

EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

September 7, 2012

Honorable Judith T. Won Pat, Ed.D.  
Speaker

*I Mina' Trentai-unu na Liheslaturan Guåhan*  
155 Hesler Place  
Hagåtña, Guam 96910

Office of the Speaker  
Judith T. Won Pat, Ed. D.

Date 9/7/12  
Time 8:31 PM  
Received by ED POLOMIDE

Dear Madam Speaker:

I have signed Substitute Bill No. 426-31(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, 2013; MAKING OTHER APPROPRIATIONS; AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.", into law with reservations.

What I must point out, for the record, is that this substitute bill is not the bill I introduced, despite my caution to the legislature to leave the provisions alone and to pass my spending cuts bill as companion fiscal legislation.

## Unbalanced budget

The FY 2013 Budget Bill is, first of all, not a balanced budget. There is an over appropriation of approximately \$1.4M over the adopted revenue level. This Administration has been working diligently to pay our debts to the taxpayers, employees and vendors in addition to payments for court orders. In Fiscal Year 2012 alone, this administration has made an unprecedented payment of approximately \$330M in tax refunds. Of that amount, \$72M came from FY 2012 cash and the balance from bond financing. Even after this cash outlay, the government of Guam still owes an estimated \$30 - \$40M of tax refunds for TY 2011 and prior. This does not include \$105M for TY 2012.

## Other obligations left in the deficit

Because of the \$72M used from FY 2012 cash collections to pay for tax refunds, there remain employees and vendors who are now rightfully screaming for payment due them. Other than asking for more and more reports that require manpower to produce, imposing superficial administrative mandates on HOW TO PAY TAX REFUNDS (an ironic mandate, considering that we fought tooth and nail to pay tax refunds while the legislative leadership opposed our effort) and establishing payment priorities after decades of owing hundreds of millions of dollars

for refunds and mandating a \$14M budget cut, what solution does the Legislature offer to address the \$145M plus shortfall for tax refunds due in FY 2013?

## **Reducing government spending**

I have sent my proposed Omnibus Fiscal Reform Act of 2012 (Bill No. 507-31(LS)) to the Legislature on August 21, 2012. This proposed legislation will make significant, albeit unpopular, cuts to government operations costs. This will allow this government to realistically begin living within its means. To date, I have received a senatorial request for additional information as well as for forecasts and models used to determine the projected savings as a result of the proposed bill, yet not a single piece of legislation from the legislative majority with alternative solutions to cut spending. When the Legislature, in P.L. 31-77 increased the benefit for Survivor Annuities by 20% which will cost this government an additional \$64M annually, no such spreadsheets or models were required, nor was there a public hearing conducted on that measure. Now that an attempt is being made to cut the cost of government, spreadsheets and models are being required before the proposed bill would be scheduled for public hearing.

We have been elected by the people of Guam to make the hard and unpopular decisions required to make this government fiscally responsible and responsive to the demands for services by the residents of our island. We can no longer go back to owing taxpayers \$300M in tax refunds because this government failed to live within its means and failed to make the hard decisions.

## **What about the schools?**

The legislative majority has prided itself on funding education (albeit through paper appropriations that has no standing in reality), even though the majority has been very silent on some very major education issues the past couple years. Nonetheless, I thought this pride would translate into meaningful action in the budget bill to actually place an appropriation behind the authorizations contained in P.L. 31-229. If you can recall, this is the authorization for financing of public school repairs beyond what the ARRA funds can provide.

It should be noted that during the Committee of the Whole, discussions occurred that the funding for the financing costs were to come out of the Department of Education's budget. I cannot find this line item anywhere in the budget bill, nor is there any other type of miscellaneous provision addressing the funding costs to repair and renovate schools.

I am dismayed by what amounts to another empty promise to students, parents, educators, and administrators.

## **The budget lives in the vacuum of a single year only**

The Budget Bill once again looks at the finances of this government in a vacuum. In a perfect world, as my fiscal staff has repeatedly underscored, the prioritization of payments as proposed in the budget bill, may work. However, without cash reserves for approximately \$145M for TY 2012 and prior tax refunds, and without cash reserves for prior year obligations for services and goods ALREADY received by this government, mandating priority of payments and cash management priorities is not reasonable. Moreover, it infringes on executive functions and

impedes realistic cash management which addresses aging of payables, managing cash receipts and disbursements based on cash availability due to high and low collection months while carrying over a significant amount of prior year liabilities that demand liquidation. Sections 3 and 4 are unnecessary mandates as this Administration has diverted an unprecedented level of cash from the current fiscal year (\$72M) to pay tax refunds. Moreover, we took on the battle for repaying the money that the government (against my objections as a senator and before I became Governor) pilfered from the people of Guam when it used over \$300M of their tax refunds for the payment of government obligations without their permission. This administration has demonstrated its commitment to the payment of the refunds despite criticisms and skepticism. This administration PAID OUT tax refunds. It did not mandate superfluous provisions which were simply another disguised version of lip service without action.

### ***Put fabot, komprende: Cash v. Budget***

A provision which requires online electronic access to bank account information may result in a misinterpretation of the government's cash position. An example of this, is when the decision to implement the Hay Study Pay Plan was made, the bank balance reflected at the time of the decision was \$10M. What was not considered was the fact that approximately \$18-20M in outstanding checks were not netted from the total.

I don't know how many times my fiscal team and I have to explain to the legislative majority the difference between cash and budget. If there continues to be confusion and misunderstanding, then I caution the legislature to stop placing mandates on the Administration that limits our ability to prudently manage the cash flow of this government. You are inadvertently causing the decimation of services to the people we serve with these onerous mandates, not to mention the fact that AGAIN, this legislative majority has pushed through an unbalanced budget.

I am signing this budget into law because, while I trust the majority of senators will be reasonable and fix the problems with it, I do not trust that in this election season the legislative leadership will not use this budget as a political weapon for political purposes.

I should be perfectly clear with the legislative majority: the budgets you have passed in Fiscal Years 2009, 2010, and 2011 nearly sent this government into ruins. Those budgets account for most of the deficit of tax refunds, a deficit you refused to pay down in full when I offered the bond solution last year. It was not until this Administration, with the support of the legislative minority and only a couple of majority members, demanded full fiscal responsibility that the deficit was reduced, tax refunds were paid, and courageous action was taken. In short, I admonish those responsible for the financial mess we are in to finally listen to those whose fiscal policies are actually working. Make the amendments. Pass my spending cuts bill.

Thank you,



**EDDIE BAZA CALVO**

**I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN**  
**2012 (SECOND) Regular Session**

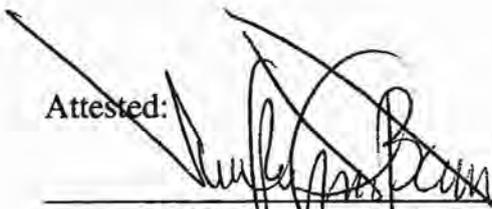
**CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÅHAN**

This is to certify that Substitute Bill No. 426-31(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, 2013; MAKING OTHER APPROPRIATIONS; AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS," was on the 28<sup>th</sup> day of August 2012, duly and regularly passed.



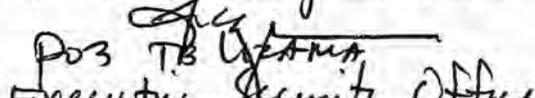
**Judith T. Won Pat, Ed.D.**  
**Speaker**

Attested:



**Tina Rose Muña Barnes**  
**Legislative Secretary**

This Act was received by *I Maga'lahaen Guåhan* this 29<sup>th</sup> day of August, 2012, at 12:50 o'clock A.M.



**Assistant Staff Officer**  
**Maga'lahaen's Office**

APPROVED:



**EDWARD J.B. CALVO**  
***I Maga'lahaen Guåhan***

Date:

9/7/12

Public Law No. 31-233

**I MINA'TRENTAI UNU NA LIHESLATURAN GUÅHAN**  
**2012 (SECOND) Regular Session**

**Bill No. 426-31 (COR)**

As substituted by the Committee on Appropriations,  
Taxation, Public Debt, Banking, Insurance, Retirement, and Land;  
and amended in the Committee of the Whole.

Introduced by:

~~Committee on Rules, Federal, Foreign &  
Micronesian Affairs, and Human & Natural  
Resources~~

by request of *I Maga'låhen 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, 2013;  
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 2013.**” *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, 2012, but *no later than* September 30, 2013. *If* any appropriation in this Act is found contrary to federal law, all other portions of this Act *shall* remain valid.

1           **Section 2. Estimated Revenues for Fiscal Year 2013.** *I Liheslaturan*  
2 *Guðhan* adopts the following revenue estimates for Fiscal Year 2013 as the basis  
3 for the appropriations contained in this Act.

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1	<b>I. GENERAL FUND REVENUES</b>	<b>AMOUNT</b>
2	<b>TOTAL GENERAL FUND REVENUE</b>	<b>\$689,105,222</b>
3	<b>PROVISION FOR TAX REFUND PAYMENTS</b>	<b>(\$100,000,000)</b>
4	<b>TOTAL GENERAL FUND REVENUE AVAILABLE</b>	
5	<b>FOR OPERATIONS</b>	<b>\$589,105,222</b>
6	<b>A. TAXES</b>	
7	Income Tax	
8	Corporate	\$115,700,007
9	Individual	\$73,469,937
10	Withholding Taxes, Interest and Penalties	\$204,643,469
11	Provision for Tax Refund Payments	(\$100,000,000)
12	<b>TOTAL INCOME TAXES</b>	<b>\$293,813,413</b>
13	Business Privilege Tax	\$228,751,346
14	Business Privilege Tax (GMHA Pharmaceuticals Fund)	(\$9,150,054)
15	Business Privilege Tax (CoreTech Tax Credit - <i>Tiyan</i> )	(\$4,493,256)
16	Other Taxes	\$3,847,425
17	<b>TOTAL TAXES</b>	<b>\$512,768,874</b>
18	<b>B. FEDERAL SOURCES</b>	

1	Federal Income Tax Collection - Section 30	\$53,155,293
2	Overpayment reconciliation of Section 30 (2 of 4)	(\$1,500,000)
3	Immigration Fees and Indirect Cost	\$1,796,226
4	<b>TOTAL FEDERAL SOURCES</b>	<b>\$53,451,519</b>
5	<b>C. USE OF MONEY AND PROPERTY</b>	<b>\$808,896</b>
6	<b>D. LICENSES, FEES, AND PERMITS</b>	
7	Licenses, Fees and Permits	\$5,070,909
8	Licenses, Fees and Permits (Better Public Service Fund)	(\$507,091)
9	<b>TOTAL LICENSES, FEES AND PERMITS</b>	<b>\$4,563,818</b>
10	<b>E. DEPARTMENT CHARGES</b>	<b>\$1,861,714</b>
11	<b>TOTAL GENERAL FUND NET REVENUE COLLECTIONS</b>	<b>\$573,454,821</b>
12	<b>2% GENERAL FUND RESERVE</b>	<b>(\$11,469,096)</b>
13	(Appropriations Cap of 98% of General Fund Revenue; §22436 of Article 4,	
14	Chapter 22 of Title 5 GCA)	
15	<b>TOTAL GENERAL FUND REVENUE</b>	
16	<b>AVAILABLE FOR APPROPRIATION</b>	<b>\$561,985,725</b>
17	<b>II. SPECIAL FUND REVENUES</b>	<b>AMOUNT</b>
18	A. Air Pollution Control Special Fund	\$184,422
19	B. Autonomous Agency Collections Fund	\$0
20	C. Better Public Service Fund	\$1,390,554
21	D. <i>Chamorro</i> Land Trust Operations Fund	\$1,023,596
22	E. Corrections Revolving Fund	\$855,661
23	F. Customs, Agriculture and Quarantine Inspection Services Fund	\$9,156,099
24	Rent paid to Guam International Airport Authority	(\$3,264,296)
25	Total Customs, Agr. and Quarantine Inspection Services Fund	\$5,891,803
26	G. DPW Building and Design Fund	\$500,769
27	H. Enhanced 911 Emergency Reporting System Fund	\$1,650,630

1	I. Environmental Health Fund	\$687,441
2	J. Fire, Life and Medical Emergency Fund	\$73,065
3	K. GMHA Pharmaceuticals Fund	\$9,150,054
4	L. Guam Board of Accountancy Fund	\$424,100
5	M. Guam Contractors License Board Fund	\$862,450
6	N. Guam Environmental Trust Fund	\$331,869
7	O. Guam Highway Fund	\$18,422,618
8	Guam Highway Fund (Better Public Service Fund)	(\$883,463)
9	Guam Highway Fund (Public Transit Fund)	(\$349,210)
10	Total Guam Highway Fund	\$17,209,945
11	P. Guam Plant Inspection and Permit Fund	\$85,412
12	Q. Healthy Futures Fund	\$14,601,686
13	R. Indirect Cost Fund	\$1,826,894
14	S. Land Survey Revolving Fund	\$3,227,764
15	T. Manpower Development Fund	\$2,111,624
16	U. Police Services Fund	\$538,858
17	V. Professional Engineers, Architects and Land Surveyors Board Fund	\$307,282
18	W. Public Recreation Services Fund	\$186,098
19	X. Public School Library Resources Fund	\$670,328
20	Y. Public Transit Fund	\$349,210
21	Z. Safe Streets Fund	\$241,000
22	AA. Section 2718 Fund	\$7,500,000
23	AB. School Lunch/Child Nutritional Meal Reimbursement Fund	
24	Federal Sources (100% Federal Grant)	\$10,069,218
25	Cash Collection (Department of Education)	\$1,095,091
26	Total School Lunch/Child Nutritional Meal Reimbursement Fund	\$11,164,309
27	AC. Solid Waste Operations Fund	\$20,239,600

1	Solid Waste Operations Fund (Host Community Fund)	\$(300,000)
2	Total Solid Waste Operations Fund	\$19,939,600
3	AD. Street Light Fund	\$3,590,261
4	AE. Tax Collection Enhancement Fund	\$686,717
5	AF. Territorial Education Facilities Fund	\$30,483,566
6	AG. Tourist Attraction Fund	\$25,500,082
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7	AH. Water Protection Fund	\$66,461
8	AI. Water Research and Development Fund	\$73,321
9	AJ. Host Community Fund	\$300,000
10	<b>TOTAL SPECIAL FUND REVENUE</b>	<b>\$163,686,832</b>
11	<b>III. FEDERAL MATCHING GRANTS-IN-AID</b>	
12	<b>Federal Grants-in-Aid Requiring Local Match:</b>	
13	A. Agriculture	\$288,500
14	B. Guam Community College	\$1,057,472
15	C. Guam Council on the Arts and Humanities Agency	\$307,500
16	D. Guam Fire Department	\$0
17	E. Guam Police Department	\$726,136
18	F. Department of Integrated Services for Individuals with Disabilities	\$2,992,651
19	G. Department of Labor	\$43,800
20	H. Office of the Attorney General	\$11,509,528
21	I. Department of Mental Health and Substance Abuse	\$225,862
22	J. Department of Military Affairs	\$1,547,700
23	K. Department of Public Health and Social Services	\$26,438,879
24	L. University of Guam	\$2,943,706
25	<b>TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES</b>	<b>\$48,081,734</b>
26	<b>IV. REVENUE AVAILABLE FOR OPERATIONS SUMMARY:</b>	
27	TOTAL GENERAL FUND REVENUE	<b>\$673,454,821</b>

1	PROVISION FOR TAX REFUND PAYMENTS	(\$100,000,000)
2	2% GENERAL FUND RESERVE	(\$11,469,096)
3	<b>TOTAL GENERAL FUND REVENUE</b>	
4	<b>AVAILABLE FOR APPROPRIATION</b>	<b>\$561,985,725</b>
5	<b>TOTAL SPECIAL FUND REVENUE</b>	<b>\$163,686,832</b>
6	<b>TOTAL FEDERAL MATCHING GRANTS-IN-AID REVENUES</b>	<b>\$48,081,734</b>
7	<b>GRAND TOTAL</b>	<b>\$773,754,291</b>

8 **Section 3. Authorization to Pay and Prioritize the Payment of Tax**  
9 **Refunds by Enacting an Income Tax Payment System.**

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

18 (b) Prioritization of Earned Income Tax Credit Data. For future planning  
19 purposes, by December 31, 2012, the Director of the Department of Revenue and  
20 Taxation *shall* provide a report to *I Maga'låhen Guåhan* and the Speaker of *I*  
21 *Liheslaturan Guåhan* certifying the total amount of EITC paid for each tax year  
22 and fiscal year dating back to Fiscal Year 2003. The report *shall* include the total  
23 number of EITC recipients categorized within the standard income brackets used  
24 by the IRS for reporting purposes.

25 (c) Prioritization of Tax Refund Payments. Tax Year 2012 and prior A  
26 Status Returns *up* to One Hundred Million Dollars (\$100,000,000).

1           **Section 4. Prioritization of Revenue Collections in Excess of Monthly**  
2 **Collections.**

3           (a) Income Tax Refunds.

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

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

15           (3) Notwithstanding any other provision of law, quarterly revenue  
16 collections in excess of the revenue budget in Chapter I, Section 4(a)(2) of  
17 this Act from the categories defined in Chapter I, Section 5(b) of this Act as  
18 income tax revenues are hereby appropriated for the payment of tax  
19 liabilities defined as: (A) Individual Income Tax Refund and Interest  
20 payment; and (B) Corporate Income Tax Refund and Interest payment, and  
21 hereby prioritized according to Chapter I, Section 3(c) of this Act.

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

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

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

10       **Section 5. Prior Year Obligations and Future Obligation Proposals.**

11       (a) Excess Available General Fund Tax Revenues. Notwithstanding any  
12 other provision of law, quarterly revenue collections in excess of the revenue  
13 budget in Chapter I, Section 4(a)(2) of this Act from the categories defined in  
14 Chapter I, Section 5(c) of this Act as General Fund tax revenues *shall* be  
15 appropriated for the payment of Prior Year Obligations and Future Obligation  
16 Proposals as defined and prioritized below:

17           (1) Fifty percent (50%) of all excess collections identified in  
18 Chapter I, Section 5(c) of this Act *shall* be appropriated for payment of  
19 principal and interest obligations pursuant to *Guam Federation of Teachers*  
20 *v. Government of Guam, et. al.*, Superior Court Case No. SP 0009-07.

21           (2) Forty percent (40%) of all excess collections identified in  
22 Chapter I, Section 5(c) of this Act *shall* be appropriated for payment to the  
23 Internal Revenue Service Make Work Pay Overpayment liability pursuant to  
24 the May 29, 2009 Memorandum of Understanding between the Department  
25 of Revenue and Taxation and the Internal Revenue Service.

26           (3) Five percent (5%) of all excess collections identified in Chapter  
27 I, Section 5(c) of this Act *shall* be appropriated for payment of principal and

1 interest of prior year obligations to any employees identified in the report in  
2 Chapter I, Section 5(f) of this Act.

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

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7 (b) Income Tax and Withholding Tax revenues are defined as revenues  
8 reported by the Department of Administration on a cash basis for the General  
9 Fund. Available revenues for the purpose of this Act represent cash or cash  
10 instruments with a maturity term of *less than* ninety (90) days that are available  
11 and earned by the government of Guam within the current fiscal year.

12 (c) Excess Business Privilege Tax revenues are available for expenditure  
13 when *no* third party claims, pledges, encumbrances, appropriations, or liens exist  
14 against such excess General Fund tax revenues. If any outside party asserts claims  
15 over such resources, the matter *shall* be resolved at the appropriate legal  
16 jurisdiction.

17 (d) The identification and recordation of excess revenues *shall* be  
18 performed by the Department of Administration, and *shall* provide any additional  
19 reports requested by the Office of Finance and Budget should the reporting  
20 requirements outlined in Chapter I, Section 4(a)(5) of this Act *not* provide adequate  
21 information to ascertain excess General Fund tax revenues. Excess revenues  
22 identified in Chapter I, Section 5(c) of this Act *shall* be disbursed by the  
23 Department of Administration in accordance with the priorities outlined in Chapter  
24 I, Section 5(a) of this Act for payment of the prior year obligations.

25 (e) Thirty (30) days after the close of the current fiscal year, the  
26 Department of Administration *shall* provide a detailed reconciliation of the  
27 payment of the prior year obligations through excess General Fund revenues for

1 the current fiscal year to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*  
2 *Guåhan*.

3 (f) Thirty (30) days after the close of the current fiscal year, the  
4 Department of Administration *shall* provide a detailed report to the Speaker of *I*  
5 *Liheslaturan Guåhan* delineating all recorded unpaid prior year obligations from  
6 fiscal years prior to September 30, 2012.

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7 **Section 6. Additional Child Tax Credit Reimbursements.**

8 (a) *No less than* ninety percent (90%) of all ACTC reimbursements  
9 received by the government of Guam shall be deposited directly into the Income  
10 Tax Refund Efficient Payment Trust Fund of Chapter 51, Title 11 GCA, and  
11 applied to "A" Status returns. Interest earned in the Fund may be used to hire  
12 seasonal employees to assist with income tax processing.

13 (b) *No more than* ten percent (10%) of all ACTC reimbursements  
14 received by the government of Guam shall be deposited into the General Fund and  
15 are hereby appropriated from the General Fund to fund vacancies and overtime for  
16 the Department of Revenue and Taxation (DRT) Income Tax Processing and  
17 Income Tax Enforcement Divisions and to fund DRT related data processing  
18 activities, services, inclusive of the Motor Vehicle Division for driver's license and  
19 vehicle registration issuance.

20 **Section 7. Debt Service Continuing Appropriations.** The following are  
21 continuing appropriations for debt service requirements:

22 **A. GENERAL OBLIGATION BONDS, SERIES 1993 A**

23 (For education capital projects; Real Property Taxes pledged;  
24 due Fiscal Year 2018 as final year; P.L. 29-19 and P.L. 29-21,  
25 net of UOG Bond Payment Obligation \$2,027,703) \$2,799,549 1/

26 **1/ Territorial Education Facilities Fund**

27 **B. 2002 SHORT TERM FINANCING**

1	<b>(SECTION 30 FUNDS)</b>	
2	(Line of Credit; P.L. 26-84 amended by P.L. 26-122	
3	and P.L. 26-130; due Fiscal Year 2013 as the final year;	
4	source of payment Section 30 Funds)	\$1,717,449 2/
5	<b>2/ General Fund</b>	
6	<b>C. GENERAL OBLIGATION BONDS, SERIES 2007 A</b>	
7	(Partial refunding of GOB, 1993 Series A; funding	
8	capital projects and certain obligations of the	
9	Government of Guam; due Fiscal Year 2037 as the final year;	
10	P.L. 29-19 and P.L. 29-21)	\$7,874,700 3/
11	<b>3/ Territorial Education Facilities Fund</b>	
12	<b>D. LIMITED OBLIGATION (SECTION 30)</b>	
13	<b>BONDS, SERIES 2009A</b>	
14	(To finance the costs for the new landfill and	
15	the closure of Ordot Dump; P.L. 30-1 amended	
16	by P.L. 30-7; due Fiscal Year 2035 as the final year)	\$15,672,706 4/
17	<b>4/ General Fund (\$3,692,212) and Solid Waste Operations Fund</b>	
18	<b>(\$11,980,494)</b>	
19	<b>E. GENERAL OBLIGATION BONDS, 2009 SERIES A</b>	
20	(To finance certain expenses affecting the General Fund	
21	Deficit; P.L. 29-113 amended by P.L. 30-7;	
22	Due Fiscal Year 2040 as final year)	\$21,532,221 5/
23	<b>5/ General Fund</b>	
24	<b>F. GUAM DEPARTMENT OF EDUCATION (GDOE) SERIES 2010A</b>	
25	<b>CERTIFICATES OF PARTICIPATION (JOHN F. KENNEDY</b>	
26	<b>HIGH SCHOOL PROJECT)</b>	
27	(P.L. 30-178; 5GCA, Chapter 58A)	\$5,131,938 6/

1	<b>6/ General Fund</b>	
2	<b>G. LIMITED OBLIGATION HOTEL</b>	
3	<b>OCCUPANCY TAX (HOT), REVENUE</b>	
4	<b>BONDS, SERIES 2011A</b>	
5	(Refunding of LO Infrastructure Improvement Bonds,	
6	1997 Series A; to acquire, construct, or equip a new	
7	Guam Museum, and projects that benefit the tourism industry)	\$6,998,363
8	<b>7/ Tourist Attraction Fund</b>	
9	<b>GRAND TOTAL</b>	<b>\$61,726,926</b>

**CHAPTER II**  
**EDUCATION**

**PART I – GUAM DEPARTMENT OF EDUCATION**

1       **Section 1. Legislative Findings and Intent.** The Fiscal Year 2013 budget  
2 for the Guam Department of Education (GDOE) in this Act represents a status quo  
3 budget with the exception of organic retirement contribution growth and an  
4 increase in appropriations for Utilities. *I Liheslaturan Guåhan* finds that the Fiscal  
5 Year 2013 revenue projections submitted by *I Maga'lahen Guåhan* in the  
6 Executive Budget Request are sufficient to provide the necessary funding to the  
7 GDOE as outlined in this Act.

