover the appropriations authorized by this Act *shall* be promptly reimbursed to the Special or Revolving Fund from which it was withdrawn as cash becomes available. *I Maga'låhen Guåhan shall* submit a report to the Speaker of *I Liheslaturan Guåhan* on the fifth (5th) day of every month on all transfers made pursuant to this Section. Said report *shall* enumerate the amount of each transfer, identify the

funds to and from which the transfer was made and state the purpose of each transfer. Unless otherwise restricted or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is authorized to transfer *up to* fifteen percent (15%) between object categories within an agency Fiscal Year 2011 Special Fund base operational (*except* the utility funds) appropriations contained in Chapter V and in Parts II, III and IV of Chapter III of this Act; provided that notice of each transfer and justification therefore are delivered within fifteen (15) working days after the transfer is made to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and Budget.

Section 9. Secondary and Tertiary Road Projects. *I Maga'lahen Guåhan*, after consultation with the Village Mayors, may delete and add secondary and tertiary road repair projects to the list in Part IV of Chapter II of Public Law 28-68, if such amendment is necessitated by changes in cost estimates, availability of funds or critical needs, provided that the repair of potholes on primary and secondary roads *shall* remain a high priority and *shall* commence as soon as practicable. The Directors of the Bureau of Budget and Management Research and the Department of Public Works *shall* report to *I Liheslaturan Guåhan* the status and balance of the appropriations made to fund the repair of such road projects pursuant to PL 28-68.

Section 10. Facilities Insurance Requirements. Every department and agency of the government of Guam, through the Department of Administration, may expend such sums as necessary from the department or agency's appropriations for operations contained in this Act, for insurance of government-owned facilities, built or repaired with FEMA grant funds, where such insurance is required by FEMA.

Section 11. Reporting Requirements for Non-Profit Organizations. All non-profit organizations that receive funds pursuant to this Act *shall* maintain financial records that accurately account for said funds and *shall* provide a budgetary breakdown by object category to the department or agency that oversees the appropriation. The non-profit organization *shall* be provided a copy of this Section by the department or agency overseeing such appropriation. The non-profit organization *shall* also provide to said department:

(a) A quarterly report describing its activities during the reporting period and the results it achieved *no later than* twenty (20) days after the end of each quarter;

(b) Notification of all procurement of equipment and services of Five Thousand Dollars ($5,000) or more prior to awarding the contract therefore;

(c) Access to the overseeing department or agency's duly authorized representative, and government of Guam auditors, to appropriate records for the purpose of audit and examination of books, documents, papers and records of funds expended under the appropriation;

(d) Submission of a detailed inventory listing of each year's purchases, as certified by its certifying officer; and

(e) A Final Report to the overseeing department or agency for submission to *I Liheslaturan Guåhan* containing a full disclosure of all expenditures of funds appropriated by this Act *no later than* November 15, 2011. The overseeing department or agency *shall* post the same on its website.

(f) Non-compliance with these reporting requirements will subject the non-profit organization to a three percent (3%) reduction of its appropriation(s) and the overseeing agency's contract with the organization *shall* so provide.

Section 12. Fund Reversions. *Unless* otherwise specified in this Act:

(a) General Fund Reversion. All unexpended or unencumbered appropriations made from the General Fund pursuant to this Act *shall* revert to the General Fund on the last day of Fiscal Year 2011.

(b) Tourist Attraction Fund Reversion. All unexpended or unencumbered appropriations made from the Tourist Attraction Fund pursuant to this Act *shall* revert to the Tourist Attraction Fund on the last day of Fiscal Year 2011.

(c) Healthy Futures Fund Reversion. All unexpended or unencumbered appropriations made from the Healthy Futures Fund pursuant to this Act *shall* revert to the Healthy Futures Fund on the last day of Fiscal Year 2011.

Section 13. Restriction on the Home Use of Government of Guam Vehicles. *Except* when expressly permitted by §1103(c) of Chapter 1, Title 4, Guam Code Annotated, or any other law, *no* government of Guam owned, leased or rented vehicles may be driven home by an employee *unless* such employee is on call as an emergency first responder.

Section 14. Transfer Authority of *I Maga'låhen Guåhan*. Unless otherwise restricted or specifically allowed by this Act, for FY 2011 *I Maga'låhen Guåhan* is authorized to transfer *up to* fifteen percent (15%) between Fiscal Year 2011 General Fund Executive Branch base operational (*except* the utility funds) appropriations contained in Chapter V and in Parts II, III and IV of Chapter III of this Act; *provided* that notice of each transfer and justification therefore are delivered within fifteen (15) working days after the transfer is made to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and Budget. Notwithstanding any other provision of law, no funds *shall* be transferred out of the Guam Department of Education Operations Fund or Fiscal Year 2011 General Fund appropriations made to the Guam Department of Education, the Unified Judiciary, *I Liheslaturan Guåhan*, the Office of Finance and Budget, the Mayors Council, the Office of the Attorney General, and the Office of Public Accountability. No transfer *shall* be made into the Solid Waste Operations Fund from any other appropriation or any other Fund during FY 2011, *except* for General Fund appropriations specifically made to the Solid Waste Operations Fund by this Act or specifically authorized by law. This transfer provision *shall not* be applicable to transfers made for the purpose of providing local match requirements for Federal Grants-In-Aid and for funding the ten percent (10%) Law Enforcement pay raise in FY 2011. No General Fund transfer *shall* be made to the Customs and Quarantine Fund. *I Maga'låhen Guåhan shall* report such transfers accordingly.