8       In the Fiscal Year 2013 Executive Budget Request submitted by *I*  
9 *Maga'lahen Guåhan*, the GDOE appropriation levels were funded below the Fiscal  
10 Year 2012 authorized level expenditures; *however*, GDOE is *not* expected to spend  
11 all its appropriations. *I Liheslaturan Guåhan's* intent is to prioritize education by  
12 maintaining the funding levels of the GDOE in Fiscal Year 2013 as status quo  
13 from the current Fiscal Year 2012 authorized level expenditures.

14       On January 12, 2012, the school campus of Luis P. Untalan Middle School  
15 was shut down by the Department of Public Health and Social Services as a result  
16 of demerits received from an unannounced health inspection. The school campus  
17 was then temporarily moved to the former JFK campus at *Tiyan* and reopened on  
18 January 24, 2012. Just days before the shutdown of the Untalan campus, *I*  
19 *Maga'lahen Guåhan* and the Attorney General of Guam signed the amended 2009  
20 lease agreement with Core Tech International to lease their *Tiyan* facility. The  
21 estimated amount of \$4.49 Million Dollars in tax credits per year will be given in  
22 lieu of cash for lease payments to CoreTech International; furthermore, the  
23 amendment, not approved by *I Liheslatura*, extends the terms of the original lease  
24 from 2019 to 2024.

1            *I Liheslaturan Guåhan* recommends that the GDOE work together with the  
2 Executive Branch to find a solution to renovate the school campus of Untalan  
3 Middle School and ultimately return the school community back to their home  
4 campus in *Barrigada*, Guam. This is a fiscally responsible approach for the GDOE  
5 to take in the upcoming Fiscal Year 2013 that will help alleviate financial burdens  
6 of the government of Guam caused by the leakage of anticipated revenues to the  
7 General Fund from these tax credit offsets.

8            Furthermore, for the School Year 2012-2013, the GDOE has made it known  
9 that they plan to increase the contract cost of its School Lunch Program contract  
10 with Sodexo, the current contractor. The increase is estimated to be thirty percent  
11 (30%) greater than the current contract cost to the GDOE. The existing contract  
12 cost of \$8.1 Million Dollars per year is expected to escalate to \$11.5 Million  
13 Dollars for the upcoming school year. Historically, the School Lunch Program has  
14 been subsidized by local funds each year. The sum of the program's meal cash  
15 collection and federal reimbursements are *not* sufficient to sustain the cost of the  
16 program at this time.

17            *I Liheslaturan Guåhan* recommends that the GDOE re-bid the School Lunch  
18 Program contract at a more competitive rate because the GDOE *does not* have the  
19 financial capacity to incur an immediate cost increase for the next fiscal year  
20 without taking resources away from the classroom. This economic proposal would  
21 materialize in a large cost cutting measure that can be realized by the GDOE for  
22 Fiscal Year 2013.

23            **Section 2. Appropriation.** Pursuant to §§52101 and 52102 of Chapter 52,  
24 Division 2 of Title 11 Guam Code Annotated (GCA), the sum of Two Hundred  
25 Twelve Million Seven Hundred Thirty Thousand Three Hundred Sixty-One  
26 Dollars (**\$212,730,361**) is appropriated to the GDOE Operations Fund for Fiscal  
27 Year 2013. This sum is composed of One Hundred Eighty-Two Million Six

1 Hundred Twenty-Seven Thousand Four Hundred Six Dollars (**\$182,627,406**) from  
2 the General Fund (including advanced appropriation from Public Law 31-75) and  
3 Thirty Million One Hundred Two Thousand Nine Hundred Fifty-Five Dollars  
4 (**\$30,102,955**) from Special Fund(s). This appropriation *shall* be expended in  
5 accordance with the cash disbursement schedules required by §52101(b) of  
6 Chapter 52, Title 11 GCA, and in accordance with the object class allocations  
7 outlined below:

8	PERSONNEL OBJECT CATEGORIES (111 to 115)	\$169,257,541
9	OPERATIONS OBJECT CATEGORIES (220 to 450)	\$43,472,820
10	<b>TOTAL</b>	<b>\$212,730,361</b>

11 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

12	GENERAL FUND	\$182,627,406
13	TERRITORIAL EDUCATION FACILITIES FUND	\$17,376,564
14	PUBLIC LIBRARY RESOURCES FUND	\$670,328
15	HEALTHY FUTURES FUND	\$891,754
16	SCHOOL LUNCH/CHILD NUTRI. MEAL REIMB. FUND	\$11,164,309
17	<b>TOTAL</b>	<b>\$212,730,361</b>

18 **Section 3.** Notwithstanding any provision of law for the School Year  
19 2012-2013, the Superintendent of Education is hereby authorized and directed to  
20 deduct Five Thousand Five Hundred Dollars (\$5,500) per enrollee for the *Guahan*  
21 Academy Charter School from the total General Fund appropriation to the  
22 Department of Education based on the actual enrollment at the time, multiplied by  
23 the per pupil cost.

24 **Section 4.** *No less than* the sum of Three Hundred Eighty-One Thousand  
25 One Hundred Twenty Dollars (**\$381,120**) *shall be* allocated from the General Fund  
26 appropriation in Section 2 for the *Chamoru* Studies Division administered by the  
27 GDOE to be expended for personnel salaries and benefits, contractual services,

1 professional development and training, supplies and materials, and equipment for  
2 the support and the implementation of the Content Standards and Performance  
3 Indicators of the course syllabi for the emphasis of fluency and for the promotion  
4 of the proficiency skills in the areas of listening, speaking, reading, and writing in  
5 the *Chamoru* language.

6 **Section 5. GDOE Miscellaneous Healthy Futures Fund Allocations.**

7 The following amounts reflect additional funding appropriated to the GDOE:

8 (a) **Interscholastic Sports Fund.** (1) The sum of Five Hundred  
9 Thirty Thousand Dollars (**\$530,000**) *shall be* allocated from the Healthy  
10 Futures Fund appropriation in Section 2 for the Interscholastic Sports Fund  
11 administered by the GDOE to be expended pursuant to §7108 of Chapter 7,  
12 Title 17 GCA. Appropriations made herein *shall be* available to fund the  
13 outrigger canoe, rugby, and other sports programs, to include the payment of  
14 head coaches, assistant coaches, league fees, and other expenses normally  
15 associated with interscholastic sports programs. (2) The sum of Ninety-Two  
16 Thousand Dollars (**\$92,000**) *shall be* allocated from the Healthy Futures  
17 Fund appropriation in Section 2 for busing services for interscholastic sports  
18 programs. To the maximum extent practicable, GDOE *shall* contract busing  
19 services to support the programs.

20 (b) **Health and Physical Education Activities.** The sum of Two  
21 Hundred Seventy-Nine Thousand Seven Hundred Fifty-Four Dollars  
22 (**\$279,754**) *shall be* allocated from the Healthy Futures Fund for the GDOE  
23 Health and Physical Education programs, intramural sports, and similar  
24 activities.

25 **Section 6. JFK Maintenance and Insurance Agreement.** The sum of  
26 Three Hundred Eighty-Nine Thousand Five Hundred Dollars (**\$389,500**) *shall be*

1 allocated from the Territorial Education Facilities Fund appropriation in Section 2  
2 for the CaPFA Insurance and Maintenance agreement.

3 The sum of One Million One Hundred Seventy-Eight Thousand Five  
4 Hundred Dollars (**\$1,178,500**) *shall be* allocated from the Territorial Education  
5 Facilities Fund appropriation in Section 2 for the Maintenance and Capital  
6 Replacement Reserve for JFK High School. Notwithstanding the appropriation in  
7 Section 2, these funds *shall not* be expended without the approval of *I Liheslaturan*  
8 *Guåhan* and the submission of a detailed plan for the use of the funds by the  
9 Superintendent of Education as approved by the Guam Education Board to the  
10 Speaker of *I Liheslaturan Guåhan* no later than October 31, 2012.

11 **Section 7. Textbooks and Collateral Materials.** The following are  
12 appropriations to the GDOE for the purchase of textbooks, e-book readers, and  
13 collateral materials, to include musical instruments, software, sheet music, and  
14 music books in accordance with the following terms and conditions:

15 (a) Notwithstanding any other provision of law, the sum of One  
16 Million Five Hundred Thousand Dollars (**\$1,500,000**) is appropriated from  
17 the General Fund from Fiscal Year 2014 revenues to the GDOE for the  
18 purchase of textbooks, e-book readers and related classroom instructional  
19 materials to include musical instrument, software, sheet music, and music  
20 books. The Superintendent of GDOE may, if necessary, through agreements  
21 with textbook vendors, defer payment for said materials until after October  
22 1, 2013 but *no later than* December 31, 2013 with the full faith and credit of  
23 the government of Guam.

24 (b) The Superintendent of GDOE *shall* order materials funded by  
25 this Section for Fiscal Year 2013 *no later than* March 1, 2013. The Bureau  
26 of Budget and Management Research *shall* release such allotments as are  
27 necessary to ensure that said materials are ordered by March 1, 2013. The

1 Superintendent of GDOE *shall* receive said materials and distribute them to  
2 schools *no later than* thirty (30) days before the start of the school calendar  
3 established pursuant to §4111, Chapter 4, Title 17, GCA. All funds  
4 appropriated for said materials *shall not* be used for any other purpose.

5 (c) On the first (1st) day of each fiscal quarter of Fiscal Year 2013,  
6 the Superintendent of GDOE *shall* provide to *I Maga'lâhen Guåhan* and the  
7 Speaker of *I Liheslaturan Guåhan*, and post on the GDOE website, a  
8 detailed report regarding all receipts and expenditures for textbooks, e-book  
9 readers and collateral classroom instructional materials to include musical  
10 instruments, software, sheet music, and music books. Said report *shall* be  
11 accompanied by the certified list of textbooks approved by the GEB and a  
12 list or copies of all purchase orders issued. The report *shall* summarize:

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

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

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

25 **Section 8. JROTC Fund.** The GDOE is hereby authorized to expend  
26 funds from the JROTC Fund for the *sole* purpose of expenditures related to the  
27 operations for the JROTC program.

1           **Section 9. Summer School Fund.** Pursuant to §6119 of Chapter 6,  
2 Article 1, Division 2, Title 17 GCA, which established the Summer School fund,  
3 such sums as are necessary to fund the operations of the 2013 Summer School  
4 Program are hereby appropriated to the GDOE. The Superintendent of GDOE  
5 *shall* submit a detailed report to *I Maga'låhen Guåhan* and the Speaker of *I*  
6 *Liheslaturan Guåhan* regarding the receipt and expenditure of said funds *no later*  
7 *than* thirty (30) days after the close of summer school and post the same on the  
8 GDOE website. Such report *shall* include the following:

- 9           (a) total revenues received, including identification of each revenue  
10           source;
- 11           (b) total expenditures and encumbrance by object classification and by  
12           school; and
- 13           (c) the fund balance.

14           **Section 10. Website Posting.** The Superintendent of GDOE *shall* submit  
15 to the Speaker of *I Liheslaturan Guåhan* and post and maintain on the GDOE  
16 website:

- 17           (a) all payments for prior year obligations to be paid by current  
18           appropriations when authorized, including the funding source to be used, by  
19           month;
- 20           (b) salary adjustments by position, effective date of adjustment and  
21           the funding source for each, by month;
- 22           (c) mandated Cash Disbursement Schedules; and
- 23           (d) number of filled FTEs, costs and funding sources by school and  
24           division by month.

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

1 (a) Within fifteen (15) days after the start of Fiscal Year 2013, the  
2 Superintendent of GDOE *shall* provide a copy of the GG-1 or contract of  
3 employees hired for School Year 2012-2013.

4 (b) Thirty (30) days after the start of Fiscal Year 2013 and monthly  
5 thereafter, the Superintendent of GDOE *shall* provide a copy of the GG-1 or  
6 contract of each employee hired to fill any vacancy or new position.

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

16 **Section 13. Budgetary Transfer Authority for Guam Department of**  
17 **Education (GDOE).** The Superintendent of the GDOE may transfer funds from  
18 the appropriations made to GDOE within object classes, *except* that no funds shall  
19 be transferred into the Personnel Services category, *except* as otherwise provided  
20 herein. If a surplus in funding exists within the appropriation for Increments and  
21 Promotions and Reclassifications, such amount may be used to support payment of  
22 prior year obligations.

23 **Section 14. Cost Saving Incentive.** The Superintendent of the GDOE is  
24 encouraged to implement a Cost Savings Plan, to include, but *not* be limited to,  
25 consolidation of programs and entities, maximizing on student-teacher ratios, and  
26 practicing energy conservation. If the Superintendent is able to implement any  
27 cost savings within the GDOE authorized appropriations level, the Superintendent

- 1 *shall* have that dollar value of savings available for payments of prior year
  - 2 obligations and the purchase of supplies and materials.
-

## CHAPTER II

### PART II – UNIVERSITY OF GUAM

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

5       It is also the intent of *I Liheslaturan Guåhan* that external funds available to  
6 agencies and departments *shall* be taken into consideration to determine the current  
7 appropriation level needed. *I Liheslatura* further intends to maximize the use of  
8 these funds and that material external funds received *shall* be used to maximize  
9 services and programs of the agencies through pursuit of indirect cost  
10 reimbursements to reduce the local funding where applicable.

11       **Section 2. Appropriations to the University of Guam.** The amounts in  
12 the Subsections below are appropriated from the respective Funds, and for the  
13 following purposes, to the University of Guam for Fiscal Year 2013:

14       (a)   **General Fund and Territorial Education Facilities Fund**  
15       **Appropriations for Operations.** The sum of Twenty-Five Million Six  
16       Hundred Eighty-Eight Thousand Sixty-Four Dollars (\$25,688,064) from the  
17       General Fund and the sum of One Million Dollars (\$1,000,000) from the  
18       Territorial Education Facilities Fund are appropriated to the University of  
19       Guam for its operations in Fiscal Year 2013.

20       (b)   **Federal Matching Grants-in-Aid.** The sum of Two Million  
21       Nine Hundred Forty-Three Thousand Seven Hundred Six Dollars  
22       (\$2,943,706) is authorized from Federal Matching Grants-in-Aid to the  
23       University of Guam for its operations in Fiscal Year 2013.

24       **Section 3. Appropriations to the University of Guam for Scholarships**  
25       **and Training Programs.** The sum of Three Million Five Hundred Ninety-Nine

1 Thousand Three Hundred Fifty-Eight Dollars (\$3,599,358) is appropriated from  
2 the General Fund to the University of Guam for Fiscal Year 2013 for the following  
3 purposes:

4 (a) **Student Scholarships, Financial Assistance Programs and**  
5 **Program Administration.** Such appropriation in this Section is for: Merit  
6 Awards, Student Loans, the Nursing Training Program, Professional and  
7 Technical Awards, the Reserve Officer Training Corps (ROTC), Regent  
8 Scholarships, Marine Lab Graduate Assistance Programs, Early High School  
9 Admission Program, the Pedro “Doc” Sanchez Scholarship Program, the  
10 John F. Quan Memorial Scholarship Program, and the administration of all  
11 student financial assistance programs. The President of the University of  
12 Guam *shall* allocate this appropriation in order to fund said student  
13 scholarships, financial assistance programs and program administration  
14 subject to §15113 of Chapter 15, Article 1, Division 3, Title 17 GCA. The  
15 Nursing Training Program *shall receive no less than* Five Hundred  
16 Thousand Dollars (\$500,000), and the Pedro “Doc” Sanchez Scholarship  
17 Program *shall receive no less than* Three Hundred Thousand Dollars  
18 (\$300,000) of the appropriation contained herein, *except that if* a surplus  
19 exists, such remaining funds *shall* be distributed to fund other scholarship  
20 programs contained in this Subsection.

21 For new recipients of the student financial assistance programs  
22 contained in this Subsection beginning Academic Year 2013-2014, the  
23 stipends awarded in the respective programs *shall* be as follows:

24 (1) **Merit Awards.** Award recipients are entitled to a  
25 monthly stipend to be disbursed in nine (9) monthly installments  
26 during the academic year, as follows: First- and Second-year Students:  
27 Two Hundred Dollars (\$200) per month; Third- and Fourth-year

1 Students: Four Hundred Dollars (\$400) per month; and Graduate  
2 Students: Five Hundred Dollars (\$500) per month.

3 (2) **Nursing Training Program.** Award recipients are  
4 entitled to a monthly stipend to be disbursed in nine (9) monthly  
5 installments during the academic year, as follows: First- and Second-  
6 year Students: Two Hundred Dollars (\$200) per month and Third- and  
7 Fourth-year Students: Four Hundred Dollars (\$400) per month.

8 (b) **Dr. Antonio C. Yamashita Educator Corps.** Such  
9 appropriation in this Section is for the Dr. Antonio C. Yamashita Educator  
10 Corps. The President of the University of Guam *shall* disburse, pursuant to  
11 the directives and policies of the Educator Corps Council, stipends for the  
12 Dr. Antonio C. Yamashita Educator Corps, and funds for the administration  
13 of said program pursuant to Chapters 15 and 18 of Title 17 GCA.

14 (c) *Not more than* ten percent (10%) of the total appropriation  
15 herein in this Section 3 of Part II of Chapter II *shall* be used for the  
16 administration of these programs. The President of the University of Guam  
17 *shall* post on the University of Guam's website all reports mandated by this  
18 Act and existing law regarding the Dr. Antonio C. Yamashita Educator  
19 Corps, the Student Scholarships, and Financial Assistance Programs.

20 **Section 4. Appropriation for the Aquaculture Development and**  
21 **Training Center.** The sum of One Hundred Twenty-Five Thousand Two Hundred  
22 Fifty-Four Dollars (\$125,254) is appropriated from the General Fund to the  
23 University of Guam for Fiscal Year 2013 for the *sole* purpose of funding the  
24 continued operations of the Aquaculture Development and Training Center. Said  
25 funds *shall not* be transferred *or* used for any other purpose.

26 **Section 5. Appropriation for WERI's Guam Hydrologic Survey.** The  
27 sum of One Hundred Eighty-Two Thousand Six Hundred Ninety-Four Dollars

1 (\$182,694) is appropriated from the General Fund to the University of Guam for  
2 Fiscal Year 2013 for the *sole* purpose of funding the Guam Hydrologic Survey  
3 (GHS) administered by the Water and Environmental Research Institute of the  
4 Western Pacific (WERI). WERI *shall* continue to administer the GHS for those  
5 purposes previously established by Guam law. Such funds *shall not* be transferred  
6 *or* used for any other purpose.

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7 **Section 6. Appropriation for WERI's Comprehensive Water Resource**  
8 **Monitoring Program.** The sum of One Hundred Fifty-Five Thousand Six  
9 Hundred Twenty-Six Dollars (\$155,626) is appropriated from the General Fund to  
10 the University of Guam for Fiscal Year 2013 to fund the Water and Environmental  
11 Research Institute of the Western Pacific (WERI). Such funds *shall* be used for the  
12 *sole* purpose of matching the Federal funding for the Comprehensive Water  
13 Resource Monitoring Program. WERI *shall* continue to administer the  
14 Comprehensive Water Resource Monitoring Program for those purposes  
15 previously established by Guam law. Such funds *shall not* be transferred *or* used  
16 for any other purpose.

17 **Section 7. Appropriation to the University of Guam for the Northern**  
18 **and Southern Soil and Water Conservation Districts (SWCD) Program.** The  
19 sum of One Hundred Forty-Nine Thousand Three Hundred Eighty-Four Dollars  
20 (\$149,384) is appropriated from the General Fund to the University of Guam for  
21 the operations and activities of the Northern and Southern Soil and Water  
22 Conservation Districts (SWCD) Program for Fiscal Year 2013, and *shall* be  
23 equally divided between the Northern and Southern Soil and Water Conservation  
24 Districts. Expenditures from this appropriation *shall* be made upon the approval of  
25 the District Directors, with the consent of the SWCD Board, and *shall not* require  
26 further approval by the University of Guam *or* any other government entity. Such  
27 funds *shall not* be transferred *or* used for any other purpose.

1           The sum of One Hundred Forty-Nine Thousand Three Hundred Eighty-Four  
2 Dollars (**\$149,384**) of General Funds appropriated in this Section is authorized for  
3 use as a local match for Federal Grants-in-Aid.

4           **Section 8. Appropriation to the University of Guam for KPRG (Public**  
5 **Radio).** The sum of Eighty-Nine Thousand Four Hundred Sixty-Seven Dollars  
6 (**\$89,467**) is appropriated from the General Fund to the University of Guam for the  
7 KPRG Fiscal Year 2013 operations. The President of the University of Guam  
8 *shall* disburse the funds to KPRG. *No later than thirty (30) days* after the close of  
9 each fiscal quarter of Fiscal Year 2013, the General Manager of KPRG *shall*  
10 submit to the President of the University of Guam, and post on KPRG's website,  
11 all reports mandated by this Act.

12           The sum of Eighty-Nine Thousand Four Hundred Sixty-Seven Dollars  
13 (**\$89,467**) of General Funds appropriated in this Section is authorized for use as a  
14 local match for Federal Grants-in-Aid.

15           **Section 9. Appropriation to the Guampedia Foundation.** The sum of  
16 One Hundred Forty Thousand Dollars (**\$140,000**) is appropriated from the Tourist  
17 Attraction Fund to the University of Guam for the operations of the Guampedia  
18 Foundation. Notwithstanding the general provisions of §30107.1 of Chapter 30,  
19 Title 11, Guam Code Annotated and this Act, this appropriation *shall* continue to  
20 be available until expended.

21           The sum of One Hundred Forty Thousand Dollars (**\$140,000**) of Tourist  
22 Attraction Funds appropriated in this Section is authorized for use as a local match  
23 for Federal Grants-in-Aid.

24           **Section 10. Appropriation to the University of Guam for the**  
25 **Rhinoceros Beetle Program.** The sum of Two Hundred Thousand Dollars  
26 (**\$200,000**) is hereby appropriated from the Tourist Attraction Fund to the  
27 University of Guam for the Fiscal Year 2013 operations of the Rhinoceros Beetle

1 Program. Notwithstanding the general provisions of § 30107.1 of Chapter 30, Title  
2 11 GCA and this Act, this Appropriation *shall* continue to be available until  
3 expended and is *not* subject to transfer or use for any other purpose.

4 The sum of Two Hundred Thousand Dollars (**\$200,000**) of Tourist  
5 Attraction Funds appropriated in this Section is authorized for use as a local match  
6 for Federal Grants-in-Aid.

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7 **Section 11. University of Guam Capital Improvements Fund**  
8 **Continuing Appropriation.** The sum of Five Hundred Thousand Dollars  
9 (**\$500,000**) is appropriated from the Guam Highway Fund to the University of  
10 Guam Capital Improvements Fund for the purpose of paying for the debt service  
11 pursuant to § 16132 of Chapter 16 Title 17 GCA.

12 **Section 12. Program Revenue and Expenditure Reports.** *No later than*  
13 *thirty (30) days after the end of each fiscal quarter, the President of the University*  
14 *of Guam shall post on the University of Guam’s website and submit to I*  
15 *Maga’låhen Guåhan and the Speaker of I Liheslaturan Guåhan, in a Microsoft*  
16 *Excel file and written report, quarterly program revenue and expenditure reports*  
17 *for the Aquaculture Development and Training Center, the WERI Guam*  
18 *Hydrologic Survey, the WERI Comprehensive Water Resource Monitoring*  
19 *Program, the Northern and Southern Soil and Water Conservation Districts*  
20 *Programs, and KPRG. Said reports shall be in the format of basic financial*  
21 *statements or such format as may be prescribed by I Liheslaturan Guåhan.*

22 **Section 13. Program Annual Reports.** The President of the University of  
23 Guam *shall* post on the University of Guam’s website and *shall* submit to *I*  
24 *Maga’låhen Guåhan and the Speaker of I Liheslaturan Guåhan, in a Microsoft*  
25 *Excel file and written report, annual reports for the Aquaculture Development and*  
26 *Training Center, the WERI Guam Hydrologic Survey, the WERI Comprehensive*  
27 *Water Resource Monitoring Program, the Northern and Southern Soil and Water*

1 Conservation Districts Programs, and KPRG. At a minimum, said reports *shall*  
2 include: program mission statements, objectives, sources of revenue, expenditures  
3 by budget classification, number of employees, contracts, and *shall* describe  
4 program accomplishments in the fiscal year reported.

5 **Section 14. Scholarships, Financial Assistance and Other Reports.**

6 Sixty (60) days after the end of Fiscal Year 2013, the President of the University of  
7 Guam *shall* submit to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*  
8 *Guåhan*, in a Microsoft Excel file and written report, and post on the University of  
9 Guam's website, a report of expenditures from appropriations made in this Act for  
10 student scholarships, student financial assistance, the Dr. Antonio C. Yamashita  
11 Educator Corps, and the Educator Corps Council. Said report *shall* include each  
12 program's name, the number of scholarships *or* loans issued by each program, the  
13 names of the recipients awarded by each program, the university or college each  
14 award recipient is attending by each program, the date the scholarship *or* loan was  
15 awarded by each program, the anticipated date of cohort graduation by each  
16 program, the total amount of awards *or* loans, the total amount of loans repaid to  
17 date by each program, the balance of the outstanding awards *or* loans by each  
18 program, the amount of collections to date for outstanding loans and repayments  
19 due by each program, the number of awards for each field of study by each  
20 program, and the number of recipients working to complete their academic and  
21 financial obligations by each program.

22 **Section 15. Appropriation to the Guam Cancer Trust Fund.** The sum of  
23 One Million Eight Hundred Twenty-Two Thousand Forty-Eight Dollars  
24 (\$1,822,048) is appropriated from the Healthy Futures Fund to the University of  
25 Guam for the administration of the Guam Cancer Trust Fund, pursuant to  
26 §26603(d)(2) of Chapter 26, Article 6, Title 11, GCA. This appropriation *shall* be  
27 used to fund cancer screening, treatment and support services for Fiscal Year 2013.

1 The President of the University of Guam *shall* submit a monthly report of all  
2 expenditures of these funds to the Speaker of *I Liheslaturan Guåhan*.

3 **Section 16. Transfer Authority for the University Of Guam.**

4 Appropriations for the operations of the University of Guam, contained in Section  
5 2 of Part II of Chapter II of this Act *or* for the prior years, may be transferred by  
6 the President of UOG out of operations and into the appropriation for statutorily  
7 mandated scholarship programs, exclusive of administrative costs, contained in  
8 Section 3, Part II, Chapter II of this Act.

9 **Section 17. Continuing Appropriation.** The appropriations made for the  
10 Student Financial Assistance Program and the Dr. Antonio C. Yamashita Educator  
11 Corps to the University of Guam for Fiscal Year 2012 *shall not* lapse and *shall*  
12 continue until fully expended, to include payment of prior year obligations,  
13 exclusive of administrative costs for Student Financial Assistance Programs and  
14 the Dr. Antonio C. Yamashita Educator Corps.

## CHAPTER II

### PART III – GUAM COMMUNITY COLLEGE

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

5        It is also the intent of *I Liheslaturan Guåhan* that external funds available to  
6 agencies and departments *shall* be taken into consideration to determine the current  
7 appropriation level needed. *I Liheslatura* further intends to maximize the use of  
8 these funds and that material external funds received *shall* be used to maximize  
9 services and programs of the agencies through pursuit of indirect cost  
10 reimbursements to reduce the local funding where applicable.

11        **Section 2. Appropriations to the Guam Community College.** The  
12 amounts in the Subsections below are appropriated from the following Funds, and  
13 for the following purposes, to the GCC for Fiscal Year 2013:

14        (a) **General Fund Appropriation for Operations.** The sum of  
15 Thirteen Million Three Hundred One Thousand Six Hundred Eleven Dollars  
16 (\$13,301,611) is appropriated from the General Fund to GCC for its  
17 operations in Fiscal Year 2013.

18        (b) **Appropriation to the Guam Community College LPN and**  
19 **Vocational Guidance Programs.** The sum of Seven Hundred Five  
20 Thousand Fifty-Eight Dollars (\$705,058) is appropriated from the General  
21 Fund to the GCC for Fiscal Year 2013 to support the operations of the  
22 Licensed Practical Nursing Program and the Vocational Guidance Program.

23        (c) **Appropriation to the Guam Community College Lodging**  
24 **Management Program/ProStart Program.** The sum of Twenty Four  
25 Thousand One Hundred Fifty-Four Dollars (\$24,154) is appropriated from

1 the Tourist Attraction Fund to the GCC for Fiscal Year 2013 for the Lodging  
2 Management Program/ProStart Program. Unexpended funds appropriated  
3 for the GCC Lodging Management Program/ProStart Program *shall not*  
4 lapse and *shall* remain available for use in succeeding fiscal years until all  
5 said sums are expended.

6 (d) **Appropriation to the GCC Apprenticeship Program.** The  
7 sum of One Million Six Hundred Eighty-Eight Thousand Four Hundred  
8 Forty-Eight Dollars (**\$1,688,448**) is appropriated from the Manpower  
9 Development Fund to the GCC for the GCC Apprenticeship Program for  
10 Fiscal Year 2013. In addition to the authorization contained in §7120 of  
11 Chapter 7, Title 22 GCA, this appropriation herein *shall* be available and  
12 authorized to be used by the GCC to fund the operations of other programs  
13 at GCC, as approved by the Board and Administration of the College, after  
14 all Apprenticeship program requirements and obligations have been fully  
15 funded.

16 (e) **Federal Matching Grants-in-Aid.** The sum of One Million  
17 Fifty-Seven Thousand Four Hundred Seventy-Two Dollars (**\$1,057,472**) is  
18 authorized from Federal Matching Grants-in-Aid to the Guam Community  
19 College for its operations in Fiscal Year 2013.

20 **Section 3. Reports.** The President of GCC *shall* submit quarterly reports  
21 to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft  
22 Excel file and written report, thirty (30) days after the end of each fiscal quarter  
23 and post said report on the GCC website. Said reports *shall* include, but are *not*  
24 limited to, the number of participants in each GCC program, the amounts expended  
25 from appropriations in this Act by object classification, a description of each  
26 program, the academic courses offered, and the requirements for participation in  
27 each program.

**CHAPTER II**

**PART IV – GUAM COMMISSION FOR EDUCATOR CERTIFICATION**

1       **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for  
2 the Guam Commission for Educator Certification (GCEC) to expend its funds in  
3 accordance with the allocations by object class set forth in Section 3.

4       **Section 2. Guam Commission for Educator Certification**

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5 **Appropriation for Fiscal Year 2013.** The sum of Two Hundred Three Thousand  
6 Eight Hundred Thirty-One Dollars (**\$203,831**) is appropriated from the General  
7 Fund to the Guam Commission for Educator Certification for its operations for  
8 Fiscal Year 2013.

9 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

10	GENERAL FUND	\$203,831
11	<b>TOTAL</b>	<b>\$203,831</b>
12	For information purposes only:	
13	FEDERAL MATCHING GRANTS-IN-AID	\$0

**Section 3. GCEC General Fund Allocations for Fiscal Year 2013.**

<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
SAL/SPCL PAY	111	\$120,933	\$121,693
OVERTIME	112	\$0	\$0
BENEFITS	113	\$46,738	\$51,976
TRAVEL	220	\$0	\$0
CONT. SERV.	230	\$0	\$14,100
OFF. RENTAL	233	\$0	\$6,000
SUP. & MAT.	240	\$0	\$1,062
EQUIPMENT	250	\$0	\$0
WRK. COMP.	270	\$0	\$0
DRUG TEST	271	\$0	\$0
SUBGRANT	280	\$0	\$0
MISC.	290	\$0	\$4,200
POWER	361	\$0	\$0
WATER/SEWER	362	\$0	\$0
PHONE/TOLL	363	\$0	\$4,800
CAP. OUTLAY	450	\$0	\$0
<b>GRAND TOTAL</b>		<b>\$167,671</b>	<b>\$203,831</b>

<sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012 ending General Fund expenditure projections submitted as of 08/01/12 using 10 months actual expenditures and 2 months of projections.

<sup>2/</sup>For information purposes only

## CHAPTER II

### Part V – MISCELLANEOUS EDUCATIONAL PROVISIONS

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

4       **Section 2. Local Funds Reimbursement.** Funds appropriated to the  
5 Guam Department of Education (GDOE) in accordance with the appropriations to  
6 the GDOE in this Act *shall not* be used to pay for federally-funded program  
7 activities and expenditures, *unless* such payment is specifically authorized by  
8 Guam statute, *or unless* such payment is made pursuant to grants that require that  
9 local expenditures be made prior to receiving federal reimbursement. The  
10 Superintendent of GDOE *shall* submit a quarterly report within thirty (30) days  
11 after each quarter to the Speaker of *I Liheslaturan Guåhan, I Maga'låhen Guåhan*  
12 and the Office of Public Accountability, in a Microsoft Excel file and written  
13 report, of all local funds expended in Fiscal Year 2012 for federally-funded  
14 programs, the details of such expenditures by object class, the number of FTEs  
15 working in said programs, the amounts reimbursed by federal funds and the  
16 amounts that have *not or will not* be reimbursed by federal funds. Said report *shall*  
17 cite the authority to expend local funds for federal programs, *shall* name the  
18 certifying office, and *shall* give the date of every expenditure.

## CHAPTER III

### HEALTH

#### PART I - GUAM MEMORIAL HOSPITAL AUTHORITY

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

6       *I Liheslaturan Guåhan* is resolved to continue to support and establish  
7 policies which are in the best interest of the GMHA and its mission. *I Liheslaturan*  
8 *Guåhan's* intent to reduce the credits applied against the appropriations to the  
9 GMHA Pharmaceuticals Fund towards the payment of bills for services incurred  
10 by qualified Medically Indigent Program (MIP) recipients will help increase  
11 GMHA revenues.

12       Furthermore, *I Liheslaturan Guåhan* broadened the scope of borrowing  
13 options available to the GMHA through the passing and enactment of Public Law  
14 30-200, as amended by Public Law 30-235. Through such efforts, the GMHA was  
15 able to borrow Twelve Million Dollars (\$12,000,000) in an effort to bring fiscal  
16 stability to the GMHA. *I Liheslaturan Guåhan* has provided its support to the  
17 GMHA with One Million Dollars (\$1,000,000) per year from the Healthy Futures  
18 Fund in accordance with Public Law 30-166, towards providing the GMHA the  
19 ability to utilize these funds for the debt service payment for the Government of  
20 Guam General Obligation: Guam Memorial Hospital Authority Loan 2011.

21       **Section 2.** The Guam Memorial Hospital Authority Pharmaceuticals Fund  
22 credit toward Medicaid payments *shall not exceed* the sum of Six Million Eight  
23 Hundred Sixty-Two Thousand Five Hundred Forty-One Dollars (\$6,862,541) in  
24 Fiscal Year 2013. Billings in excess of the seventy five percent (75%) credit *shall*

1 be paid by other appropriated funds. The Department of Public Health and Social  
2 Services *shall* remit all adjudicated claims for processing for MIP payments in  
3 accordance with § 9902 of Chapter 9, Article 9, Title 10 GCA and Chapter III, Part  
4 II, Section 13 of this Act.

5 **Section 3. Guam Memorial Hospital Authority Pharmaceuticals Fund**  
6 **Appropriation.** Pursuant to §26603(d)(3) of Chapter 26, Article 6, Title 11 GCA,  
7 the sum of Nine Million One Hundred Fifty Thousand Fifty-Four Dollars  
8 (**\$9,150,054**) is appropriated from the Guam Memorial Hospital Authority  
9 Pharmaceuticals Fund to the GMHA for Fiscal Year 2013.

10 **Section 4. Guam Memorial Hospital Authority Healthy Futures Fund**  
11 **Appropriations.**

12 (a) Pursuant to §§26208 and 26208.1 of Chapter 26, Article 2, Title  
13 11 GCA, the sum of One Million Four Hundred Fifty-Seven Thousand Six  
14 Hundred Thirty-Nine Dollars (**\$1,457,639**) is appropriated from the Healthy  
15 Futures Fund to the GMHA for Fiscal Year 2013 operational expenses.

16 (b) Pursuant to §26603(d) of Chapter 26, Article 6, Title 11 GCA,  
17 the sum of One Million Dollars (**\$1,000,000**) is appropriated from the  
18 Healthy Futures Fund to the GMHA for Fiscal Year 2013, for the line of  
19 credit pursuant to §80104 (t) of Chapter 80, Division 4, Title 10 GCA.

20 **Section 5. Guam Memorial Hospital Authority General Fund**  
21 **Appropriation.** The sum of Two Million Four Hundred Thirteen Thousand  
22 Four Hundred Ninety-Five Dollars (**\$2,413,495**) is appropriated from the General  
23 Fund to the GMHA for Fiscal Year 2013, of which the sum of One Hundred  
24 Twenty-Five Thousand Dollars (**\$125,000**) *shall* be used to purchase one hundred  
25 eighty-eight (188) new computers identified in the equipment needs assessment  
26 conducted in June 2012.

## CHAPTER III

### HEALTH

#### PART II – DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES

1        **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for  
2 the Department of Public Health and Social Services (DPHSS) to expend its funds  
3 in accordance with *I Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013  
4 detailed agency budget allocations by object class set forth in Section 3.

5        **Section 2. Department of Public Health and Social Services**  
6 **Appropriation for Fiscal Year 2013.** The sum of Forty Million Seven Hundred  
7 Fifty-Six Thousand One Hundred Ninety-Six Dollars (**\$40,756,196**) is  
8 appropriated to the Department of Public Health and Social Services for its  
9 operations for Fiscal Year 2013. This sum is composed of Thirty Five Million  
10 Four Hundred Fifty-Seven Thousand Six Hundred Twelve Dollars (**\$35,457,612**)  
11 from the General Fund and Five Million Two Hundred Ninety-Eight Thousand  
12 Five Hundred Eighty-Four Dollars (**\$5,298,584**) from Special Fund(s).

#### 13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14	GENERAL FUND	\$35,457,612
15	HEALTHY FUTURES FUND	\$4,611,143
16	ENVIRONMENTAL HEALTH FUND	\$687,441
17	<b>TOTAL</b>	<b>\$40,756,196</b>

18 For information purposes only:

19	FEDERAL MATCHING GRANTS-IN-AID	\$26,438,879
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20

**Section 3. DPHSS General Fund Allocations for Fiscal Year 2013.**

<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
SAL/SPCL PAY	111	\$1,884,302	\$3,375,856
OVERTIME	112	\$0	\$0
BENEFITS	113	\$693,400	\$1,352,625
TRAVEL	220	\$0	\$178,625
CONT. SERV.	230	\$9,797,512	\$11,603,276
OFF. RENTAL	233	\$419,580	\$561,750
SUP. & MAT.	240	\$306,710	\$729,207
EQUIPMENT	250	\$0	\$2,125
WRK. COMP.	270	\$3,000	\$3,000
DRUG TEST	271	\$113	\$940
SUBGRANT	280	\$0	\$0
MISC.	290	\$19,194,854	\$16,457,974
POWER	361	\$0	\$673,300
WATER/SEWER	362	\$0	\$25,900
PHONE/TOLL	363	\$397,677	\$443,036
CAP. OUTLAY	450	\$0	\$50,000
<b>GRAND TOTAL</b>		<b>\$32,697,148</b>	<b>\$35,457,612</b>

<sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012 ending General Fund expenditure projections submitted as of 08/01/12 using 10 months actual expenditures and 2 months of projections.

<sup>2/</sup>For information purposes only

1       **Section 4. Medically Indigent Program (MIP) Appropriations.**

2           (a) The sum of Fifteen Million Eight Hundred Twenty-Two  
3       Thousand Nine Hundred Seven Dollars (**\$15,822,907**) is appropriated from  
4       the General Fund to the Medically Indigent Program Payment Revolving  
5       Fund (MIPPR) for the MIP for Fiscal Year 2013.

6           (b) The sum of Three Hundred Fifty-One Thousand Five Hundred  
7       Forty-Nine Dollars (**\$351,549**) from the General Fund and the sum of Six  
8       Hundred Forty-Eight Thousand Four Hundred Fifty-One Dollars (**\$648,451**)  
9       from the Healthy Futures Fund is appropriated to the MIPPR for the MIP to  
10      fund cancer screening, treatment and support services for Fiscal Year 2013.

11          (c) *No more than* fifteen percent (15%) of the appropriations from  
12      local fund sources in this Section is authorized to pay for the Fiscal Year  
13      2012 obligations of the MIP program.

14      **Section 5. Medicaid Program.** The sum of Eleven Million One Hundred  
15      Eighty-Three Thousand One Hundred Ninety-One Dollars (**\$11,183,191**) from the  
16      General Fund appropriation in Section 2 is authorized as the local match  
17      requirement for the Medicaid Program. The sum of Thirteen Million Six Hundred  
18      Sixty-Nine Thousand Two Hundred Dollars (**\$13,669,200**) is authorized from  
19      Federal Matching Grants-in-Aid to the DPHSS for said purpose for Fiscal Year  
20      2013. *No more than* thirty percent (30%) of the appropriations from local fund  
21      sources in this Section is authorized to pay for the Fiscal Year 2012 obligations of  
22      the Medicaid program.

23      **Section 6. Children's Health Insurance Program (CHIP)** The sum of  
24      Two Million Four Thousand Five Hundred Four Dollars (**\$2,004,504**) from the  
25      General Fund appropriation in Section 2 is authorized as the local match  
26      requirement for the Children's Health Insurance Program, and Four Million Three  
27      Hundred Fifty-Nine Thousand Nine Hundred Fourteen Dollars (**\$4,359,914**) is

1 authorized from Federal Matching Grants-in-Aid to the DPHSS for said purpose  
2 for Fiscal Year 2013.

3 **Section 7. Division of Senior Citizens.** *No less than* the sum of Seven  
4 Million Five Hundred Ninety Thousand Three Hundred Thirty-Three Dollars  
5 (\$7,590,333) from the General Fund appropriation in Section 2 is authorized as the  
6 local match requirement for the programs of the Division of Senior Citizens, and  
7 Three Million Fifty-Five Thousand Three Hundred Forty-One Dollars  
8 (\$3,055,341) is authorized from Federal Matching Grants-in-Aid to the DPHSS for  
9 the operations of the Division of Senior Citizens programs, to include the State  
10 Office on Aging, Adult Protective Services, Supportive Services, Congregate  
11 Meals, Home-Delivered Meals, Preventive Health, Medication Management, and  
12 the National Family Caregiver Support Program in Fiscal Year 2013.

13 **Section 8. Public Assistance Program Payments.** *Up to* the sum of  
14 Three Million Five Hundred Six Thousand Two Hundred Fourteen Dollars  
15 (\$3,506,214) from the General Fund appropriation in Section 2 is authorized as the  
16 local match for Federal Matching Grants-in-Aid to the DPHSS for Public  
17 Assistance Program payments and administration for Fiscal Year 2013. Four  
18 Million Five Hundred Fifty-Five Thousand Four Hundred Sixty-One Dollars  
19 (\$4,555,461) is authorized from the Federal Matching Grants-in-Aid.

20 **Section 9. Medicines and Vacant Positions for the DPHSS Community**  
21 **Health Centers.** The sum of Four Hundred Ninety-Three Thousand Seven  
22 Hundred Eighty-Four Dollars (\$493,784) is appropriated from the Healthy Futures  
23 Fund to the DPHSS Community Health Centers for Fiscal Year 2013.

24 **Section 10. Enhanced Allotment Plan.** The sum of Six Hundred Fifty-  
25 Three Thousand Six Hundred Ninety-Seven Dollars (\$653,697) from the General  
26 Fund appropriation in Section 2 is authorized as the local match requirement for  
27 the Enhanced Allotment Plan (Medicaid Part D) Program, and Seven Hundred

1 Ninety Eight Thousand Nine Hundred Sixty-Three Dollars (**\$798,963**) is  
2 authorized from Federal Matching Grants-in-Aid to the DPHSS for said purpose  
3 for Fiscal Year 2013.

4 **Section 11. DPHSS Carry-Over Authorization for MIP and Medicaid.**

5 The unexpended balance of appropriations from the General Fund and Special  
6 Funds to the DPHSS for MIP and Medicaid in Fiscal Year 2012 *shall not* revert to  
7 the General Fund and *shall* be available until fully expended for the original  
8 purposes of said appropriations. The Director of DPHSS *shall* submit a report to  
9 the Speaker of *I Liheslaturan Guåhan* regarding the allocation, demographics and  
10 expenditures of the appropriations contained herein *no later than* thirty (30) days  
11 after the end of each quarter, and post the same on DPHSS's website. The Director  
12 of Administration *shall* pay MIP and Medicaid vendors on a first-in first-out basis.

13 **Section 12. Appropriation to the Guam Cancer Registry.** Pursuant to

14 §26603(d)(4) of Chapter 26, Article 6, Title 11 GCA, the sum of One Hundred  
15 Twenty-One Thousand Four Hundred Seventy Dollars (**\$121,470**) is appropriated  
16 from the Healthy Futures Fund to the DPHSS to maintain the Guam Cancer  
17 Registry pursuant to §3201.1 of Chapter 3, Article 2, Title 10 GCA. The DPHSS  
18 *shall* provide funding to the University of Guam for services, supplies and/or  
19 materials in executing the Memorandum of Agreement between the University of  
20 Guam and the Department of Public Health and Social Services regarding the  
21 collection of data and the maintenance of the Guam Cancer Registry. Any funds  
22 pursuant to this Section *not* expended in Fiscal Year 2013 *shall* revert to the Guam  
23 Cancer Trust Fund.

24 **Section 13. Prompt Payment of MIP Patient Claims Generated at the**

25 **Guam Memorial Hospital Authority.** The DPHSS *shall* process all MIP patient  
26 claims generated at the Guam Memorial Hospital Authority *no later than* forty-five

- 1 (45) days from receipt of said claim as required by § 9902 of Chapter 9, Article 9,
  - 2 Title 10 GCA.
-

**CHAPTER III**  
**PART III - DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE**  
**ABUSE**

1       **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for  
2 the Department of Mental Health and Substance Abuse (DMHSA) to expend its  
3 funds in accordance with *I Maga'lahen Guåhan's* Executive Budget Fiscal Year  
4 2013 detailed agency budget allocations by object class set forth in Section 3.

5       **Section 2. Department of Mental Health and Substance Abuse**  
6 **Appropriation for Fiscal Year 2013.** The sum of Seventeen Million Forty-Four  
7 Thousand Five Hundred Sixty Dollars (**\$17,044,560**) is appropriated to the  
8 Department of Mental Health and Substance Abuse for its operations for Fiscal  
9 Year 2013. This sum is composed of Fourteen Million One Hundred Eighty-Three  
10 Thousand Nine Hundred Twenty-Six Dollars (**\$14,183,926**) from the General Fund  
11 and Two Million Eight Hundred Sixty Thousand Six Hundred Thirty Four Dollars  
12 (**\$2,860,634**) from Special Fund(s).

13       The sum of Two Hundred Twenty-Five Thousand Eight Hundred Sixty-Two  
14 Dollars (**\$225,862**) of General Funds or Special Funds appropriated in this Section  
15 is authorized as the local match requirement for Federal Matching Grants-in-Aid.

16 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

17       GENERAL FUND	\$14,183,926
18       HEALTHY FUTURES FUND	\$2,860,634
19 <b>TOTAL</b>	<b>\$17,044,560</b>

20 For information purposes only:

21       FEDERAL MATCHING GRANTS-IN-AID	\$225,862
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22

1           **Section 3. DMHSA General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$3,254,151	\$5,872,326
4	OVERTIME	112	\$23,395	\$36,465
5	BENEFITS	113	\$1,082,896	\$2,403,343
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$4,647,489	\$3,983,643
8	OFF. RENTAL	233	\$96,660	\$156,600
9	SUP. & MAT.	240	\$595,071	\$758,152
10	EQUIPMENT	250	\$6,809	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$54,417	\$38,397
15	POWER	361	\$0	\$750,000
16	WATER/SEWER	362	\$0	\$50,000
17	PHONE/TOLL	363	\$72,279	\$135,000
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$9,833,167</b>	<b>\$14,183,926</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only

1           **Section 4. Department of Mental Health and Substance Abuse –**  
2 **Detoxification & Rehabilitation Services.** The sum of Eight Hundred Thirty-  
3 Nine Thousand Forty Dollars (**\$839,040**) is appropriated from the General Fund to  
4 the DMHSA for Fiscal Year 2013 to fund programs contracted out to non-  
5 governmental organizations for drug and alcohol detoxification, rehabilitation, and  
6 prevention services, *provided* that the expenditure of such funds *shall* comply with  
7 Title 48 USC §1421b(p).

8           **Section 5. Oasis Empowerment Center for Women Alcohol and**  
9 **Substance Abuse, and Homeless Program.** The sum of Fifty Thousand Dollars  
10 (**\$50,000**) is appropriated from the General Fund to the DMHSA for the Oasis  
11 Empowerment Center for Women Alcohol and Substance Abuse, and Homeless  
12 Program for Fiscal Year 2013.