Section 15. Email Addresses Paid for with Government of Guam Funds. All email addresses paid for by any funds appropriated by this Act *shall* be posted on the respective agency's or branch's website.

Section 16. Combined Purchase of Textbooks. The Guam Department of Education, the University of Guam, and the Guam Community College *shall* together develop a more cost-effective method of purchasing textbooks for the government of Guam, in which the government would benefit from the economies of scale and combined purchasing power of the three (3) institutions. The joint proposal *shall* target implementation for School Year 2011-2012 and *shall* be submitted to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan no later than* January 15, 2011.

Section 17. Uniform Allowances. Uniform allowances authorized in this Act *shall not* be less than Three Hundred Fifty Dollars ($350.00) for the Fiscal Year, and *shall* be issued to the employees *no later than* the end of the first quarter of FY 2011.

Section 18. Administration of Deficit Reduction. The Department of Administration is hereby designated the authority to receive and process claims submitted pursuant to Section 5 of Chapter XII of this Act.

Section 19. Revenue Processing. *I Liheslaturan Guåhan* recognizes the benefits and importance of timely processing of individual income taxes. As individual income taxes represent a significant source of the government of Guam's tax revenues, the timely processing of these returns is imperative. Furthermore, the timely processing of individual income taxes allows the government of Guam to recognize receivables owed to the government and liabilities owed to individual income tax payers through refunds. *I Liheslaturan Guåhan* also recognizes that timely processing benefits both the government and the individual taxpayer. Therefore, it is the intent of *I Liheslaturan Guåhan* to find methods to expedite the processing of income tax returns. Whereas, electronic receipt of income tax returns prevents the need to enter the data manually. *I Liheslaturan Guåhan* recognizes the value of receiving income tax returns electronically and espouses the removal of any barrier to achieving this. As such, the Director of Revenue and Taxation *shall* submit a feasibility study, related to accepting income tax returns online, to the Speaker of *I Liheslaturan Guåhan* by January 1, 2011. The feasibility study *shall* include the following items:

- (a) Survey from the major tax accounting firms of the tax software used;
- (b) Compatibility of the tax software to the systems of the Department of Revenue and Taxation;
- (c) Timeline whereby the major tax software in (a) is integrated into the system of the Department of Revenue and Taxation; and
- (d) Approximate cost of the integration plan through solicitation of quotes, specifically for the integration.

Section 20. Government Staffing Pattern

(a) Staffing Pattern. *No later than* thirty (30) days after the end of each quarter of Fiscal Year 2011, every director, administrator or head of a government of Guam agency,

excluding line agencies, *shall* submit to the Speaker of *I Liheslaturan Guåhan* and post on the agency website a current staffing pattern in the format of the Executive Branch FY 2011 Budget Call, as of the previous quarter's ending. The agencies required to submit are all semi-autonomous agencies, public corporations, the President of the Mayors Council of Guam, and the Administrator of the Courts of the Unified Judiciary. Said staffing pattern *shall* include, at a minimum, the name of every current employee and his position title, salary, increment costs and benefit costs, as well as the funding source for his salary and benefits.

(b) *No later than* thirty (30) days after the end of each quarter of Fiscal Year 2011, the Director of the Department of Administration *shall* post the government wide line agency staffing pattern on the bit.guam.gov portal on the budget website. The format of the report *shall* be the current staffing pattern in the format of the Executive Branch FY 2011 Budget Call, as of the previous quarter's ending. Said staffing pattern *shall* include, at a minimum, the name of every current employee and his position title, salary, increment costs and benefit costs, as well as the funding source for his salary and benefits.

Section 21. Make Work Pay Accounting Error Adjustment to FY 2010 Budget Act. (a) Chapter I, Section 2 (A.) of Public Law 30-55 is *amended* as follows:

"**A.**

PROVISION FOR TAX REFUND PAYMENTS	($134,260,000)
TOTAL GENERAL FUND REVENUE AVAILABLE FOR OPERATIONS	$512,901,145
PROVISION FOR TAX REFUND PAYMENTS	($134,260,000)
TOTAL GENERAL FUND REVENUE AVAILABLE FOR APPROPRIATION	$507,818,638"

(b) A new Subsection (F.) is *added* to Chapter I, Section 2 of Public Law 30-55:

"**F.** The Bureau of Budget Management and Research and the Department of Administration *shall* adjust all budgetary accounts, both revenue projections and appropriation levels to reflect the amendment of Public Law 30-55 in Chapter XIII, Section 21(a) of this Act. These adjustments *shall* be made prior to the closing of all FY 2010 accounts."

Section 22. *No more than* twenty-five percent (25%) of the appropriation to Object Classes 111 and 113 in the Base Operation Appropriation to the Office of *I Maga'lahi* may be expended or transferred before January 1, 2011.

1 **Section 23. Severability.** If any provision of this Act or its application to any person
2 or circumstance is held invalid, the invalidity *shall not* affect other provisions or applications of
3 this Act which can be given effect without the invalid provision or application and to this end the
4 provisions of this Act are severable.