13           **Section 6. Re-appropriation of Unexpended and Unencumbered**  
14 **Appropriations to the Department of Mental Health and Substance Abuse for**  
15 **the Amended Permanent Injunction and Plan of Action.** *Up to* the sum of  
16 Three Million Dollars (**\$3,000,000**) of the unexpended and unencumbered  
17 appropriation remaining as of September 30, 2012, from the appropriation  
18 contained in Section 5, Part III, Chapter III of Public Law 31-77 *shall not* lapse and  
19 is hereby re-appropriated to the DMHSA for Fiscal Year 2013 for the payment of  
20 court ordered deposits that are due in Fiscal Year 2013 in accordance with the  
21 modified funding schedule, for the implementation of the Amended Permanent  
22 Injunction and Plan of Action. This re-appropriation *shall not* be subject to  
23 transfer authority of *I Maga'låhi*.

24           **Section 7. Expenditures Related to the Federal Management Team**  
25 **(FMT) Plan of Action (POA).** For Fiscal Year 2013, funds reimbursed to the  
26 government of Guam from the Federal Management Team Community First Guam  
27 Federal Credit Union DMHSA Amended Permanent Injunction Trustee Account

1 *shall* be deposited into and recorded in the existing Permanent Injunction –  
2 DMHSA Fund. The sum of up to Ten Million Dollars (**\$10,000,000**) is authorized  
3 from the Federal Management Team Community First Guam Federal Credit Union  
4 DMHSA Amended Permanent Injunction Trustee Account funds reimbursed to the  
5 government of Guam *only* to fund personnel and operational expenditures  
6 identified by the FMT POA as filed in the District Court of Guam under Case No.  
7 CV 01-0041.

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**CHAPTER III**  
**PART IV - DEPARTMENT OF INTEGRATED SERVICES FOR**  
**INDIVIDUALS WITH DISABILITIES**

1       **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for  
2 the Department of Integrated Services for Individuals with Disabilities (DISID) to  
3 expend its funds in accordance with *I Maga'lahen Guåhan's* Executive Budget  
4 Fiscal Year 2013 detailed agency budget allocations by object class set forth in  
5 Section 3.

6       **Section 2. Department of Integrated Services for Individuals with**  
7 **Disabilities Appropriation for Fiscal Year 2013.** The sum of One Million Nine  
8 Hundred Thirty Thousand Five Hundred Thirty-Three Dollars (**\$1,930,533**) is  
9 appropriated to the Department of Integrated Services for Individuals with  
10 Disabilities for its operations for Fiscal Year 2013. This sum is composed of One  
11 Million Two Hundred Thirty-Five Thousand Seven Hundred Seventy Dollars  
12 (**\$1,235,770**) from the General Fund and Six Hundred Ninety-Four Thousand  
13 Seven Hundred Sixty-Three Dollars (**\$694,763**) from Special Fund(s).

14       The sum of Two Million Nine Hundred Ninety-Two Thousand Six Hundred  
15 Fifty-One Dollars (**\$2,992,651**) of General Funds or Special Funds appropriated in  
16 this Section is authorized as the local match requirement for Federal Matching  
17 Grants-in-Aid.

18 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

19       GENERAL FUND	\$1,235,770
20       HEALTHY FUTURES FUND	\$694,763
21 <b>TOTAL</b>	<b>\$1,930,533</b>

22 For information purposes only:

23       FEDERAL MATCHING GRANTS-IN-AID	\$2,992,651
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24

**Section 3. DISID General Fund Allocations for Fiscal Year 2013.**

<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
SAL/SPCL PAY	111	\$283,340	\$353,319
OVERTIME	112	\$0	\$0
BENEFITS	113	\$99,390	\$135,686
TRAVEL	220	\$0	\$0
CONT. SERV.	230	\$56,942	\$6,000
OFF. RENTAL	233	\$118,129	\$110,810
SUP. & MAT.	240	\$1,807	\$4,000
EQUIPMENT	250	\$0	\$0
WRK. COMP.	270	\$0	\$0
DRUG TEST	271	\$0	\$0
SUBGRANT	280	\$0	\$0
MISC.	290	\$551,433	\$609,955
POWER	361	\$0	\$0
WATER/SEWER	362	\$0	\$0
PHONE/TOLL	363	\$10,356	\$16,000
CAP. OUTLAY	450	\$0	\$0
<b>GRAND TOTAL</b>		<b>\$1,121,397</b>	<b>\$1,235,770</b>

<sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012 ending General Fund expenditure projections submitted as of 08/01/12 using 10 months actual expenditures and 2 months of projections.

<sup>2/</sup>For information purposes only

**CHAPTER IV**  
**UNIFIED JUDICIARY**

1       **Section 1. Appropriation.** The amounts specified in this Section are  
2 appropriated and authorized from the General Fund and Federal Matching Grants-  
3 in-Aid to the Unified Judiciary for its operations in Fiscal Year 2013.

4       It is the intent of *I Liheslaturan Guåhan* that external funds available to  
5 branches, agencies, and departments *shall* be taken into consideration to determine  
6 the current appropriation level needed. *I Liheslaturan* further intends to maximize  
7 the use of these funds and that material external funds received *shall* be used to  
8 maximize services and programs of the branches, agencies, and departments  
9 through pursuit of indirect cost reimbursements to reduce the local funding where  
10 applicable.

11 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

12       GENERAL FUND	\$23,341,886
13       FEDERAL MATCHING GRANTS-IN-AID	\$0
14       SPECIAL FUNDS	\$0
15 <b>TOTAL</b>	<b>\$23,341,886</b>

16       **Section 2. Court-Appointed Attorney Fees.** The sum of Seven Hundred  
17 Forty-Five Thousand Four Hundred Thirty-Three Dollars (**\$745,433**) is  
18 appropriated from the General Fund to the Unified Judiciary for the *sole* purpose of  
19 paying court-appointed attorney fees arising from the defense of indigent clients  
20 for Fiscal Year 2013. Said funds *shall* be deposited in the Judicial Client Services  
21 Fund account, as created by Chapter 9.6, Title 7 GCA, and *shall not* be subject to  
22 any transfer authority. Any unexpended funds appropriated herein *shall* revert to  
23 the General Fund at the end of Fiscal Year 2013.

24       **Section 3. Adult and Juvenile Drug Courts.** The sum of Six Hundred  
25 Fifty-One Thousand Two Hundred Seventy-Seven Dollars (**\$651,277**) is

1 appropriated from the General Fund to the Unified Judiciary for the operations of  
2 the Adult and Juvenile Drug Courts for Fiscal Year 2013.

3 **Section 4. Family Visitation Center.** The sum of One Hundred Forty-  
4 Five Thousand Dollars (\$145,000) is appropriated from the Safe Streets Fund to  
5 the Unified Judiciary for Fiscal Year 2013, to pay for contractual services for the  
6 operations of the Family Visitation Center, *provided*, that the Judiciary must  
7 comply with §18125 (c) and (d) of Chapter 18, Article 1, Title 16 GCA.

8 **Section 5. Transfer Authority of the Judiciary of Guam.** The Unified  
9 Judiciary in Fiscal Year 2013 is authorized to transfer funds from the appropriation  
10 made in Chapter IV, Section 1 into the appropriations made in Chapter IV Sections  
11 2, 3 and 4, but *shall not* transfer appropriations from Chapter IV Sections 2, 3 and  
12 4 to Chapter IV, Section 1.

13 **Section 6. Judicial Building Fund Fiscal Year 2014 Budget.** The  
14 Unified Judiciary of Guam *shall* report its Judicial Building Fund Fiscal Year 2014  
15 Budget to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*, in a  
16 Microsoft Excel file and a written report, on or before June 30, 2013, and post the  
17 same on its website.

18 **Section 7. Judicial Building Fund Revenues and Expenditures**  
19 **Reporting.** For Fiscal Year 2013, the Unified Judiciary of Guam *shall* report all  
20 revenues and expenditures for the Judicial Building Fund to *I Maga'låhen Guåhan*  
21 and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and a written  
22 report, on a quarterly basis and post the same on its website. Each quarterly report  
23 *shall* be due *no later than* thirty (30) days after the end of each quarter.

24 **Section 8. Unified Judiciary Authorization to Fund Any Operational**  
25 **Shortfall.** The Judiciary of Guam is authorized to fund any operational shortfall  
26 for Fiscal Year 2013 from the Judicial Building Fund consistent with the covenants

1 and provisions of the Loan Documents between the Judiciary and the Bank of  
2 Guam.

3       **Section 9.** *Unless* all outstanding General Fund appropriations made to the  
4 Judiciary of Guam are released and expended, the unexpended balances of  
5 appropriations from the General Fund to the Judiciary of Guam for prior years  
6 *shall not* revert to the General Fund and *shall* be available until fully expended.

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7       **Section 10. Mental Health Court.** The sum of One Hundred Thousand  
8 Dollars (**\$100,000**) is appropriated from the General Fund to the Unified Judiciary  
9 for the operations of the Mental Health Court for Fiscal Year 2013.

**CHAPTER V**  
**EXECUTIVE BRANCH**

1        **Section 1. Authorization.** The amounts specified in Subsections (a)  
2 through (cc) are hereby authorized out of the General Fund, Special Funds, and  
3 Federal Matching Grants-in-Aid, specified for the agencies, departments, and  
4 offices in each Subsection for its operations in Fiscal Year 2013.

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1           **(a) OFFICE OF I MAGA'LÅHEN GUÅHAN**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Office of *I Maga'lahen Guåhan* (GOV) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Request Fiscal Year 2013 detailed  
5 agency budget allocations by object class set forth in Subsection (a)(3).

6           **(2) Office of I Maga'låhen Guåhan Appropriations for Fiscal Year**

---

7 **2013.** The sum of Six Million Five Hundred Fifty-Five Thousand Nine Hundred  
8 Twenty-Four Dollars (**\$6,555,924**) is appropriated to the Office of *I Maga'lahen*  
9 *Guåhan* for its operations for Fiscal Year 2013. This sum is composed of Six  
10 Million Two Hundred Thirty-Three Thousand Six Hundred Eighty-Eight Dollars  
11 (**\$6,233,688**) from the General Fund and; Three Hundred Twenty-Two Thousand  
12 Two Hundred Thirty-Six Dollars (**\$322,236**) from Special Funds.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14	GENERAL FUND	\$6,233,688
15	INDIRECT COST FUND	\$322,236
16	<b>TOTAL</b>	<b>\$6,555,924</b>

17 For information purposes only:

18	FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) GOV General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$3,330,775	\$3,591,012
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$1,175,393	\$1,368,091
6	TRAVEL	220	\$116,131	\$99,000
7	CONT. SERV.	230	\$820,152	\$835,722
8	OFF. RENTAL	233	\$35,000	\$38,500
9	SUP. & MAT.	240	\$90,909	\$29,480
10	EQUIPMENT	250	\$65,720	\$26,125
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$197,354	\$196,258
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$19,948	\$0
17	PHONE/TOLL	363	\$45,000	\$49,500
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$5,896,382</b>	<b>\$6,233,688</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

24



1           **(3) COD General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$110,718	\$155,000
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$37,681	\$66,523
6	TRAVEL	220	\$0	\$6,045
7	CONT. SERV.	230	\$2,840	\$9,045
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$1,000	\$0
10	EQUIPMENT	250	\$72	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$2,000	\$3,000
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$154,311</b>	<b>\$239,613</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.



1           **(3) GALC General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$123,098	\$56,680
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$48,445	\$24,427
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$3,040	\$10,850
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$8,066	\$3,600
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$8,400
15	POWER	361	\$2,353	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$3,400	\$0
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$188,402</b>	<b>\$103,957</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.



1           **(3) VAO General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$218,424	\$207,397
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$72,358	\$73,034
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$16,863	\$14,766
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$12,413	\$7,000
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$9,843	\$11,000
16	WATER/SEWER	362	\$35,590	\$1,032
17	PHONE/TOLL	363	\$4,293	\$8,000
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$369,784</b>	<b>\$322,229</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(4) Guam Veterans Cemetery Expansion Matching Grant.** The sum  
2 of Three Hundred Ninety Thousand Dollars (**\$390,000**) is appropriated from the  
3 General Fund to the Veterans Affairs Office for the Guam Veterans Cemetery  
4 expansion in *Piti*, Guam.

5           Funding *shall only* be disbursed as a matching grant of public or private  
6 funds secured by the Veterans Affairs Office. The Veterans Affairs Office *shall*  
7 submit to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*  
8 evidence of matching grant funds secured prior to the certification of funds for  
9 disbursement, project plan(s), and subsequent invoices for project(s) funded by  
10 said appropriation.

11           §1303, of Article 3, Chapter 1 of Title 5, Guam Code Annotated, *shall not*  
12 apply to the appropriation in this Subsection. The appropriation in this Subsection  
13 *shall not* be subject to *I Maga'låhen Guåhan*'s transfer authority.

1           (e)    **BUREAU OF BUDGET AND MANAGEMENT RESEARCH**

2           (1)    **Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Bureau of Budget and Management Research (BBMR) to expend its funds in  
4 accordance with *I Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013  
5 detailed agency budget allocations by object class set forth in Subsection (e)(3).

6           (2)    **Bureau of Budget and Management Research Appropriations for**  
7 **Fiscal Year 2013.** One Million Three Hundred Seventy-Five Thousand Two  
8 Hundred Sixty-Two Dollars (**\$1,375,262**) is appropriated to Bureau of Budget and  
9 Management Research for its operations for Fiscal Year 2013. This sum is  
10 composed of One Million Fifty-Eight Thousand Three Hundred Twenty Dollars  
11 (**\$1,058,320**) from the General Fund and Three Hundred Sixteen Thousand Nine  
12 Hundred Forty-Two Dollars (**\$316,942**) from Special Funds.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14	GENERAL FUND	\$1,058,320
15	INDIRECT COST FUND	\$316,942
16	<b>TOTAL</b>	<b>\$1,375,262</b>
17	For information purposes only:	
18	FEDERAL MATCHING GRANTS-IN-AID	\$0

1           **(3) BBMR General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12<sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$695,520	\$775,448
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$221,648	\$276,210
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$0	\$0
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$2,820	\$6,662
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$0	\$0
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$919,988</b>	<b>\$1,058,320</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.



1           **(3) CSC General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$487,310	\$508,112
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$170,073	\$194,992
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$17,025	\$20,984
8	OFF. RENTAL	233	\$78,062	\$69,650
9	SUP. & MAT.	240	\$578	\$3,984
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$18,150	\$36,400
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$8,040	\$10,780
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$779,238</b>	<b>\$844,902</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(g) DEPARTMENT OF ADMINISTRATION**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Administration (DOA) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (g)(3).

6           **(2) Department of Administration Appropriations for Fiscal Year**

---

7 **2013.** The sum of Eight Million Nine Hundred Forty-Four Thousand Four Hundred  
8 Ninety-Four Dollars (**\$8,944,494**) is appropriated to the Department of  
9 Administration for its operations for Fiscal Year 2013. This sum is composed of  
10 Seven Million Seven Hundred Fifty-Six Thousand Seven Hundred Seventy-Eight  
11 Dollars (**\$7,756,778**) from the General Fund and One Million One Hundred  
12 Eighty-Seven Thousand Seven Hundred Sixteen Dollars (**\$1,187,716**) from Special  
13 Funds.

14 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

15           GENERAL FUND	\$7,756,778
16           INDIRECT COST FUND	\$1,187,716
17 <b>TOTAL</b>	<b>\$8,944,494</b>
18 For information purposes only:	
19           FEDERAL MATCHING GRANTS-IN-AID	\$0

1           **(3) DOA General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$4,605,814	\$4,874,641
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$1,617,317	\$1,861,805
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$883,639	\$644,332
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$25,557	\$31,000
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$189,799	\$0
16	WATER/SEWER	362	\$1,097	\$0
17	PHONE/TOLL	363	\$373,505	\$375,000
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$7,696,728</b>	<b>\$7,786,778</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(4) Support of Child in Custody (19 GCA § 5116).** The sum of Six  
2 Hundred Forty-Nine Thousand Nine Hundred Sixty-Two Dollars (**\$649,962**) is  
3 appropriated from the General Fund to the Department of Administration (DOA)  
4 for Fiscal Year 2013 for the *sole* purpose of paying orders of the court pursuant to  
5 § 5116 of Chapter 5, Title 19 GCA.

6           **(5) Residential Treatment Fund.** The sum of One Million One Hundred  
7 Thousand Dollars (**\$1,100,000**) is appropriated from the General Fund to the DOA  
8 in Fiscal Year 2013 to pay for the expenses of persons under the jurisdiction of the  
9 Superior Court of Guam who require residential care because of physical, mental  
10 or emotional disabilities, or severe emotional disturbances. All such persons and  
11 their escorts referred off-Guam for treatment and care *shall* submit to the Director  
12 of DOA appropriate documentation to justify and receive reimbursement of their  
13 travel expenses. The Director of DOA *shall* submit reports, in a Microsoft Excel  
14 file and written report, to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan*  
15 *Guåhan* describing all expenditures made pursuant to this appropriation *no later*  
16 *than* thirty (30) days after the end of each quarter of Fiscal Year 2013, and post the  
17 same on the DOA website.

18           **(6) Government Claims Fund.** The sum of One Hundred Thousand  
19 Dollars (**\$100,000**) is appropriated from the General Fund to the DOA for the  
20 Government Claims Fund for payment of approved government claims in Fiscal  
21 Year 2013. The Director of DOA *shall, no later than* thirty (30) days after the  
22 close of each quarter of Fiscal Year 2013, submit a report to the Speaker of *I*  
23 *Liheslaturan Guåhan*, in a Microsoft Excel file and written report, describing  
24 expenditures made pursuant to this appropriation, and post the same on the  
25 Department's website.

26           **(7) Government of Guam's General Purpose Financial Statement and**  
27 **Single Audit Report.** The sum of Three Hundred Seventy-Seven Thousand

1 Dollars (\$377,000) is appropriated from the General Fund to the DOA for the  
2 Fiscal Year 2012 Audit of the Government of Guam's General Purpose Financial  
3 Statement and the Single Audit Report. The Public Auditor *shall* administer said  
4 funds and *shall* oversee the annual audit.

5       **(8) Single Audit Report on the Tourist Attraction Fund.** The sum of  
6 Eighteen Thousand Dollars (\$18,000) is appropriated from the Tourist Attraction  
7 Fund to the DOA for the Fiscal Year 2012 Audit of the Government of Guam's  
8 Tourist Attraction Fund Financial Statement and Single Audit Report. The Public  
9 Auditor *shall* administer said funds and *shall* oversee the annual audit.

10       **(9) Single Audit Report on the Guam Highway Fund.** The sum of  
11 Eighteen Thousand Dollars (\$18,000) is appropriated from the Guam Highway  
12 Fund to the DOA for the Fiscal Year 2012 Audit of the Government of Guam's  
13 Highway Fund Financial Statement and Single Audit Report. The Public Auditor  
14 *shall* administer said funds and *shall* oversee the annual audit.

15       **(10) Training.** The sum of Thirty Thousand Dollars (\$30,000) *shall* be  
16 allocated from the Indirect Cost Fund appropriation in Subsection (g)(2) for the  
17 purposes of training.

1           **(h) DEPARTMENT OF REVENUE AND TAXATION**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Revenue and Taxation (DRT) to expend its funds in accordance  
4 with *I Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency  
5 budget allocations by object class set forth in Subsection (h)(3).

6           **(2) Department of Revenue and Taxation Appropriations for Fiscal**  
7 **Year 2013.** Eleven Million Eight Hundred Sixty-One Thousand Nine Hundred  
8 Sixty-Eight Dollars (**\$11,861,968**) is appropriated to the Department of Revenue  
9 and Taxation for its operations for Fiscal Year 2013. This sum is composed of  
10 Nine Million Seven Hundred Eighty-Four Thousand Six Hundred Ninety-Seven  
11 Dollars (**\$9,784,697**) from the General Fund and Two Million Seventy Seven  
12 Thousand Two Hundred Seventy-One Dollars (**\$2,077,271**) from Special Funds.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14	GENERAL FUND	\$9,784,697
15	BETTER PUBLIC SERVICE FUND	\$1,390,554
16	TAX COLLECTION ENHANCEMENT FUND	\$686,717
17	<b>TOTAL</b>	<b>\$11,861,968</b>

18 For information purposes only:

19	FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) DRT General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$5,482,240	\$5,969,179
4	OVERTIME	112	\$0	\$366,463
5	BENEFITS	113	\$2,133,311	\$2,338,682
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$300,000	\$90,653
8	OFF. RENTAL	233	\$1,024,390	\$1,017,720
9	SUP. & MAT.	240	\$4,862	\$0
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$280	\$2,000
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$0	\$0
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$8,945,083</b>	<b>\$9,784,697</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(i) BUREAU OF STATISTICS AND PLANS**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Bureau of Statistics and Plans (BSP) to expend its funds in accordance with *I*  
4 *Maga'lahaen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (i)(3).

6           **(2) Bureau of Statistics and Plans Appropriations for Fiscal Year**

---

7 **2013.** The sum of One Million One Hundred Fifty-Five Thousand Six Hundred  
8 Forty-Three Dollars (**\$1,155,643**) is appropriated from the General Fund to the  
9 Bureau of Statistics and Plans for its operations for Fiscal Year 2013.

10 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11           GENERAL FUND	\$1,155,643
12 <b>TOTAL</b>	<b>\$1,155,643</b>

13 For information purposes only:

14           FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) BSP General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$810,461	\$819,217
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$301,480	\$300,035
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$0	\$0
8	OFF. RENTAL	233	\$20,040	\$21,000
9	SUP. & MAT.	240	\$0	\$6,391
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$8,773	\$9,000
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$1,140,754</b>	<b>\$1,155,643</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(j) DEPARTMENT OF PUBLIC WORKS**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Public Works (DPW) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (j)(3).

6           **(2) Department of Public Works Appropriations for Fiscal Year**

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7 **2013.** The sum of Nineteen Million Five Hundred Ninety-Six Thousand Three  
8 Hundred One Dollars (**\$19,596,301**) is appropriated to Department of Public  
9 Works for its operations for Fiscal Year 2013. This sum is composed of Ten  
10 Million Four Hundred Thirty-Six Thousand Twenty-Eight Dollars (**\$10,436,028**)  
11 from the General Fund and Nine Million One Hundred Sixty Thousand Two  
12 Hundred Seventy-Three Dollars (**\$9,160,273**) from Special Funds.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14           GENERAL FUND	\$10,436,028
15           DPW BUILDING AND DESIGN FUND	\$500,769
16           GUAM HIGHWAY FUND	\$8,659,504
17 <b>TOTAL</b>	<b>\$19,596,301</b>

18 For information purposes only:

19           FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) DPW General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$6,556,119	\$6,706,287
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$2,505,073	\$2,714,809
6	TRAVEL	220	\$0	\$22,983
7	CONT. SERV.	230	\$38,258	\$192,786
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$5,935	\$161,761
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$500
12	DRUG TEST	271	\$0	\$1,875
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$775,704	\$346,547
16	WATER/SEWER	362	\$104,842	\$216,000
17	PHONE/TOLL	363	\$3,293	\$72,480
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$9,989,224</b>	<b>\$10,436,028</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(k) CONTRACTORS LICENSE BOARD**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Contractors License Board (CLB) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (k)(3).

6           **(2) Contractors License Board Appropriations for Fiscal Year 2013.**

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7 The sum of Eight Hundred Sixty-Two Thousand Four Hundred Fifty Dollars  
8 **(\$862,450)** is appropriated from Special Funds to Contractors License Board for its  
9 operations for Fiscal Year 2013.

10 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11	GENERAL FUND	\$0
12	GUAM CONTRACTORS LICENSE BOARD FUND	\$862,450
13	<b>TOTAL</b>	<b>\$862,450</b>
14	For information purposes only:	
15	FEDERAL MATCHING GRANTS-IN-AID	\$0

1           **(3) CLB Special Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>*BBMR FY12</b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$0	\$329,102
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$0	\$138,799
6	TRAVEL	220	\$0	\$16,000
7	CONT. SERV.	230	\$0	\$167,640
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$0	\$76,120
10	EQUIPMENT	250	\$0	\$17,400
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$288
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$9,600
15	POWER	361	\$0	\$25,000
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$0	\$12,000
18	CAP. OUTLAY	450	\$0	\$70,501
19	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$862,450</b>

20 \*Tracking information for Fiscal Year 2012 ending expenditure projections not  
 21 provided.

22           **(4) Guam Building Code Council.** From the Fiscal Year 2013 budget  
 23 allocation for the Contractors License Board in Subsection (k)(3), the following  
 24 sums *shall* be further allocated to the Guam Building Code Council to fund the  
 25 pursuit of its mandate for Fiscal Year 2013: Fifty Thousand Six Hundred Forty

1 Dollars (\$50,640) from Contractual Services (Object Class 230); Twenty-Four  
2 Thousand Dollars (\$24,000) from Capital Outlay (Object Class 450); Twenty  
3 Thousand Nine Hundred Sixty Dollars (\$20,960) from Supplies & Materials  
4 (Object Class 240); Four Thousand Dollars (\$4,000) from Equipment (Object  
5 Class 250); and Five Thousand Four Hundred Dollars (\$5,400) from Miscellaneous  
6 (Object Class 290). This amount, totaling One Hundred Five Thousand Dollars  
7 (\$105,000), may be re-categorized by request of the Guam Building Code Council  
8 into whichever Object Class as needed.

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9

1           **(1) GUAM BOARD OF REGISTRATION FOR PROFESSIONAL**  
2 **ENGINEERS, ARCHITECTS AND LAND SURVEYORS**

3           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
4 Guam Board of Registration for Professional Engineers, Architects and Land  
5 Surveyors (PEALS) to expend its funds in accordance with *I Maga'lahen*  
6 *Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget allocations  
7 by object class set forth in Subsection (1)(3).

8           **(2) PEALS Appropriations for Fiscal Year 2013.** The sum of Three  
9 Hundred Seven Thousand Two Hundred Eighty-Two Dollars (**\$307,282**) is  
10 appropriated from Special Funds to the Guam Board of Registration for  
11 Professional Engineers, Architects and Land Surveyors for its operations for Fiscal  
12 Year 2013.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14           GENERAL FUND	\$0
15           PEALS FUND	\$307,282
16 <b>TOTAL</b>	<b>\$307,282</b>

17 For information purposes only:

18           FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) PEALS Special Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>*BBMR FY12</b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$0	\$91,384
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$0	\$41,476
6	TRAVEL	220	\$0	\$4,775
7	CONT. SERV.	230	\$0	\$135,007
8	OFF. RENTAL	233	\$0	\$18,000
9	SUP. & MAT.	240	\$0	\$4,000
10	EQUIPMENT	250	\$0	\$2,400
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$40
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$2,800
15	POWER	361	\$0	\$4,500
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$0	\$2,900
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$307,282</b>

20 \*Tracking information for Fiscal Year 2012 ending expenditure projections not  
 21 provided.

1           **(m) GUAM POLICE DEPARTMENT**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Guam Police Department (GPD) to expend its funds in accordance with *I*  
4 *Maga'lahaen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (m)(3).

6           **(2) Guam Police Department Appropriations for Fiscal Year 2013.**

---

7 The sum of Twenty-Eight Million Three Hundred Forty-Two Thousand Six  
8 Hundred Nineteen Dollars (**\$28,342,619**) is appropriated to the Guam Police  
9 Department for its operations for Fiscal Year 2013. This sum is composed of  
10 Twenty-Seven Million Eight Hundred Three Thousand Seven Hundred Sixty-One  
11 Dollars (**\$27,803,761**) from the General Fund and Five Hundred Thirty-Eight  
12 Thousand Eight Hundred Fifty-Eight Dollars (**\$538,858**) from Special Funds.

13           The sum of Five Hundred Twenty-Six Thousand One Hundred Thirty-Six  
14 Dollars (**\$526,136**) of General Funds or Special Funds appropriated in this  
15 Subsection is authorized as the local match for Federal Grants-in-Aid.

16 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

17           GENERAL FUND	\$27,803,761
18           POLICE SERVICES FUND	\$538,858
19 <b>TOTAL</b>	<b>\$28,342,619</b>

20 For information purposes only:

21           FEDERAL MATCHING GRANTS-IN-AID	\$726,136
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1           **(3) GPD General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$16,771,331	\$18,136,431
4	OVERTIME	112	\$1,081,645	\$644,163
5	BENEFITS	113	\$5,586,529	\$6,831,522
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$0	\$300,593
8	OFF. RENTAL	233	\$320,765	\$364,400
9	SUP. & MAT.	240	\$492,312	\$366,604
10	EQUIPMENT	250	\$0	\$19,397
11	WRK. COMP.	270	\$19,999	\$20,000
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$44,559	\$664,385
15	POWER	361	\$678,444	\$170,000
16	WATER/SEWER	362	\$4,306	\$50,000
17	PHONE/TOLL	363	\$44,130	\$236,266
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$25,044,020</b>	<b>\$27,803,761</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

24

1           **(n) DEPARTMENT OF CORRECTIONS**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Corrections (DOC) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (n)(3).

6           **(2) Department of Corrections Appropriations for Fiscal Year 2013.**

---

7 The sum of Twenty-One Million Seven Hundred Twenty-Eight Thousand Six  
8 Hundred Forty-Two Dollars (**\$21,728,642**) is appropriated to the Department of  
9 Corrections for its operations for Fiscal Year 2013. This sum is composed of  
10 Twenty Million Seven Hundred Seventy-Six Thousand Nine Hundred Eighty-One  
11 Dollars (**\$20,776,981**) from the General Fund and Nine Hundred Fifty-One  
12 Thousand Six Hundred Sixty-One Dollars (**\$951,661**) from Special Funds.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14	GENERAL FUND	\$20,776,981
15	SAFE STREETS FUND	\$96,000
16	CORRECTIONS INMATE REVOLVING FUND	\$855,661
17	<b>TOTAL</b>	<b>\$21,728,642</b>

18 For information purposes only:

19	FEDERAL MATCHING GRANTS-IN-AID	\$0
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(3) DOC General Fund Allocations for Fiscal Year 2013.

APPR. CLASS	OBJ. CLASS	BBMR FY12 <sup>1/2/</sup>	FY13 ALLOC.
SAL/SPCL PAY	111	\$9,634,179	\$10,380,900
OVERTIME	112	\$825,211	\$970,527
BENEFITS	113	\$3,331,325	\$4,369,138
TRAVEL	220	\$5,000	\$0
CONT. SERV.	230	\$2,934,952	\$3,887,375
OFF. RENTAL	233	\$0	\$0
SUP. & MAT.	240	\$256,324	\$310,935
EQUIPMENT	250	\$10,000	\$21,156
WRK. COMP.	270	\$0	\$0
DRUG TEST	271	\$0	\$0
SUBGRANT	280	\$0	\$0
MISC.	290	\$67,830	\$75,950
POWER	361	\$940,202	\$350,000
WATER/SEWER	362	\$221,859	\$250,000
PHONE/TOLL	363	\$59,500	\$70,000
CAP. OUTLAY	450	\$0	\$91,000
<b>GRAND TOTAL</b>		<b>\$18,286,382</b>	<b>\$20,776,981</b>

<sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012 ending General Fund expenditure projections submitted as of 08/01/12 using 10 months actual expenditures and 2 months of projections.

<sup>2/</sup>For information purposes only.

1           **(4) Cost of Care and Custody for Prisoners Confined in Federal**  
2 **Facilities.** The sum of Six Hundred Ninety-Six Thousand Dollars (**\$696,000**) is  
3 appropriated from the General Fund to the Department of Corrections for the  
4 payment of Fiscal Year 2013 obligations for prisoners confined in federal facilities  
5 of the Federal Bureau of Prisons.

6           **(5)** The sum of One Million Four Thousand Dollars (**\$1,004,000**) from  
7 the General Fund appropriation in Subsection (n)(2) of this Section *shall* be  
8 allocated to pay for outstanding prior years obligations to Guam Memorial  
9 Hospital Authority. The Guam Memorial Hospital Authority shall use the amounts  
10 received pursuant to this Subsection for medical supply or services vendor  
11 payments *only*.

12

1           **(o) DEPARTMENT OF AGRICULTURE**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Agriculture (AGR) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (o)(3).

6           **(2) Department of Agriculture Appropriations for Fiscal Year 2013.**

---

7 The sum of Two Million Seven Hundred Three Thousand Seven Hundred Eighty-  
8 Two Dollars (**\$2,703,782**) is appropriated to the Department of Agriculture for its  
9 operations for Fiscal Year 2013. This sum is composed of Two Million Six  
10 Hundred Eighteen Thousand Three Hundred Seventy Dollars (**\$2,618,370**) from  
11 the General Fund and Eighty-Five Thousand Four Hundred Twelve Dollars  
12 (**\$85,412**) from Special Funds.

13           The sum of Two Hundred Eighty-Eight Thousand Five Hundred Dollars  
14 (**\$288,500**) of General Funds or Special Funds appropriated in this Subsection is  
15 authorized as the local match for Federal Grants-in-Aid.

16 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

17           GENERAL FUND	\$2,618,370
18           GUAM PLANT INSPECTION AND PERMIT FUND	\$85,412
19 <b>TOTAL</b>	<b>\$2,703,782</b>
20 For information purposes only:	
21           FEDERAL MATCHING GRANTS-IN-AID	\$288,500

1           **(3) AGR General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$1,622,828	\$1,562,710
4	OVERTIME	112	\$5,995	\$11,480
5	BENEFITS	113	\$580,195	\$598,704
6	TRAVEL	220	\$5,400	\$6,620
7	CONT. SERV.	230	\$12,390	\$143,254
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$14,000	\$65,724
10	EQUIPMENT	250	\$0	\$33,870
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$227,517	\$9,008
15	POWER	361	\$125,118	\$118,000
16	WATER/SEWER	362	\$15,300	\$20,000
17	PHONE/TOLL	363	\$18,000	\$19,000
18	CAP. OUTLAY	450	\$0	\$30,000
19	<b>GRAND TOTAL</b>		<b>\$2,626,743</b>	<b>\$2,618,370</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(4) Animal Shelter.** The sum of Ninety-Eight Thousand Eighty-Three  
2 Dollars **(\$98,083)** *shall be* allocated from the General Fund appropriation in  
3 Subsection (o)(2) to the Department of Agriculture for Fiscal Year 2013 for the  
4 operations of the Guam Animals in Need (GAIN) animal shelter in *Yigo*, Guam.

5           **(5)** The sum of One Hundred Seventy Three Thousand Five Hundred  
6 Twenty-Two Dollars **(\$173,522)** is appropriated from the General Fund to the  
7 Department of Agriculture for the purposes of Veterinarian & Animal Control  
8 Services.

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1           **(p) GUAM PUBLIC LIBRARY SYSTEM**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Guam Public Library System (GPLS) to expend its funds in accordance with *I*  
4 *Maga'lahaen Guåhan's* Executive Budget Request Fiscal Year 2013 detailed  
5 agency budget allocations by object class set forth Subsection (p)(3).

6           **(2) Guam Public Library System Appropriations for Fiscal Year**

---

7 **2013.** The sum of One Million Two Hundred Fifty-Five Thousand Seven Hundred  
8 Twenty-Eight Dollars (**\$1,255,728**) is appropriated from the General Fund to the  
9 Guam Public Library System for its operations for Fiscal Year 2013.

10 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11           GENERAL FUND	\$1,255,728
12 <b>TOTAL</b>	<b>\$1,255,728</b>

13 For information purposes only:

14           FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) GPLS General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$377,320	\$677,378
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$145,363	\$273,524
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$98,455	\$83,054
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$6,431	\$30,000
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$103,367	\$147,772
16	WATER/SEWER	362	\$2,325	\$7,000
17	PHONE/TOLL	363	\$23,701	\$37,000
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$756,962</b>	<b>\$1,255,728</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(q) DEPARTMENT OF YOUTH AFFAIRS**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Youth Affairs (DYA) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (q)(3).

6           **(2) Department of Youth Affairs Appropriations for Fiscal Year**

---

7 **2013.** The sum of Four Million Six Hundred Forty-Six Thousand Four Hundred  
8 Dollars (**\$4,646,400**) is appropriated from the General Fund to the Department of  
9 Youth Affairs for its operations for Fiscal Year 2013.

10 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11	GENERAL FUND	\$4,646,400
12	SPECIAL FUND	\$0
13	<b>TOTAL</b>	<b>\$4,646,400</b>

14 For information purposes only:

15	FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3)   DYA General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$2,433,656	\$2,920,320
4	OVERTIME	112	\$106,474	\$58,953
5	BENEFITS	113	\$873,949	\$1,187,138
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$40,104	\$139,730
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$99,516	\$165,479
10	EQUIPMENT	250	\$0	\$29,230
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$400
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$16,450
15	POWER	361	\$33,670	\$62,400
16	WATER/SEWER	362	\$6,077	\$22,800
17	PHONE/TOLL	363	\$43,500	\$43,500
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$3,636,946</b>	<b>\$4,646,400</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(4) Youth Program Appropriation.** The sum of Three Hundred Thirty-  
2 Two Thousand One Hundred Fifty Dollars (**\$332,150**) is appropriated from the  
3 General Fund to the Department of Youth Affairs (DYA) for Fiscal Year 2013 to  
4 fund programs contracted out to non-governmental organizations for services to  
5 youths who are runaways, homeless, or victims of abuse.

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1           **(r) GUAM ENVIRONMENTAL PROTECTION AGENCY**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Guam Environmental Protection Agency (GEPA) to expend its funds in  
4 accordance with *I Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013  
5 detailed agency budget allocations by object class set forth in Subsection (r)(3).

6           **(2) Guam Environmental Protection Agency Appropriations for**  
7 **Fiscal Year 2013.** The sum of Six Hundred Fifty-Six Thousand Seventy-Three  
8 Dollars (**\$656,073**) is appropriated from Special Funds to the Guam Environmental  
9 Protection Agency for its operations for Fiscal Year 2013.

10 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11	GENERAL FUND	\$0
12	AIR POLLUTION CONTROL FUND	\$184,422
13	GUAM ENVIRONMENTAL TRUST FUND	\$331,869
14	WATER PROTECTION FUND	\$66,461
15	WATER RESEARCH AND DEVELOPMENT FUND	\$73,321
16	<b>TOTAL</b>	<b>\$656,073</b>

17 For information purposes only:

18	FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) GEPA Special Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY2012</b>	<b>FY2013 ALLOC.</b>
3	SAL/SPCL PAY	111	\$0	\$303,607
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$0	\$114,801
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$0	\$103,020
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$0	\$37,145
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$0	\$60,000
16	WATER/SEWER	362	\$0	\$9,500
17	PHONE/TOLL	363	\$0	\$28,000
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$656,073</b>

1           **(4) Closure, Monitoring, and Opening of the Island's Landfills.** The  
2 sum of Two Hundred Thousand Dollars (**\$200,000**) is hereby appropriated from  
3 the Solid Waste Operations Fund to the GEPA. The appropriation recognizes the  
4 duties and responsibilities of the Agency related to the closure, monitoring, and  
5 opening of the island's landfills.

6           **(5) Beach Monitoring.** The sum of One Hundred Thousand Dollars  
7 (**\$100,000**) is hereby appropriated from the Tourist Attraction Fund to the GEPA  
8 for the *sole* purpose of beach monitoring. The Tourist Attraction Fund *shall*  
9 provide resources to the GEPA for tasks performed by the Agency related to the  
10 monitoring of the island's beaches, and any other tourist infrastructure. As tourism  
11 represents a major contributor to the island's economy, this appropriation ensures  
12 that the island's beaches are safe for recreational and commercial use.

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

1           **(s) DEPARTMENT OF LABOR**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Labor (DOL) to expend its funds in accordance with *I Maga'lahen*  
4 *Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget allocations  
5 by object class set forth in Subsection (s)(3).

6           **(2) Department of Labor Appropriations for Fiscal Year 2013.** The  
7 sum of One Million Four Hundred Seventy-Eight Thousand Five Hundred Sixty-  
8 One Dollars (**\$1,478,561**) is appropriated to the Department of Labor for its  
9 operations for Fiscal Year 2013. This sum is composed of One Million Fifty-Five  
10 Thousand Three Hundred Eighty-Five Dollars (**\$1,055,385**) from the General Fund  
11 and Four Hundred Twenty-Three Thousand One Hundred Seventy-Six Dollars  
12 (**\$423,176**) from Special Funds.

13           The sum of Forty-Three Thousand Eight Hundred Dollars (**\$43,800**) of  
14 General Funds or Special Funds appropriated in this Subsection is authorized as  
15 the local match for Federal Grants-in-Aid.

16           **SUMMARY OF APPROPRIATION FUNDING SOURCE**

17           GENERAL FUND	\$1,055,385
18           MAN POWER DEVELOPMENT FUND	\$423,176
19 <b>TOTAL</b>	<b>\$1,478,561</b>
20           For information purposes only:	
21           FEDERAL MATCHING GRANTS-IN-AID	\$43,800

1           **(3) DOL General Funds Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$650,873	\$667,999
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$221,273	\$242,809
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$40,946	\$40,549
8	OFF. RENTAL	233	\$115,902	\$26,004
9	SUP. & MAT.	240	\$15,144	\$14,520
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$42,100	\$43,800
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$27,146	\$19,704
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$1,113,384</b>	<b>\$1,055,385</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(4) Appropriation to the Worker's Compensation Fund.** The sum of  
2 Seven Hundred Ninety-Eight Thousand Five Hundred Ninety-Three Dollars  
3 **(\$798,593)** is appropriated from the General Fund to the Department of Labor for  
4 the Worker's Compensation Fund for Fiscal Year 2013 for Worker's Compensation  
5 payments pursuant to § 9144 of Chapter 9, Title 22 GCA, including obligations  
6 incurred in past years and in the future. Said appropriation may be used to pay for  
7 medical, surgical, and other treatment; nurses; hospital services; medical travel and  
8 per diem costs; medicine; crutches; and equipment required by a claimant for such  
9 period as his injury and the recovery therefrom may require. Said appropriation  
10 *shall not* be expended for disability compensation payments for FTEs funded by  
11 this Act. The Director of Labor may use *no more than* Forty Thousand Dollars  
12 **(\$40,000)** from said appropriation to pay for legal services for Worker's  
13 Compensation hearings.

14           The sum of One Hundred Ninety-Nine Thousand Dollars **(\$199,000)** from  
15 the General Fund appropriation in this Subsection *shall* be allocated to pay for  
16 outstanding obligations to the Guam Memorial Hospital Authority. The Guam  
17 Memorial Hospital Authority *shall* use the amounts received pursuant to this  
18 Subsection for medical supplies and/or services vendor payments *only*.

1           **(t) DEPARTMENT OF PARKS AND RECREATION**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Parks and Recreation (DPR) to expend its funds in accordance with  
4 *I Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency  
5 budget allocations by object class set forth in Subsection (t)(3).

6           **(2) Department of Parks and Recreation Appropriations for Fiscal**  
7 **Year 2013.** The sum of Three Million Four Hundred Fifty Thousand Eight  
8 Hundred Five Dollars (**\$3,450,805**) is appropriated to the Department of Parks and  
9 Recreation for Fiscal Year 2013. This sum is composed of Three Million Two  
10 Hundred Sixty-Four Thousand Seven Hundred Seven Dollars (**\$3,264,707**) from  
11 the General Fund and One Hundred Eighty-Six Thousand Ninety-Eight Dollars  
12 (**\$186,098**) from Special Funds.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14           GENERAL FUND	\$3,264,707
15           PUBLIC RECREATION SERVICES FUND	\$186,098
16 <b>TOTAL</b>	<b>\$3,450,805</b>
17 For information purposes only:	
18           FEDERAL MATCHING GRANTS-IN-AID	\$0

1           **(3) DPR General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$1,645,961	\$1,629,069
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$591,850	\$666,959
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$56,970	\$133,844
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$1,000	\$57,000
10	EQUIPMENT	250	\$0	\$10,467
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$0
15	POWER	361	\$274,311	\$350,000
16	WATER/SEWER	362	\$216,053	\$387,368
17	PHONE/TOLL	363	\$27,272	\$30,000
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$2,813,417</b>	<b>\$3,264,707</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(4) Maintenance and Repair of Public Restrooms.** The sum of Four  
2 Hundred Thousand One Hundred Sixty-Six Dollars (**\$400,166**) is appropriated  
3 from the Tourist Attraction Fund to the Department of Parks and Recreation for the  
4 maintenance and repair of restroom facilities in public parks island-wide for Fiscal  
5 Year 2013. *No later than* thirty (30) days after the end of every fiscal quarter, the  
6 Director of the Department of Parks and Recreation *shall* submit a quarterly report  
7 to the Public Auditor and the Speaker of *I Liheslaturan Guåhan*, in a Microsoft  
8 Excel file and written report, of the expenditures from this appropriation and post  
9 the same on the Department's website.

10           **(5) Maintenance of Pool Facilities.** The sum of Three Hundred Forty-  
11 Nine Thousand Two Hundred Eleven Dollars (**\$349,211**) is appropriated from the  
12 Tourist Attraction Fund to the Department of Parks and Recreation for the  
13 maintenance of pool facilities for Fiscal Year 2013. These funds *shall* be used for  
14 the Northern Pool and the *Hagatna* Pool. *No later than* thirty (30) days after the  
15 end of every fiscal quarter, the Director of the Department of Parks and Recreation  
16 *shall* submit a quarterly report to the Public Auditor and the Speaker of *I*  
17 *Liheslaturan Guåhan*, in a Microsoft Excel file and written report, of the  
18 expenditures from this appropriation and post the same on the Department's  
19 website.

1           **(u) DEPARTMENT OF LAND MANAGEMENT**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Land Management (DLM) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (u)(3).

6           **(2) Department of Land Management Appropriations for Fiscal Year**

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7 **2013.** The sum of Three Million Six Hundred Thirty-Three Thousand Five  
8 Hundred Eighty-Two Dollars (**\$3,633,582**) is appropriated to the Department of  
9 Land Management for its operations for Fiscal Year 2013. This sum is composed  
10 of Four Hundred Five Thousand Eight Hundred Eighteen Dollars (**\$405,818**) from  
11 the General Fund and Three Million Two Hundred Twenty-Seven Thousand Seven  
12 Hundred Sixty-Four Dollars (**\$3,227,764**) from Special Funds.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14           GENERAL FUND	\$405,818
15           LAND SURVEY REVOLVING FUND	\$3,227,764
16 <b>TOTAL</b>	<b>\$3,633,582</b>

17 For information purposes only:

18           FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) DLM General Fund Allocations for Fiscal Year 2013.**

2	SAL/SPCL PAY	111	\$0	\$0
3	OVERTIME	112	\$0	\$0
4	BENEFITS	113	\$0	\$0
5	TRAVEL	220	\$0	\$0
6	CONT. SERV.	230	\$0	\$0
7	OFF. RENTAL	233	\$557,106	\$405,818
8	SUP. & MAT.	240	\$0	\$0
9	EQUIPMENT	250	\$0	\$0
10	WRK. COMP.	270	\$0	\$0
11	DRUG TEST	271	\$0	\$0
12	SUBGRANT	280	\$0	\$0
13	MISC.	290	\$0	\$0
14	POWER	361	\$0	\$0
15	WATER/SEWER	362	\$0	\$0
16	PHONE/TOLL	363	\$0	\$0
17	CAP. OUTLAY	450	\$0	\$0
18	GRAND TOTAL		<b>\$557,106</b>	<b>\$405,818</b>

19



1           **(3) CME General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$257,296	\$257,309
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$90,563	\$95,244
6	TRAVEL	220	\$5,023	\$8,440
7	CONT. SERV.	230	\$44,542	\$51,585
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$2,293	\$6,396
10	EQUIPMENT	250	\$0	\$4,950
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$25
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$2,580	\$2,650
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$402,297</b>	<b>\$426,599</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.



1 agency as intended by *I Liheslaturan Guåhan*; or may require Customs and  
2 Quarantine to reduce expenditures to align with available revenues.

3 **(2) Customs and Quarantine Agency, Appropriations for Fiscal Year**  
4 **2013.** The sum of Five Million Eight Hundred Ninety-One Thousand Eight  
5 Hundred Three Dollars (**\$5,891,803**) is appropriated from Special Funds to the  
6 Customs and Quarantine Agency for its operations for Fiscal Year 2013.

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7 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

8	GENERAL FUND	\$0
9	CUSTOMS, AGRICULTURE AND QUARANTINE	
10	INSPECTION SERVICES FUND	\$5,891,803
11	<b>TOTAL</b>	<b>\$5,891,803</b>
12	For information purposes only:	
13	FEDERAL MATCHING GRANTS-IN-AID	\$0

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

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of *Chamorro* Affairs (DCA) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (x)(3).

6           **(2) Department of Chamorro Affairs Appropriations for Fiscal Year**  
7 **2013.** The sum of Nine Hundred Ninety-One Thousand Seven Hundred Fifty  
8 Dollars (**\$991,750**) is appropriated from the General Fund to the Department of  
9 Chamorro Affairs for its operations for Fiscal Year 2013.

10 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11           GENERAL FUND	\$991,750
12 <b>TOTAL</b>	<b>\$991,750</b>

13 For information purposes only:

14           FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) DCA General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$756,207	\$479,250
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$283,520	\$194,313
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$53,093	\$114,718
8	OFF. RENTAL	233	\$189,628	\$182,529
9	SUP. & MAT.	240	\$10,056	\$17,419
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$342,000	\$0
15	POWER	361	\$4,046	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$10,780	\$3,521
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$1,649,330</b>	<b>\$991,750</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(y) DEPARTMENT OF MILITARY AFFAIRS**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 Department of Military Affairs (DMA) to expend its funds in accordance with *I*  
4 *Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
5 allocations by object class set forth in Subsection (y)(3).

6           **(2) Department of Military Affairs Appropriations for Fiscal Year**

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7 **2013.** The sum of Seven Hundred Two Thousand Fifty-Four Dollars (**\$702,054**) is  
8 appropriated from the General Fund to the Department of Military Affairs for its  
9 operations for Fiscal Year 2013.

10           The sum of Seven Hundred Two Thousand Fifty-Four Dollars (**\$702,054**) of  
11 General Fund or Special Funds appropriated in this Subsection is authorized as the  
12 local match for Federal Grants-in-Aid.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14           GENERAL FUND	\$702,054
15 <b>TOTAL</b>	<b>\$702,054</b>

16 For information purposes only:

17           FEDERAL MATCHING GRANTS-IN-AID	\$1,547,700
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1           **(3) DMA General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12 <sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$99,834	\$216,476
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$32,549	\$79,094
6	TRAVEL	220	\$1,700	\$5,750
7	CONT. SERV.	230	\$3,900	\$27,096
8	OFF. RENTAL	233	\$0	\$0
9	SUP. & MAT.	240	\$3,615	\$22,433
10	EQUIPMENT	250	\$0	\$0
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$508,429	\$11,322
15	POWER	361	\$239,633	\$325,344
16	WATER/SEWER	362	\$0	\$6,111
17	PHONE/TOLL	363	\$6,104	\$8,428
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$895,764</b>	<b>\$702,054</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(z) GUAM COUNCIL ON THE ARTS AND HUMANITIES**  
2 **AGENCY**

3           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
4 Guam Council on the Arts and Humanities Agency (CAHA) to expend its funds in  
5 accordance with *I Maga'lahren Guåhan's* Executive Budget Request Fiscal Year  
6 2013 detailed agency budget allocations by object class set forth in Subsection  
7 (z)(3).

8           **(2) Guam Council on the Arts and Humanities Agency**  
9 **Appropriations for Fiscal Year 2013.** The sum of Three Hundred Forty-Seven  
10 Thousand Five Hundred Dollars (**\$347,500**) is appropriated to the Guam Council  
11 on the Arts and Humanities Agency for its operations for Fiscal Year 2013. This  
12 sum is composed of Three Hundred Seven Thousand Five Hundred Dollars  
13 (**\$307,500**) from the General Fund and Forty Thousand Dollars (**\$40,000**) from  
14 Special Funds.

15           The sum of Three Hundred Seven Thousand Five Hundred Dollars  
16 (**\$307,500**) of General Funds or Special Funds appropriated in this Subsection is  
17 authorized as the local match for Federal Matching Grants-in-Aid.

18 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

19           GENERAL FUND	\$307,500
20           TOURIST ATTRACTION FUND	\$40,000
21 <b>TOTAL</b>	<b>\$347,500</b>

22 For information purposes only:

23           FEDERAL MATCHING GRANTS-IN-AID	\$307,500
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**(3) CAHA General Fund Allocations for Fiscal Year 2013.**

<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>*BBMR FY2012</b>	<b>FY2013 ALLOC.</b>
SAL/SPCL PAY	111	\$0	\$89,109
OVERTIME	112	\$0	\$0
BENEFITS	113	\$0	\$38,672
TRAVEL	220	\$0	\$0
CONT. SERV.	230	\$0	\$26,559
OFF. RENTAL	233	\$0	\$35,000
SUP. & MAT.	240	\$0	\$1,756
EQUIPMENT	250	\$0	\$0
WRK. COMP.	270	\$0	\$0
DRUG TEST	271	\$0	\$0
SUBGRANT	280	\$0	\$97,530
MISC.	290	\$0	\$16,004
POWER	361	\$0	\$0
WATER/SEWER	362	\$0	\$0
PHONE/TOLL	363	\$0	\$2,870
CAP. OUTLAY	450	\$0	\$0
<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$307,500</b>

\*Tracking information for Fiscal Year 2012 ending General Fund expenditure projections not provided by BBMR.

1           **(4) Guam Territorial Band.** The sum of Forty Thousand Dollars  
2   **(\$40,000)** *shall* be allocated for the Guam Territorial Band from the Tourist  
3   Attraction Fund appropriation contained in Subsection (z)(2). Notwithstanding the  
4   general provisions of §30107.1 of Title 11, Guam Code Annotated, and this Act,  
5   this appropriation *shall* continue to be available until expended.

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1           **(aa) GUAM FIRE DEPARTMENT**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
 3 Guam Fire Department (GFD) to expend its funds in accordance with *I*  
 4 *Maga'lahaen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency budget  
 5 allocations by object class set forth in Subsection (aa)(3).

6           **(2) Guam Fire Department Appropriations for Fiscal Year 2013.** The  
 7 sum of Twenty-Nine Million Seven Hundred Thirteen Thousand Three Hundred  
 8 Seventy-Three Dollars (**\$29,713,373**) is appropriated to the Guam Fire Department  
 9 for its operations for Fiscal Year 2013. This sum is composed of Twenty-Seven  
 10 Million Nine Hundred Eighty-Nine Thousand Six Hundred Seventy-Eight Dollars  
 11 (**\$27,989,678**) from the General Fund and One Million Seven Hundred Twenty-  
 12 Three Thousand Six Hundred Ninety-Five Dollars (**\$1,723,695**) from Special  
 13 Funds.

14           **SUMMARY OF APPROPRIATION FUNDING SOURCE**

15	GENERAL FUND	\$27,989,678
16	ENHANCED 911 EMERGENCY REPORTING SYSTEM	
17	FUND	\$1,650,630
18	FIRE, LIFE, AND MEDICAL EMERGENCY FUND	\$73,065
19	<b>TOTAL</b>	<b>\$29,713,373</b>

20 For information purposes only:

21	FEDERAL MATCHING GRANTS-IN-AID	\$0
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1           **(3) GFD General Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY12<sup>1/2/</sup></b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$17,289,610	\$18,429,699
4	OVERTIME	112	\$2,496,205	\$1,302,114
5	BENEFITS	113	\$6,198,803	\$7,070,495
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$364,339	\$212,893
8	OFF. RENTAL	233	\$0	\$105,000
9	SUP. & MAT.	240	\$296,410	\$338,910
10	EQUIPMENT	250	\$0	\$7,000
11	WRK. COMP.	270	\$9,259	\$20,000
12	DRUG TEST	271	\$0	\$3,500
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$88,200	\$120,000
15	POWER	361	\$194,015	\$292,000
16	WATER/SEWER	362	\$20,177	\$64,067
17	PHONE/TOLL	363	\$45,000	\$24,000
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$27,002,018</b>	<b>\$27,989,678</b>

20 <sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012  
 21 ending General Fund expenditure projections submitted as of 08/01/12 using 10  
 22 months actual expenditures and 2 months of projections.

23 <sup>2/</sup>For information purposes only.

1           **(bb) GUAM EDUCATIONAL TELECOMMUNICATIONS**  
2 **CORPORATION (PBS GUAM)**

3           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
4 Guam Educational Telecommunications Corporation (PBS Guam) to expend its  
5 funds in accordance with *I Maga'lahren Guåhan's* Executive Budget Fiscal Year  
6 2013 detailed agency budget allocations by object class set forth in Subsection  
7 (bb)(3).

8           **(2) Guam Educational Telecommunications Corporation (PBS**  
9 **Guam) Appropriations for Fiscal Year 2013.** The sum of Six Hundred Thirty-  
10 Seven Thousand Seventy-Two Dollars (**\$637,072**) is appropriated from the  
11 General Fund to the Guam Educational Telecommunications Corporation for its  
12 operations for Fiscal Year 2013.

13 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

14           GENERAL FUND	\$637,072
15 <b>TOTAL</b>	<b>\$637,072</b>

16 For information purposes only:

17           FEDERAL MATCHING GRANTS-IN-AID	\$0
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(3) PBS Guam General Fund Allocations for Fiscal Year 2013.

APPR. CLASS	OBJ. CLASS	BBMR FY12 <sup>1/2/</sup>	FY13 ALLOC.
SAL/SPCL PAY	111	\$266,836	\$375,662
OVERTIME	112	\$0	\$0
BENEFITS	113	\$105,920	\$160,973
TRAVEL	220	\$0	\$0
CONT. SERV.	230	\$21,666	\$25,437
OFF. RENTAL	233	\$0	\$0
SUP. & MAT.	240	\$0	\$0
EQUIPMENT	250	\$0	\$0
WRK. COMP.	270	\$0	\$0
DRUG TEST	271	\$0	\$0
SUBGRANT	280	\$0	\$0
MISC.	290	\$0	\$0
POWER	361	\$196,939	\$75,000
WATER/SEWER	362	\$0	\$0
PHONE/TOLL	363	\$0	\$0
CAP. OUTLAY	450	\$0	\$0
<b>GRAND TOTAL</b>		<b>\$591,361</b>	<b>\$637,072</b>

<sup>1/</sup>Source: Bureau of Budget and Management Research for Fiscal Year 2012 ending General Fund expenditure projections submitted as of 08/01/12 using 10 months actual expenditures and 2 months of projections.

<sup>2/</sup>For information purposes only.

1           **(cc) CHAMORRO LAND TRUST COMMISSION**

2           **(1) Legislative Intent.** It is the intent of *I Liheslaturan Guåhan* for the  
3 *Chamorro* Land Trust Commission (CLTC) to expend its funds in accordance with  
4 *I Maga'lahen Guåhan's* Executive Budget Fiscal Year 2013 detailed agency  
5 budget allocations by object class set forth in Subsection (cc)(3).

6           **(2) Chamorro Land Trust Commission Appropriations for Fiscal**  
7 **Year 2013.** The sum of Six Hundred Thirty-Nine Thousand Nine Hundred Fifty-  
8 Four Dollars (**\$639,954**) is appropriated from Special Funds to the *Chamorro* Land  
9 Trust Commission for its operations for Fiscal Year 2013.

10 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

11	GENERAL FUND	\$0
12	CHAMORRO LAND TRUST OPERATIONS FUND	\$639,954
13	<b>TOTAL</b>	<b>\$639,954</b>
14	For information purposes only:	
15	FEDERAL MATCHING GRANTS-IN-AID	\$0

1           **(3) CLTC Special Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>*BBMR FY12</b>	<b>FY13 ALLOC.</b>
3	SAL/SPCL PAY	111	\$0	\$225,723
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$0	\$110,118
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$0	\$175,000
8	OFF. RENTAL	233	\$0	\$48,000
9	SUP. & MAT.	240	\$0	\$16,800
10	EQUIPMENT	250	\$0	\$3,000
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$113
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$7,200
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$0	\$0
18	CAP. OUTLAY	450	\$0	\$54,000
19	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$639,954</b>

20   \*Tracking information for Fiscal Year 2012 ending expenditure projections not provided.

**CHAPTER VI**  
**LEGISLATIVE BRANCH**

1           **Section 1. Appropriation.** The sum of Seven Million Four Hundred  
2 Forty-Six Thousand Six Hundred Thirty-Five Dollars (**\$7,446,635**) is appropriated  
3 from the General Fund to *I Liheslaturan Guåhan* for its operations, including  
4 personnel services, for Fiscal Year 2013.

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5           **Section 2. Appropriation to the Office of Finance and Budget.** The  
6 sum of Three Hundred Seventy-Eight Thousand Seven Hundred Thirty-Seven  
7 Dollars (**\$378,737**) is appropriated from the General Fund to *I Liheslaturan*  
8 *Guåhan*, specifically for the Office of Finance and Budget (OFB) for its  
9 operations, including personnel services, for Fiscal Year 2013.

**CHAPTER VII  
LEGAL SERVICES**

**PART I - OFFICE OF THE ATTORNEY GENERAL**

1       **Section 1. Legislative Intent.** It is the intent of *I Liheslaturan Guåhan*  
2 that the Office of the Attorney General (OAG) expend its funds in accordance with  
3 the appropriation in Section 2. *I Liheslaturan Guåhan* supports the efforts of the  
4 OAG to acquire the appropriate technology to replace its aging APASI system.  
5 The OAG *shall* submit to the Speaker of *I Liheslaturan Guåhan* a formal  
6 commitment letter from the respective grantor agency pledging the total federal  
7 funds for the APASI system upgrade *prior to* any expenditures over Five Hundred  
8 Thousand Dollars (**\$500,000**) toward the APASI system upgrade.

9       **Section 2. Appropriation for Fiscal Year 2013.** The sum of Eleven  
10 Million Four Hundred Seventy-Nine Thousand Five Hundred Sixty Dollars  
11 (**\$11,479,560**) is appropriated from the General Fund to the Office of the Attorney  
12 General for Fiscal Year 2013. This appropriation *shall* be expended in accordance  
13 with the object categories allocations outlined below:

14	PERSONNEL OBJECT CATEGORIES (111 to 115)	\$8,056,186
15	OPERATIONS OBJECT CATEGORIES (220 to 450)	\$3,423,374
16	<b>TOTAL</b>	<b>\$11,479,560</b>

17       The sum of Eleven Million Four Hundred Seventy-Nine Thousand Five  
18 Hundred Sixty Dollars (**\$11,479,560**) of General Funds or Special Funds  
19 appropriated in this Subsection is authorized as the local match for Federal Grants-  
20 in-Aid.

21

1 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

2 GENERAL FUND \$11,479,560

3 **TOTAL \$11,479,560**

4 For information purposes only:

5 FEDERAL MATCHING GRANTS-IN-AID \$11,509,528

6 **Section 3. Transfer Authority for the Office of the Attorney General**

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7 (OAG). The OAG may transfer funds between appropriations in Section 2,  
8 *provided*, that the OAG notifies *I Maga'låhen Guåhan* and the Speaker of *I*  
9 *Liheslaturan Guåhan* no later than fifteen (15) working days before the transfer is  
10 made, and *except* that no funds shall be transferred to personnel object categories  
11 (111 to 115).

12 **Section 4.** The Office of the Attorney General *shall* allocate the sums  
13 necessary from its Operations object categories to establish and maintain the  
14 Family Violence Registry Database, as provided pursuant to § 30.200 of Chapter  
15 30, Title 9, Guam Code Annotated, known as the "Family Violence Registry Act."

**CHAPTER VII**  
**LEGAL SERVICES**

**PART II – PUBLIC DEFENDER SERVICE CORPORATION**

1       **Section 1. Appropriation.** The sum of Three Million Seven Hundred  
2       Ninety-Six Thousand Seven Hundred Fifty-Five Dollars (**\$3,796,755**) is  
3       appropriated from the General Fund to the Public Defender Service Corporation  
4       for its operations, including personnel services, for Fiscal Year 2013.

5       *No more than* Three Million Five Hundred Thirty-Five Thousand Six  
6       Hundred Sixty-Three Dollars (**\$3,535,663**) *shall* be expended for personnel object  
7       categories (111 to 115).

8       **Section 2. Transfer Authority for the Public Defender Service**  
9       **Corporation.** The Public Defender Service Corporation (PDSC) may transfer  
10      funds between appropriations made in Section 1, *provided*, that the PDSC notify *I*  
11      *Maga'lâhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no later than  
12      fifteen (15) working days before the transfer is made.

**CHAPTER VIII**  
**MAYORS' COUNCIL OF GUAM**

1       **Section 1. Appropriation. Appropriations for Fiscal Year 2013.** The  
2 sum of Eight Million Three Hundred Forty-Four Thousand Seven Hundred  
3 Seventy-Four Dollars (**\$8,344,774**) is appropriated to the Mayors' Council of  
4 Guam for its operations, including personnel services, for Fiscal Year 2013. This  
5 sum is composed of Seven Million Five Hundred Seventy-Eight Thousand Seven  
6 Hundred Sixty-One Dollars (**\$7,578,761**) from the General Fund and Seven  
7 Hundred Sixty-Six Thousand Thirteen Dollars (**\$766,013**) from Special Funds.

8       *No more than* Six Million Seven Hundred Twenty-Four Thousand One  
9 Hundred Twenty-Two Dollars (**\$6,724,122**) *shall* be expended for personnel object  
10 categories (111 to 115). The total amount of Guam Highway Funds appropriated  
11 in this Section *shall* be expended for power (Object Category 361).

12       **SUMMARY OF APPROPRIATION FUNDING SOURCE**

13       GENERAL FUND	\$7,578,761
14       GUAM HIGHWAY FUND	\$766,013
15 <b>TOTAL</b>	<b>\$8,344,774</b>

16 For information purposes only:

17       FEDERAL MATCHING GRANTS-IN-AID	\$0
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18

1           **Section 2. Streets Maintenance and Beautification.** The sum of One  
2 Million Thirty-Six Thousand Twenty-Six Dollars (**\$1,036,026**) is appropriated  
3 from the Tourist Attraction Fund to the MCOG for Fiscal Year 2013 for the  
4 maintenance and beautification of non-routed public roads, and for the operations  
5 of the Mayors' offices, but *not* for personnel costs. Said funds *shall not* be subject  
6 to any transfer authority of *I Maga'låhen Guåhan*, and *shall* be divided among the  
7 Village Mayors as follows:

8           (a) each Mayor *shall* receive the sum of Twenty Thousand Dollars  
9 (**\$20,000**); and

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

14           **Section 3. Island-Wide Village Beautification Projects.** The sum of  
15 Four Hundred Seventy Thousand Nine Hundred Twenty-One Dollars (**\$470,921**) is  
16 appropriated from the Tourist Attraction Fund to the MCOG for Island-Wide  
17 Village Beautification Projects to include:

18           (a) the maintenance and repair of village recreational facilities  
19 under the jurisdiction of the Mayor;

20           (b) the maintenance and repair of main roads in each village; and

21           (c) the planting and maintenance of the village official flower in  
22 each village, and other flowering plants, shrubs, and trees adjacent to the  
23 village's main roads, public restrooms and recreational facilities. A Mayor  
24 may contract with a private entity to provide the services authorized by this  
25 Section, subject to the Guam Procurement Law, Chapter 5, Title 5, Guam  
26 Code Annotated.

1           **Section 4. Grounds Maintenance for Schools.** Subject to approval and  
 2 scheduling of the public school principals, the Mayors are responsible for regular  
 3 grounds maintenance of Guam Department of Education school grounds in their  
 4 respective districts where grounds maintenance is *not* already subject to an existing  
 5 contract for a minimum of twice a month during a regular school calendar year.  
 6 Subject to approval of scheduling with the public school principals, the Mayor may  
 7 contract with a private entity to provide the services authorized by this Section.

8           The sum of Four Hundred Forty-Seven Thousand Eight Hundred Sixty-  
 9 Three Dollars (**\$447,863**) is appropriated from the General Fund to the MCOG  
 10 Revolving Fund for the grounds maintenance of specified schools of the  
 11 Department of Education, to be allocated as follows:

VILLAGE	SCHOOL	AMOUNT
<b>Agana Heights</b>	Agana Heights Elementary	\$8,628
<b>Agat</b>	Marcial Sablan Elementary	\$11,402
	Oceanview Middle	\$16,749
<b>Barrigada</b>	P.C. Lujan Elementary	\$8,881
	B.P. Carbullido Elementary	\$7,449
	L.P. Untalan Middle	\$7,867
<b>Dededo</b>	M.A. Ulloa Elementary	\$13,049
	Wettengel Elementary	\$17,103
	J.M. Guerrero Elementary	\$14,570
	Liguan Elementary	\$0
	Astumbo Elementary	\$8,235
	Finegayan Elementary	\$19,004
	V.S.A. Benavente Middle	\$26,605
	Astumbo Middle	\$0
	Okkodo High	\$0

1	<b>Inarajan</b>	Inarajan Elementary	\$5,866
2		Inarajan Middle	\$7,437
3	<b>Mangilao</b>	H.B. Price Elementary	\$7,158
4		George Washington High	\$46,114
5		Adacao Elementary	\$0
6	<b>Merizo</b>	Merizo Elementary	\$6,220
7	<b>MTM</b>	J.Q. San Miguel Elementary	\$3,864
8	<b>Ordot/Chalan Pago</b>	Ordot/Chalan Pago Elementary	\$8,932
9		Agueda Johnston Middle	\$14,583
10	<b>Piti</b>	Jose Rios Middle	\$7,132
11	<b>Santa Rita</b>	H.S. Truman Elementary	\$12,301
12		Southern High	\$39,275
13		Alternative School	\$4,206
14	<b>Sinajana</b>	C.L. Taitano Elementary	\$4,232
15	<b>Talofof</b>	Talofof Elementary	\$7,602
16	<b>Tamuning</b>	L.B. Johnson Elementary	\$3,801
17		Tamuning Elementary	\$4,434
18		Chief Brodie Elementary	\$7,602
19		JFK High School	\$20,000
20	<b>Umatac</b>	F.Q. Sanchez Elementary	\$1,267
21	<b>Yigo</b>	Upi Elementary	\$9,502
22		D.L. Perez Elementary	\$16,470
23		Machananao Elementary	\$8,742
24		F.B. Leon Guerrero Middle	\$16,470
25		Simon Sanchez High	\$17,357
26	<b>Yona</b>	M.U. Lujan Elementary	\$7,754
27	<b>TOTAL FOR ALL VILLAGES</b>		<b>\$447,863</b>

1           **Section 5. Public Safety and Social Education Programs.** The sum of  
2 Four Hundred Sixteen Thousand Eight Hundred Sixty Dollars (**\$416,860**) is  
3 appropriated from the General Fund to the MCOG, with each village to receive  
4 Fifteen Thousand Dollars (**\$15,000**), and with the remaining funds, if any to the  
5 MCOG for Fiscal Year 2013, to be expended in accordance with plans approved  
6 by the MCOG *or* respective Village Municipal Planning Council, and filed with  
7 the Director of Administration, to fund public safety and social education programs  
8 that enforce alcohol regulations, reduce underage drinking, support traffic safety,  
9 reduce drug-related violence and abuse, to support government of Guam substance  
10 abuse prevention programs, and to support organized sports programs in the  
11 community.

12           **Section 6. Authority to Make Payments on Prior Year Obligations.**  
13 Notwithstanding any other provision of Law, the Mayors' Council of Guam  
14 (MCOG) is hereby authorized to pay for prior year obligations incurred from its  
15 Fiscal Year 2013 appropriations.

16           **Section 7. Host Community Premiums Appropriation.** The sum of  
17 Three Hundred Thousand Dollars (**\$300,000**) is appropriated from the Host  
18 Community Fund to the Municipal Planning Council Funds of the villages of  
19 *Ordot* and *Inarajan* pursuant to P.L. 30-165 for uses in accordance with §511003,  
20 Article 10, Chapter 51, Title 10 of the Guam Code Annotated.

**CHAPTER IX**

**PUBLIC ACCOUNTABILITY, STANDARDS AND PRACTICES**

**PART I – OFFICE OF PUBLIC ACCOUNTABILITY**

1       **Section 1. Appropriations for Fiscal Year 2013.** The sum of One  
2 Million Three Hundred Two Thousand Three Hundred Eighty-Eight Dollars  
3 **(\$1,302,388)** is appropriated from the General Fund to the Office of Public  
4 Accountability for its operations for Fiscal Year 2013.

5 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

6	GENERAL FUND	\$1,302,388
7	<b>TOTAL</b>	<b>\$1,302,388</b>
8	For information purposes only:	
9	FEDERAL MATCHING GRANTS-IN-AID	\$0

**CHAPTER IX**  
**PUBLIC ACCOUNTABILITY, STANDARDS AND PRACTICES**  
**PART II – GUAM BOARD OF ACCOUNTANCY**

1       **Section 1. Guam Board of Accountancy Appropriations for Fiscal**  
2 **Year 2013.** The sum of Four Hundred Twenty-Four Thousand One Hundred  
3 Dollars (**\$424,100**) is appropriated from Special Funds to the Guam Board of  
4 Accountancy for its operations for Fiscal Year 2013.

5 **SUMMARY OF APPROPRIATION FUNDING SOURCE**

6	GENERAL FUND	\$0
7	GUAM BOARD OF ACCOUNTANCY FUND	\$424,100
8	<b>TOTAL</b>	<b>\$424,100</b>

9 For information purposes only:

10	FEDERAL MATCHING GRANTS-IN-AID	\$0
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11

1           **(3) GBOA Special Fund Allocations for Fiscal Year 2013.**

2	<b>APPR. CLASS</b>	<b>OBJ. CLASS</b>	<b>BBMR FY2012</b>	<b>FY2013 ALLOC.</b>
3	SAL/SPCL PAY	111	\$0	\$0
4	OVERTIME	112	\$0	\$0
5	BENEFITS	113	\$0	\$0
6	TRAVEL	220	\$0	\$0
7	CONT. SERV.	230	\$0	\$367,500
8	OFF. RENTAL	233	\$0	\$25,000
9	SUP. & MAT.	240	\$0	\$7,000
10	EQUIPMENT	250	\$0	\$5,000
11	WRK. COMP.	270	\$0	\$0
12	DRUG TEST	271	\$0	\$0
13	SUBGRANT	280	\$0	\$0
14	MISC.	290	\$0	\$19,600
15	POWER	361	\$0	\$0
16	WATER/SEWER	362	\$0	\$0
17	PHONE/TOLL	363	\$0	\$0
18	CAP. OUTLAY	450	\$0	\$0
19	<b>GRAND TOTAL</b>		<b>\$0</b>	<b>\$424,100</b>

**CHAPTER X**  
**GUAM VISITORS BUREAU**

1       **Section 1. Appropriation.** The amounts below are appropriated from the  
2 Tourist Attraction Fund (TAF) to the Guam Visitors Bureau (GVB) for its  
3 operations in Fiscal Year 2013. This appropriation *shall* be expended in  
4 accordance with the allocations outlined in this Section.

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5       **SUMMARY OF APPROPRIATION**

6	(a) GENERAL ADMINISTRATION	\$2,526,313
7	(b) MARKETING	\$9,104,882
8	(c) PRINTING, PROMOTIONAL	\$467,636
9	(d) RESEARCH	\$402,180
10	(e) DESTINATION DEVELOPMENT	\$1,521,373
11	<b>TOTAL</b>	<b>\$14,022,385</b>

12       **Section 2. Appropriation to GVB for Special Projects.** The sum of One  
13 Million Two Hundred Fifteen Thousand Eight Hundred Fifty-Five Dollars  
14 (**\$1,215,855**) is appropriated from the TAF to the GVB to fund the *Tumon* and  
15 *Hagåtña* Beach Cleaning, *Tumon* Landscaping, and Island-wide Roadways  
16 Maintenance projects in Fiscal Year 2013, and to supplement the Department of  
17 Parks and Recreation to maintain public beaches and parks. After all of the  
18 foregoing projects within this Section are fully funded, the GVB Board of  
19 Directors may approve the use of the surplus funds for other Board-approved  
20 projects. Notwithstanding the general provisions of §30107.1, of Chapter 30, Title  
21 11GCA, and this Act, this appropriation *shall* continue to be available until  
22 expended.

23       **Section 3. Appropriation to GVB for *På'å Taotao Tåno'*.** The sum of  
24 Eighty Thousand Dollars (**\$80,000**) is appropriated from the TAF to the GVB for  
25 the Fiscal Year 2013 operations of *På'å Taotao Tano* to provide for the local

1 match for the ANA Language Grant, the New *På'å* AmeriCorps, the *Guåhu*  
2 *Taotao Tåno'* Annual Pageant, and the Northern Cultural Arts Program.  
3 Notwithstanding the general provisions of §30107.1 of Chapter 30, Title 11 GCA,  
4 and this Act, this appropriation *shall* continue to be available until expended.

5 **Section 4. Appropriation to GVB for the Historic *Inalåhan***  
6 **Foundation.** The sum of Thirty Thousand Dollars (**\$30,000**) is appropriated from  
7 the TAF to the GVB for the Fiscal Year 2013 operations of the Historic *Inalåhan*  
8 Foundation. Notwithstanding the general provisions of §30107.1 of Chapter 30,  
9 Title 11 GCA, and this Act, this appropriation *shall* continue to be available until  
10 expended.

11 **Section 5. Appropriation to GVB for the Traditions Affirming our**  
12 **Seafaring Ancestry (TASA).** The sum of Fifty Thousand Dollars (**\$50,000**) is  
13 appropriated from the TAF to the GVB for the Fiscal Year 2013 operations of the  
14 TASA. Notwithstanding the general provisions of §30107.1 of Chapter 30, Title  
15 11 GCA, and this Act, this appropriation *shall* continue to be available until  
16 expended.

17 **Section 6. Appropriation to GVB for the Tourism Education Council.**  
18 The sum of Thirty Thousand Dollars (**\$30,000**) is hereby appropriated from the  
19 TAF to the GVB for the Fiscal Year 2013 operations of the Tourism Education  
20 Council. Notwithstanding the general provisions of §30107.1 of Chapter 30, Title  
21 11 GCA, and this Act, this appropriation *shall* continue to be available until  
22 expended.

23 **Section 7. Appropriation to GVB for the *Håya* Cultural Preservation**  
24 **Foundation (*Sinangån-ta* Outreach).** The sum of Fifteen Thousand Dollars  
25 (**\$15,000**) is hereby appropriated from the TAF to the GVB for the Fiscal Year  
26 2013 operations of the *Håya* Cultural Preservation Foundation (*Sinangån-ta*  
27 Outreach). Notwithstanding the general provisions of §30107.1 of Chapter 30, 11

1 GCA, and this Act, this appropriation *shall* continue to be available until expended.

2 **Section 8. Appropriation to the Guam Visitors Bureau Rainy Day**  
3 **Fund.** The sum of Two Hundred Thousand Dollars (\$200,000) is hereby  
4 appropriated from the unreserved fund balance of the TAF to the GVB for deposit  
5 in the Rainy Day Fund, in accordance with the provisions set forth in Section 1(b)  
6 of Public Law 30-116, for the purposes cited therein. Notwithstanding the general  
7 provisions of §30107.1 of Chapter 30, Title 11 GCA, and this Act, this  
8 appropriation *shall* continue to be available until expended, and is *not* subject to  
9 transfer *or* use for any other purpose.

10 **Section 9. Appropriation to The As & Ås of Chamorro Project.** The  
11 sum of Twenty-Five Thousand Dollars (\$25,000) is hereby appropriated from the  
12 TAF to the GVB for The As & Ås of *Chamorro* Project. Notwithstanding the  
13 general provisions of §30107.1 of Chapter 30, Title 11 GCA, and this Act, this  
14 appropriation *shall* continue to be available until expended.

15 **Section 10. Appropriation to the Micronesian Cruise Association.** The  
16 sum of Fifty Thousand Dollars (\$50,000) is hereby appropriated from the TAF to  
17 the GVB for the Micronesian Cruise Association. Notwithstanding the general  
18 provisions of §30107.1 of Chapter 30, Title 11 GCA, and this Act, this  
19 appropriation *shall* continue to be available until expended.

20 **Section 11. Appropriation to the Guam International Film Festival.**  
21 The sum of Fifty Thousand Dollars (\$50,000) is hereby appropriated from the TAF  
22 to the GVB for the Guam International Film Festival. Notwithstanding the general  
23 provisions of §30107.1 of Chapter 30, Title 11 GCA, and this Act, this  
24 appropriation *shall* continue to be available until expended.

25 **Section 12. Appropriation to the World War II Survivor History –**  
26 **Video Commentary.** The sum of Fifty Thousand Dollars (\$50,000) is hereby  
27 appropriated from the TAF to the GVB for the World War II Survivor History –

1 Video Commentary. Notwithstanding the general provisions of §30107.1 of  
2 Chapter 30, Title 11 GCA, and this Act, this appropriation *shall* continue to be  
3 available until expended.

4 **Section 13. Appropriation to the Guam FESTPAC & Folklife Festival**  
5 **Trust Account.** The sum of Two Hundred Thousand Dollars (\$200,000) is  
6 appropriated from the unappropriated surplus in Fiscal Year 2012 Tourist  
7 Attraction Fund revenues to the Guam Visitors Bureau for deposit into the Guam  
8 FESTPAC & Folklife Festival Trust Account. Notwithstanding the general  
9 provisions of §30107.1 of Title 11 GCA, and this Act, this appropriation *shall*  
10 continue to be available until expended, and is *not* subject to transfer or use for any  
11 other purpose.

12 **Section 14. Service and Reporting Requirements.** (a) Organizations  
13 receiving funding from the Tourist Attraction Fund *shall* provide the Guam  
14 Visitors Bureau ten (10) hours of in-kind service per One Thousand Dollars  
15 (\$1,000) appropriated to them for activities and/or events as identified by the  
16 Guam Visitors Bureau. The in-kind services *shall* be consistent with the services  
17 provided pursuant to the respective grant award.

18 (b) All organizations that receive Tourist Attraction Funds pursuant to  
19 this Act *shall* maintain financial records that accurately account for said funds and  
20 *shall* provide a budgetary breakdown by object category to the Guam Visitors  
21 Bureau. These organizations *shall* attest under penalty of perjury that they are  
22 meeting the requirements of this Section.

23 **Section 15. Authority to Transfer.** The Board of Directors of the Guam  
24 Visitors Bureau may transfer funds from the appropriations made to GVB in  
25 Section 1 of this Chapter, *except* that no funds shall be transferred into General  
26 Administration.



1           Notwithstanding any other provision of law and this Act, no  
2 funds shall be de-appropriated from the General Fund from Chapter  
3 V, Sections 1(d)(4), 1(g)(4), 1(g)(5), 1(g)(6) and 1(g)(7).

4 (b) Reductions to Operations of the Guam Legislature.

5           (1) Effective October 1, 2012, the sum of Three Hundred  
6 Eighty-Three Thousand Five Hundred Two Dollars (**\$383,502**) is de-  
7 appropriated from the amounts appropriated from the General Fund in  
8 Chapter VI, Section 1 and are hereby re-appropriated to the Income  
9 Tax Refund Efficient Payment Trust Fund of Chapter 51, Title 11,  
10 Guam Code Annotated for income tax refund payments.

11           (2) Effective October 1, 2012, the sum of Nineteen Thousand  
12 Five Hundred Five Dollars (**\$19,505**) is de-appropriated from the  
13 amounts appropriated from the General Fund in Chapter VI, Section 2  
14 and are hereby re-appropriated to the Income Tax Refund Efficient  
15 Payment Trust Fund of Chapter 51, Title 11, Guam Code Annotated  
16 for income tax refund payments.

17 (c) Reductions to Operations of the Unified Judiciary.

18           Effective October 1, 2012, the sum of One Million Two Hundred  
19 Seventy-Four Thousand Thirty-Eight Dollars (**\$1,274,038**) is de-  
20 appropriated from the amounts appropriated from the General Fund in  
21 Chapter IV, Section 1 and are hereby re-appropriated to the Income Tax  
22 Refund Efficient Payment Trust Fund of Chapter 51, Title 11 GCA, for  
23 income tax refund payments.

24 (d) Reductions to Operations of the Office of the Attorney General.

25           Effective October 1, 2012, the sum of Five Hundred Ninety-One  
26 Thousand One Hundred Ninety-Seven Dollars (**\$591,197**) is de-appropriated  
27 from the amounts appropriated from the General Fund in Chapter VII, Part I

1 and are hereby re-appropriated to the Income Tax Refund Efficient Payment  
2 Trust Fund of Chapter 51, Title 11 GCA, for income tax refund payments.

3 (e) Reductions to Operations of the Public Defender Service  
4 Corporation.

5 Effective October 1, 2012, the sum of One Hundred Ninety-Five  
6 Thousand Five Hundred Thirty-Three Dollars (**\$195,533**) is de-appropriated  
7 from the amounts appropriated from the General Fund in Chapter VII, Part II  
8 and are hereby re-appropriated to the Income Tax Refund Efficient Payment  
9 Trust Fund of Chapter 51, Title 11 GCA for income tax refund payments.

10 (f) Reductions to Operations of the Mayors Council of Guam.

11 Effective October 1, 2012, the sum of Four Hundred Forty-Three  
12 Thousand Seven Hundred Seventy-Six Dollars (**\$443,776**) is de-  
13 appropriated from the amounts appropriated from the General Fund in  
14 Chapter VIII and are hereby re-appropriated to the Income Tax Refund  
15 Efficient Payment Trust Fund of Chapter 51, Title 11, Guam Code  
16 Annotated for income tax refund payments.

17 (g) Reductions to Operations of the Office of Public Accountability.

18 Effective October 1, 2012, the sum of Sixty-Seven Thousand Seventy-  
19 Three Dollars (**\$67,073**) is de-appropriated from the amounts appropriated  
20 from the General Fund in Chapter IX, Part I and are hereby re-appropriated  
21 to the Income Tax Refund Efficient Payment Trust Fund of Chapter 51, Title  
22 11 GCA for income tax refund payments.

23 The Treasurer of Guam, as a ministerial duty, *shall* deposit One Million One  
24 Hundred One Thousand One Hundred Forty-Eight Dollars (**\$1,101,148**) cash from  
25 daily collections, which is equal to one-twelfth (1/12) of the total sum re-  
26 appropriated in this Section by the last day of each month during Fiscal Year 2013

1 into the Income Tax Refund Efficient Payment Trust Fund of Chapter 51, Title 11  
2 GCA.

3 The cash deposits mandated by this Section *shall* be considered separate and  
4 apart from any required deposits in Title 11 GCA, Chapters 50 and 51, and *shall*  
5 *not* be credited toward any required deposits in Title 11 GCA, Chapters 50 and 51  
6 identified in Chapter I, Section 2(I)(A) of this Act and Chapter I, Section 6(a) of  
7 this Act.

8 §1303 of Article 3, Title 5 GCA, *shall not* apply to the re-appropriation in  
9 this Section. The re-appropriation in this Section *shall not* be subject to *I*  
10 *Maga'lâhen Guâhan's* transfer authority.

11 **Section 2. Public Streetlights Appropriations.**

12 (a) **Special Fund Appropriations.** The sum of Three Million Five  
13 Hundred Ninety Thousand Two Hundred Sixty-One Dollars (**\$3,590,261**) is  
14 appropriated from the Streetlight Fund to the Department of Administration to pay  
15 the Guam Power Authority for the operation of public streetlights in Fiscal Year  
16 2013.

17 (b) The sum of Three Million Seven Hundred Nine Thousand Seven  
18 Hundred Thirty-Nine Dollars (**\$3,709,739**) is appropriated from the Guam  
19 Highway Fund to the Department of Administration to pay the Guam Power  
20 Authority for the operation of public streetlights in Fiscal Year 2013.

21 **Section 3. Appropriations to Retirees for Supplemental Annuity**  
22 **Benefits and for Other Costs.**

23 (a) The sum of Eleven Million Six Hundred Ninety-Six Thousand Three  
24 Hundred Three Dollars (**\$11,696,303**) is appropriated from the General Fund to the  
25 Supplemental Annuity Benefits Special Fund for Fiscal Year 2013 for direct  
26 payments to government of Guam retirees who retired prior to October 1, 1995, or  
27 their survivors, for the continuing payment of Four Thousand Two Hundred

1 Thirty-Eight Dollars (\$4,238) per year in supplemental annuity benefits, consisting  
2 of the sums of One Thousand Two Hundred Dollars (\$1,200), One Thousand Five  
3 Hundred Dollars (\$1,500), Seven Hundred Dollars (\$700), and Eight Hundred  
4 Thirty-Eight Dollars (\$838) in annual benefits authorized by various General  
5 Appropriation Acts.

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

13 (c) The Director of DOA *shall* coordinate with the Director of the  
14 Government of Guam Retirement Fund (GGRF) and *shall* disburse to the retirees  
15 or their survivors, the supplemental annuity benefits provided for in Subsection (a)  
16 of this Section. The GGRF *shall* provide the Director of DOA with the  
17 information needed to affect disbursement. To realize savings associated with the  
18 cost of preparing separate checks and mailing separate checks for the supplemental  
19 annuity for retirees, the Director of DOA may enter into a Memorandum of  
20 Understanding (MOU) with the GGRF in which the Director of DOA remits the  
21 supplemental annuity payments to the GGRF for disbursement to the retiree at the  
22 same time the regular annuity check is issued, *or* by including the supplemental  
23 annuity in the regular annuity check issued by the GGRF.

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

1 (e) For Fiscal Year 2013, the Guam Power Authority, the A.B. Won Pat  
2 International Airport Authority, the Guam Economic Development Authority, the  
3 Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose  
4 D. Leon Guerrero Commercial Port, the Guam Waterworks Authority and the  
5 Guam Visitors Bureau *shall* remit to DOA an amount equal to the number of  
6 retirees eligible pursuant to Subsection (a) hereof who have retired from that entity  
7 multiplied by Four Thousand Two Hundred Thirty-Eight Dollars (**\$4,238**). Said  
8 remittances *shall* be paid in two (2) equal installments on or before October 10,  
9 2012, and April 15, 2013, respectively. Said remittances *shall not* be subject to *I*  
10 *Maga'låhen Guåhan's* transfer authority.

11 (f) The sum of Sixteen Million Nine Hundred Twenty-Two Thousand Six  
12 Hundred Sixty-Eight Dollars (**\$16,922,668**) is appropriated from the General Fund  
13 and Seven Million Five Hundred Thousand Dollars (**\$7,500,000**) is appropriated  
14 from the Section 2718 Fund to the GGRF to pay the following two (2) items for  
15 current retirees for Fiscal Year 2013 :

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

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

21 (g) For Fiscal Year 2013, the Guam Power Authority, the A.B. Won Pat  
22 International Airport Authority, the Guam Economic Development Authority, the  
23 Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose  
24 D. Leon Guerrero Commercial Port, the Guam Waterworks Authority and the  
25 Guam Visitors Bureau *shall* remit to the GGRF payments for medical, dental, and  
26 life insurance payments for retirees who have retired from those respective  
27 agencies. Said remittances *shall* be paid in two (2) equal installments on or before

1 October 10, 2012, and on or before April 1, 2013, respectively. The agencies'  
2 remittances for medical, dental and life insurance mandated herein are *ex gratia*  
3 payments, and are for Fiscal Year 2013 *only*.

4 (h) For Fiscal Year 2013, the sum of One Million One Hundred Forty  
5 Thousand Nine Hundred Sixty-Five Dollars (**\$1,140,965**) is appropriated from the  
6 General Fund to the GGRF to pay the cost of Medicare premiums for government  
7 of Guam retirees and their survivors domiciled on Guam, and who are eligible to  
8 receive Social Security income benefits, and who are eligible to enroll in the  
9 government of Guam Group Health Insurance Program. No government of Guam  
10 retiree or their survivor shall be required to enroll in the Government of Guam  
11 Health Insurance Program in order to receive the reimbursement.

12 (i) For Fiscal Year 2013, the sum of Two Hundred Fifty-One Thousand  
13 Dollars (**\$251,000**) is appropriated from the General Fund to the GGRF for *I*  
14 *Maga'lâhi* and *I Segundu Na Maga'lâhi/I Segundu Na Maga'hâga* pensions.

15 (j) For Fiscal Year 2013, the sum of Three Hundred Fifty-Eight  
16 Thousand Dollars (**\$358,000**) is appropriated from the General Fund to the GGRF  
17 for retirement annuities for former judges and justices of the Superior Court and  
18 Supreme Court of Guam.

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

23 **Section 4. Survivor Supplemental Annuity Additions.** §8135(d)(6) of  
24 Chapter 8, Article 1, Title 4 GCA, is hereby *amended* to read:

25 “(6) the prospective payment of supplemental benefits for the period  
26 of October 1, 2012 through September 30, 2013 for survivors of those

1 employees who retired prior to October 1, 1995, to be paid in the following  
2 manner:

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

9 (ii) No person eligible for Retiree Supplemental Annuity  
10 Benefits provided for in this Section shall receive such benefits if his  
11 regular annual retirement annuity exclusive of the supplemental  
12 amounts authorized hereby *exceeds* Forty Thousand Dollars  
13 (\$40,000). No persons eligible for Retiree Supplemental Annuity  
14 Benefits shall receive *more than* the sum of Forty Thousand Dollars  
15 (\$40,000) in combined retirement annuities and supplemental  
16 retirement annuities.

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

21 **Section 5. Disability Supplemental Annuity Additions.** §8129(g) of  
22 Chapter 8, Article 1, Title 4 GCA is hereby *amended* to read:

23 “(g) Any disability retirement annuitant who commenced receiving  
24 a disability retirement annuity *prior to* October 1, 1995, and who is entitled  
25 to disability retirement benefits under this Chapter *shall* receive, during the  
26 period commencing on October 1, 2012 and ending on September 30, 2013,  
27 prospective non-cumulative supplemental annuity benefits as follows:

1 (1) Four Thousand Two Hundred Thirty-Eight Dollars  
2 (\$4,238) in Retiree Supplemental Annuity Benefits, known as the sum  
3 of One Thousand Two Hundred Dollars (\$1,200), One Thousand Five  
4 Hundred Dollars (\$1,500), Seven Hundred Dollars (\$700), and Eight  
5 Hundred Thirty-Eight Dollars (\$838) in annual benefits formerly  
6 contained in various General Appropriation Acts.

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

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

19 **Section 6. Retirees Supplemental Annuity Additions.** §8122(d)(6) of  
20 Chapter 8, Article 1, Title 4 GCA is hereby *amended* to read as follows:

21 “(6) Any retirement annuitant who commenced receiving a  
22 retirement annuity *prior to* October 1, 1995, and who is entitled to  
23 retirement benefits under this Chapter, *shall* receive, during the period  
24 commencing on October 1, 2012 and ending on September 30, 2013,  
25 prospective, non-cumulative supplemental annuity benefits as follows:

26 (i) Four Thousand Two Hundred Thirty-Eight Dollars  
27 (\$4,238) in Retiree Supplemental Annuity Benefits, known as the sum

1 of One Thousand Two Hundred Dollars (\$1,200), One Thousand Five  
2 Hundred Dollars (\$1,500), Seven Hundred Dollars (\$700), and Eight  
3 Hundred Thirty-Eight Dollars (\$838) in annual benefits formerly  
4 contained in various General Appropriation Acts.

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

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

17 **Section 7. Appropriation for Cost of Living Allowance (COLA).**

18 (a) *I Maga'låhen Guåhan shall* provide, by a single lump sum payment, a  
19 Cost of Living Allowance (COLA) of One Thousand One Hundred Dollars  
20 (\$1,100) to each retiree of the GGRF who is retired as of September 30, 2012, *or*  
21 his survivor, *no later than* November 1, 2012. The sum of Six Million Seven  
22 Hundred Seventy Thousand Five Hundred Dollars (\$6,770,500) is appropriated  
23 from the General Fund to the DOA to pay said COLA.

24 (b) The Guam Power Authority, the A. B. Won Pat International Airport  
25 Authority, the Guam Economic Development Authority, the Guam Housing  
26 Corporation, the Government of Guam Retirement Fund, the Jose D. Leon  
27 Guerrero Commercial Port, the Guam Waterworks Authority and the Guam

1 Visitors Bureau *shall* pay a COLA in a single payment of One Thousand One  
2 Hundred Dollars (**\$1,100**) to every Government of Guam Retirement Fund retiree  
3 who retired from each respective aforementioned agency as of September 30,  
4 2012, *or* his survivor, *no later than* November 1, 2012.

5 (c) Each agency mentioned in Subsection (b) *shall* reimburse the General  
6 Fund for any COLA paid by the Fund in Fiscal Year 2013 to retirees who have  
7 retired from that agency and their survivors, *no later than* December 31, 2012.

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

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

13 **Section 8. Appropriation to Department of Education for GPA**  
14 **Promissory Note.**

15 (a) The sum of One Million Four Hundred Thirty-Two Thousand Seven  
16 Hundred Fifty-Three Dollars (**\$1,432,753**) is hereby appropriated from the  
17 Territorial Education Facilities Fund to the Department of Administration to pay  
18 the Guam Power Authority for the Guam Department of Education Promissory  
19 Note (the agreement between the GDOE and the Guam Power Authority signed on  
20 July 20, 2004, and referred to as the “installation payment agreement for the past  
21 due electrical service”) in Fiscal Year 2013.

22 **Section 9. Appropriations to the Guam Regional Transit Authority.**

23 The sum of Three Million Nine Hundred Five Thousand Eight Hundred Ninety-  
24 Nine Dollars (**\$3,905,899**) is appropriated to the Guam Regional Transit Authority  
25 for its operations for Fiscal Year 2013, and is composed of the following:

26 a) Three Hundred Forty-Nine Thousand Two Hundred Ten  
27 Dollars (**\$349,210**) from the Public Transit Fund to the Guam Regional

1 Transit Authority pursuant to §26503(b) of Chapter 26, Article 5, Title 11  
2 GCA; and

3 b) Three Million Five Hundred Fifty-Six Thousand Six Hundred  
4 Eighty-Nine Dollars (**\$3,556,689**) from the Guam Highway Fund to the  
5 Guam Regional Transit Authority.

6 **Section 10. Guam Election Commission Appropriation.** The sum of  
7 Seven Hundred Fifty-Six Thousand Twenty-Seven Dollars (**\$756,027**) is  
8 appropriated from the General Fund to the Guam Election Commission for its  
9 operations during Fiscal Year 2013.

10 **Section 11. Guam Solid Waste Authority Appropriation.** The sum of  
11 Seven Million Seven Hundred Fifty-Nine Thousand One Hundred Six Dollars  
12 (**\$7,759,106**) is appropriated from the Solid Waste Operations Fund to the Guam  
13 Solid Waste Authority pursuant to Public Law 31-20 for its operations for Fiscal  
14 Year 2013.

15 **Section 12. Guam Farmers' Cooperative Association of Guam, Inc.**  
16 **Appropriation.** The sum of Two Hundred Thousand Dollars (**\$200,000**) is  
17 appropriated from the General Fund to the University of Guam for the purpose of  
18 assisting the Guam Farmers' Cooperative Association of Guam, Inc. to progress  
19 with their "Action Plan," as submitted to *I Liheslaturan Guåhan* on March 16,  
20 2009 for a farmer-driven initiative for food import substitution to promote local  
21 jobs and food security for the people of Guam, and the development of a business  
22 plan for the operation of a Farmers' Cooperative facility to be constructed in  
23 *Dededo*, funded by the Tourist Attraction Fund bond proceeds.

24 **Section 13. Guam Football (Soccer) Association.** *I Liheslaturan Guåhan*  
25 finds that pursuant to P.L. 24-33 as amended, the Guam Football (Soccer)  
26 Association was authorized to develop soccer facilities, located in the northern and

1 southern parts of Guam, utilizing matching tax credit programs as authorized in  
2 Chapter 77, Article 3, Title 12 GCA.

3 *I Liheslaturan Guåhan* further finds that the soccer fields have been  
4 instrumental in the expansion of football (soccer) throughout Guam. Due to the  
5 dedicated staff and volunteers, soccer has grown and continues to increase every  
6 year. Because of its increased popularity throughout the island, there is a  
7 continuing need to expand facilities for programs managed and operated by the  
8 Guam Football (Soccer) Association.

9 Therefore, it is the intent of *I Liheslaturan Guåhan* to continue to support  
10 the Guam Football (Soccer) Association in its effort to continue developing soccer  
11 fields and facilities throughout the island, and to assist and further promote the  
12 sport of soccer and healthy lifestyles of Guam residents.

13 (a) §77305 of Chapter 77, Article 3, Title 12 GCA, is hereby *amended*  
14 to read as follows:

15 **“§ 77305. Cap on BPT Credits for Design and Construction of the**  
16 **Soccer Stadium and Facilities.**

17 The total amount of credits against Business Privilege Taxes for  
18 the design and construction of the soccer stadium and facilities  
19 authorized herein *shall not* exceed One Million Two Hundred  
20 Thousand Dollars (\$1,200,000). The development of soccer facilities  
21 in the southern part of the island *shall* be funded using additional tax  
22 credits and/or matching funds secured.”

23 (b) **Guam Football (Soccer) Association Matching Grant.** The sum  
24 of Five Hundred Thousand Dollars (**\$500,000**) is appropriated from the  
25 General Fund to the Guam Economic Development Authority for the Guam  
26 Football (Soccer) Association for the development of additional facilities in  
27 the northern part of the island.

1           Funding *shall only* be disbursed as a matching grant of private funds  
2 secured by the Guam Football Association pursuant to Chapter 77, Article 3,  
3 Title 12 GCA. The Guam Football Association *shall* submit to the Guam  
4 Economic Development Authority evidence of matching grant funds secured  
5 prior to the certification of funds for disbursement, project plan(s) and  
6 subsequent invoices for project(s) funded by said appropriation.

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7           §1303, Article 3, Title 5 GCA, *shall not* apply to the appropriation in  
8 this Section. The appropriation in this Section *shall not* be subject to *I*  
9 *Maga'låhen Guåhan's* transfer authority.

**CHAPTER XII**  
**MISCELLANEOUS PROVISIONS**

1       **Section 1. Retirement Option for Government of Guam Employees.** A  
2 member of the Government of Guam Retirement Fund (GGRF) who is eligible for  
3 retirement may retire upon the complete remittance of his outstanding individual  
4 contributions to the GGRF, including the employee and employer retirement  
5 contributions. Any and all fees, interest at actuarial set assumed rate of return for  
6 fund investments rates, and penalties required by the GGRF *shall* be paid by the  
7 government. This Section *shall not* restrict the continuing remittance of existing  
8 GGRF contributions as required by law or by the GGRF. By the fifteenth (15th)  
9 day of each month, the Director of the GGRF *shall* provide a detailed report to the  
10 Speaker of *I Liheslaturan Guåhan* regarding said remittances and the number of  
11 retirements pursuant to this Section during the previous month.

12       **Section 2. Volunteers and Donations for Skinner Plaza, the Plaza De**  
13 **España, and the Guam Congress Building.** A new §79603 is hereby *added* to  
14 Article 6, Chapter 79 of Title 21 GCA to read:

15               “§79603. **Volunteers and Donations for Skinner Plaza, Plaza De**  
16 **España and Guam Congress Building.** The Executive Director of *I*  
17 *Liheslaturan Guåhan* may receive donations, including, but not restricted to,  
18 donations of goods, materials and services, for the purpose of maintaining  
19 and renovating Skinner Plaza, the Plaza de España, and the Guam Congress  
20 Building (also known as the Old Legislative Building). The Executive  
21 Director *shall* maintain records of all monetary and non-monetary donations  
22 received for the purpose of maintaining and renovating Skinner Plaza, the  
23 Plaza de España, and the Guam Congress Building. A Report and financial  
24 statement on said projects, *supra*, *shall* be submitted to the Speaker of *I*  
25 *Liheslaturan Guåhan* and the Office of Public Accountability each fiscal

1 year within thirty (30) days of said fiscal year. The Office of Public  
2 Accountability *shall* include the financial statements herein as part of the  
3 audit of the annual financial statements of *I Liheslaturan Guåhan*.”

4 **Section 3. Temporary Employment of Retired Corrections Officers.**

5 The Department of Corrections (DOC) may hire retired Guam Corrections Officers  
6 if a critical need arises. Retired corrections officers hired under this Section may  
7 receive their retirement annuity while employed on this temporary basis. Officers  
8 may *only* be hired under this Section to fill positions left vacant because of military  
9 activation of corrections officers or absence due to a long term disability status  
10 which has been certified by a medical doctor. The DOC may exercise this hiring  
11 authority provided its authorized budget for personnel is *not* exceeded in filling  
12 those positions and *shall* be terminated when the incumbent returns from military  
13 service. Retired officers may be hired *only* in the ranks of Corrections Officers  
14 Supervisor I and below, *only* at Step I, and *shall not* receive sick and annual leave.  
15 Officers hired under this Section *shall* meet requirements for the position in  
16 question, except for written examinations, and the Director of DOC *shall* certify  
17 that every retiree hired is fit for duty. Notwithstanding §8121(a) of Chapter 8,  
18 Article 1, Title 4 GCA, retirees hired temporarily pursuant to this Section may  
19 continue to receive retirement benefits. Any employee hired under this Section  
20 *shall* only be eligible to enroll in the Government of Guam Health Insurance  
21 Program as an active employee.

22 **Section 4. Temporary Employment of Retired Guam Police Officers.**

23 The Guam Police Department (GPD) may hire retired Guam Police Officers if a  
24 critical need arises because of military activation of police officers or absence due  
25 to a long term disability status which has been certified by a medical doctor. The  
26 GPD may exercise this hiring authority provided its authorized budget for  
27 personnel is *not* exceeded. The retiree hired *shall* fill such a vacant position and

1 *shall* be terminated when the incumbent returns from military service. Retired  
2 officers may be hired *only* at the ranks of Sergeant I and below, *only* at Step I, and  
3 *shall not* receive sick and annual leave. Officers hired under this Section *shall* first  
4 meet the requirements for the position in question, except for written examinations,  
5 and the Chief of Police of GPD *shall* certify that every retiree hired is fit for duty.  
6 Notwithstanding §8121(a) of Chapter 8, Title 4 GCA, retirees hired temporarily  
7 pursuant to this Section may continue to receive retirement benefits. The GPD  
8 may pay for Civilian Volunteer Police Reserve stipends to the Police Reserve  
9 Officer to provide temporary services because of military activation of the regular  
10 police officer. Any employee hired under this Section *shall* only be eligible to  
11 enroll in the Government of Guam Health Insurance Program as an active  
12 employee.

13 **Section 5. Temporary Employment of Retired Guam Firefighters.**  
14 The Guam Fire Department (GFD) may hire retired GFD firefighters if a critical  
15 need arises because of military activation of GFD firefighters or absence due to a  
16 long term disability status which has been certified by a medical doctor. The GFD  
17 may exercise this hiring authority provided its authorized budget for personnel is  
18 *not* exceeded. The retirees hired *shall* fill such a vacant position and *shall* be  
19 terminated when the incumbent returns from military service. Retired fire  
20 personnel may be hired *only* at the ranks of Fire Specialist and below, *only* at Step  
21 I, and *shall not* receive sick and annual leave. Retired firefighters hired under this  
22 Section *shall* first meet the requirements for the position in question, except for  
23 written examinations, and the Fire Chief of GFD *shall* certify that every retiree  
24 hired is fit for duty. Notwithstanding §8121(a) of Chapter 8, Title 4 GCA, retirees  
25 hired temporarily pursuant to this Section may continue to receive retirement  
26 benefits. Any employee hired under this Section *shall* only be eligible to enroll in  
27 the Government of Guam Health Insurance Program as an active employee.

1           **Section 6. Temporary Employment of Retired Customs and**  
2 **Quarantine Officers.** The Customs and Quarantine Agency (CQA) may hire  
3 retired Customs and Quarantine Officers if a critical need arises as a result of  
4 military activation of Customs Officers or absence due to a long term disability  
5 status which has been certified by a medical doctor or when vacancies cannot be  
6 filled within six (6) months because of the lack of qualified applicants. The CQA  
7 may exercise this hiring authority provided its authorized budget for personnel is  
8 *not* exceeded. The retired officer *shall* fill such a vacant position and *shall* be  
9 terminated when the incumbent returns from military service or when a fully-  
10 qualified applicant is available. Retired officers may be hired *only* in the ranks of  
11 Customs Officer III and below, *only* at Step I, and *shall not* receive sick and annual  
12 leave. Retirees hired pursuant to this Section *shall* meet requirements for the  
13 position in question, except for written examinations, and the Director of CQA  
14 *shall* certify that every retiree hired is fit for duty. The requirements of Chapter 51,  
15 Title 17 GCA are waived for employment pursuant hereto *except* for §51104(b)(4).  
16 Notwithstanding §8121(a) of Chapter 8, Title 4 GCA, retirees hired temporarily  
17 pursuant to this Section may continue to receive retirement benefits. Any employee  
18 hired under this Section *shall* only be eligible to enroll in the Government of Guam  
19 Health Insurance Program as an active employee.

20           **Section 7. Temporary Employment of Retired Department of Revenue**  
21 **and Taxation Employees.** The Department of Revenue and Taxation (DRT) may  
22 hire retired employees of the DRT when a critical need arises or absence due to a  
23 long term disability status which has been certified by a medical doctor. The DRT  
24 may exercise this hiring authority provided its authorized budget for personnel is  
25 *not* exceeded in the areas of Tax Collection, Taxpayer Assistance, Tax  
26 Investigation, Auditing, and Tax Processing. Said retirees *shall* be hired at Step I  
27 for the position in question and *shall not* receive sick and annual leave.

1 Notwithstanding §8121(a) of Chapter 8, Title 4 GCA, retirees hired temporarily  
2 pursuant to this Section may continue to receive retirement benefits. Any  
3 employee hired under this Section *shall* only be eligible to enroll in the  
4 Government of Guam Health Insurance Program as an active employee.

5 **Section 8. Government of Guam Health Insurance Program**  
6 **Enrollment for Employment Pursuant to Public Law 31-01.** Any employee  
7 hired pursuant to Public Law 31-01 *shall only* be eligible to enroll in the  
8 Government of Guam Health Insurance Program as an active employee.

9 **Section 9. Locum Tenens Exemption during the Absence of the Chief**  
10 **Medical Examiner.** The Office of the Chief Medical Examiner is exempt from  
11 the government of Guam Procurement Law in contracting for the professional  
12 services of a qualified medical examiner to be provided when the Chief Medical  
13 Examiner is absent from work.

14 **Section 10. Advance Payments for Medical Services.** In order to  
15 expedite acceptance of Medically Indigent Program (MIP) clients referred to  
16 medical facilities accredited by the Joint Commission for medical services  
17 approved by the MIP, the Director of Public Health and Social Services (DPHSS)  
18 may advance payments for said medical services or air ambulance program(s)  
19 established by Section 33, Chapter V of Public Law 28-150, and may establish  
20 escrow accounts for immediate and advance payment of medical services at  
21 hospitals and other medical facilities accredited by the Joint Commission  
22 determined by the Director of DPHSS to best serve MIP clients.

23 **Section 11. Transfer of Employees.** (a) Notwithstanding any other  
24 provision of law and in recognition of personnel shortages in certain areas, *I*  
25 *Maga'låhen Guåhan* is authorized to transfer employees during Fiscal Year 2013  
26 within or between any line department or agency of the government of Guam,  
27 *except* that:

1           (1) This Section *shall not* apply to any employee of the Legislative  
2 or Judicial Branch, or any employee within the Mayors' Council of Guam  
3 and Village Mayors' Offices;

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

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

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

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

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

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

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

7 **Section 12. Contracts Exceeding Funds Restriction.** (a) § 14110 of Title  
8 4 GCA, is hereby *amended* to read:

9 **“§ 14110. Violations of Appropriations and Transfer.**

10 It is unlawful for an officer, clerk or other person charged with  
11 disbursements of public funds appropriated by *I Liheslatura* (Guam  
12 Legislature) to exceed the amounts and purposes stated in the appropriation  
13 or to change or shift appropriations from one (1) item to another. Only *I*  
14 *Liheslaturan Guåhan* (Guam Legislature) in any appropriation act may  
15 authorize transfers. An officer, clerk or other person violating the provisions  
16 of this Section is guilty of malfeasance in office. They are subject to  
17 suspension and investigation of conduct. Upon conviction, the person is  
18 guilty of a misdemeanor and must be fined in the discretion of the court or  
19 imprisoned *not more than* three (3) years.

20 No agency shall contract or agree to spend any money for goods or  
21 services or in settlement of a lawsuit or claim in excess of the amount  
22 appropriated by *I Liheslatura* (the Legislature) to that Agency for such  
23 goods, services, claim, or settlement, and BBMR *shall not* allot funds to that  
24 agency for the payment of any amount towards such goods, services, claim,  
25 or settlement if the total amount of the goods, services, claim, or settlement  
26 is more than the amount appropriated or amount allotted by BBMR. Any  
27 contract or agreement made in violation hereof *shall* be void. Any agency

1 head or certifying officer who knowingly contracts or agrees to spend any  
2 money in excess of said appropriations *shall* be guilty of a misdemeanor.”

3 (b) § 1303 of Title 5 GCA, is hereby *amended* to read:

4 “§ 1303. **Management of Allotments.** In the release of monthly or  
5 quarterly allotments by the Bureau of Budget & Management Research from  
6 appropriation acts, the Director thereof shall base such allotments on  
7 anticipated cash receipts so that the obligations incurred pursuant to such  
8 release of periodic allotments shall have sufficient cash for their payment,  
9 provided that sufficient cash shall always be released to the Department of  
10 Education to provide an adequate public education to every public school  
11 student.

12 No agency shall contract or agree to spend any money for goods or  
13 services or in settlement of a lawsuit or claim in excess of the amount  
14 appropriated by the Legislature to that Agency for such goods, services,  
15 claim, or settlement, and BBMR shall not allot funds to that agency for the  
16 payment of any amount towards such goods, services, claim, or settlement if  
17 the total amount of the goods, services, claim, or settlement is more than the  
18 amount appropriated or amount allotted by BBMR. Any contract or  
19 agreement made in violation hereof shall be void. Any agency head or  
20 certifying officer who knowingly contracts or agrees to spend any money in  
21 excess of said allotments shall be guilty of a misdemeanor.”

22 **Section 13. Restrictions on Hiring of Unclassified Employees.** No  
23 government funds of any kind or description may be expended for the employment  
24 or hiring of unclassified employees of the government of Guam during Fiscal Year  
25 2013, *except* for the following:

26 (a) Certified persons in the Guam Department of Education, as  
27 identified in §715(12) of Chapter 7, Title 1 GCA;

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

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

9 (d) Department of Labor Survey Workers;

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

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

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

1 (h) Positions within the Office of *I Maga'låhen Guåhan*, the Office  
2 of *I Segundu Na Maga'låhen Guåhan* and the Guam State Clearinghouse,  
3 and department or agency heads, deputies and private secretaries;

4 (i) Positions within the Mayors' Council of Guam;

5 (j) Positions within the Guam Election Commission;

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

8 (l) All persons employed pursuant to this Section, effective  
9 October 1, 2011, *shall* meet the minimum Knowledge, Abilities and Skills  
10 (KAS) associated with such position; and

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

12 **Section 14. Board and Commission Meeting Stipends.** Any  
13 compensation or stipend owed to a Board or Commission member for attending a  
14 regular or special meeting in Fiscal Year 2013 *shall* be paid from the budget of the  
15 department or agency responsible for the administrative support and operations of  
16 such Boards or Commissions. Any Board member who has served on a Board  
17 continuously for ten (10) years or more may receive a stipend totaling *no more*  
18 *than* Two Hundred Fifty Dollars (\$250) per month for meetings attended; *however*,  
19 Board and Commission members may elect to not receive said compensation. *I*  
20 *Maga'låhen Guåhan* may by Executive Order, waive the payment of meeting  
21 stipends owed to any Board or Commission member.

22 **Section 15. Contracts.** Positions in the classified and unclassified service  
23 *shall not* be filled pursuant to a contractual arrangement, *except* as provided in this  
24 Section for Fiscal Year 2013.

25 (a) Subject to Chapter 5, Title 5 GCA, government of Guam  
26 departments and agencies may contract with independent contractors,

1 provided that no agency may contract for services customarily provided by  
2 employees in the classified service, *except* as provided by law.

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

8 (c) The Office of the Attorney General and the Public Defender  
9 Service Corporation are authorized to contract with attorneys as independent  
10 contractors to provide services in areas in which it is impracticable or  
11 impossible for the office to proceed. Such contracts *shall* be let in  
12 accordance with the procurement laws of Guam. No such independent  
13 contractor hired pursuant to this Section may receive from the government  
14 of Guam any remuneration in any form other than in payment for the  
15 position into which such person is hired. The Office of the Attorney General  
16 and the Executive Director of the Public Defender Service Corporation *shall*  
17 file a copy of every such contract with the Chief Procurement Officer and  
18 the Director of Administration together with a written certification stating  
19 why it is impracticable to handle the matter within the office as otherwise  
20 constituted.

21 (d) This Section *shall not* apply to the Guam Department of  
22 Education; the University of Guam; the Guam Community College; the  
23 Unified Judiciary when filling positions of justices and judges pro tem, law  
24 clerks, and legal interns; the Department of Revenue and Taxation when  
25 filling the position of legal counsel; *I Liheslaturan Guåhan*; the Guam  
26 Memorial Hospital Authority; and the Department of Public Health and

1 Social Services and the Department of Mental Health and Substance Abuse  
2 when filling positions of licensed health professionals.

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

9 **Section 16. Wireless Communications Restrictions.**

10 (a) No government of Guam funds, regardless of source and including funds  
11 expended by autonomous agencies, shall be expended for the use of cellular  
12 telephones, cellular telephone services and other wireless telephone services,  
13 *unless* the government of Guam will be reimbursed from federal funds or other  
14 grants. This Section *shall not* apply to *I Maga'låhen Guåhan*; *I Segundu Na*  
15 *Maga'låhen Guåhan* ; the Speaker of *I Liheslaturan Guåhan*; the Chief Justice of  
16 the Supreme Court of Guam; the Presiding Judge of the Superior Court of Guam;  
17 official use of the Crisis Hotline Program of the Department of Mental Health and  
18 Substance Abuse; law enforcement officials; on-call attorneys of the Office of the  
19 Attorney General and the Office of the Public Defender Service Corporation; on-  
20 call health professionals at the Guam Memorial Hospital Authority, the  
21 Department of Mental Health and Substance Abuse, and the Department of Public  
22 Health and Social Services; Village Mayors and Vice Mayors; GFD and EMS  
23 officials; on-call emergency management personnel; the Chief Medical Examiner,  
24 and the Guam Visitors Bureau. The restrictions of this Section *shall not* apply to  
25 wireless internet services, stationary (non-mobile) wireless telephone services, and  
26 wireless voice over internet protocol (VOiP) services.

1 (b) No appointing authority, manager, supervisor or public officer in any  
2 branch of the government of Guam shall require or exert undue influence on any  
3 classified or unclassified employee of any branch of the government of Guam to  
4 maintain or utilize for employment-related duties, at such employee's personal  
5 expense, any form of wireless and/or internet communications, phone, tablet or  
6 desktop or laptop computer. Nothing herein, however, shall be construed to  
7 prevent an employer from calling an employee at a wireless phone/radio if the  
8 employee designates such wireless phone/radio as a personal contact number.

9 Nothing herein shall be construed as to prevent an employee, voluntarily and  
10 on his own accord, from using personal funds or resources for wireless telephone  
11 services.

12 A violation of this Subsection (b) is subject to a fine *not to exceed* Fifty  
13 Dollars (\$50.00) for the first violation, and One Hundred Dollars (\$100.00) for  
14 subsequent violations.

15 **Section 17. Program Reporting Requirements for Employment,**  
16 **Employment Placement, and Job Training Programs at the Guam**  
17 **Community College, the University of Guam, and the Guam Department of**  
18 **Labor.**

19 (a) The President of the University of Guam, the President of the Guam  
20 Community College, and the Director of the Guam Department of Labor *shall*  
21 transmit a report to *I Maga'låhen Guåhan* and to the Speaker of *I Liheslaturan*  
22 *Guåhan, no later than* June 30 of each year, the actual number of program  
23 completers and/or certificates issued for each program, and employment data for  
24 said program completer for the two (2) years following completion of their  
25 respective programs, to include salary levels, job location, or whether the job is in  
26 the same field as the program.

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

3 **Section 18.** §4302.3 of Chapter 4, Article 3, Title 4 GCA is hereby  
4 *amended* to read:

5 **“§4302.3. Creation of the Section 2718 Fund.**

6 (a) There is hereby created, separate and apart from other funds  
7 of the government of Guam, a fund known as the Section 2718 Fund  
8 (hereinafter Fund). The Fund *shall* be separate and apart from all  
9 other funds of the government of Guam, *shall* be kept in a separate  
10 bank account, and *shall not* be subject to any transfer authority of *I*  
11 *Maga'lahaen Guåhan*, or any inter-fund transfers.

12 (b) All proceeds from rebates paid to and entitled to the  
13 government of Guam pursuant to Section 2718(b)(1)(A) of the Public  
14 Health Services Act, as amended by the Patient Protection and  
15 Affordable Care Act (PPACA), Public Law 111-148, *shall* be  
16 deposited in the Fund.

17 (c) All proceeds from reductions in quarterly premiums for  
18 non-compliance with the requirements of Public Law 30-93 relative to  
19 disclosure of detailed claims utilization and cost information, *shall* be  
20 deposited in the Fund.

21 (d) Notwithstanding the general provisions of § 22406, Title  
22 5 GCA which require that unused and de-appropriated funds revert to  
23 the General Fund, or any other provision of Guam law to the contrary,  
24 all de-appropriated or unused funds appropriated from the Fund *shall*,  
25 in all circumstances, and whether in whole or in part, be returned to  
26 the Section 2718 Fund, and *not* the General Fund.

1 (e) Notwithstanding the provisions of Title 5 GCA, §21103,  
2 §21107 and §21110 or any other provision of Guam law to the  
3 contrary, all interest earned on the Fund *shall* be returned to the Fund.

4 (f) The Director of Administration *shall* submit a report on a  
5 quarterly basis to the Speaker of *I Liheslaturan Guåhan* of the  
6 revenues and interest earned, collected, and expended from the Fund,  
7 and *shall* post such report on the Department's website.

8 (g) All proceeds as a result of an Experience Refund or a  
9 positive Actual Experience from the Experience Participation  
10 provisions in the Health Insurance Contract between the Health  
11 Insurance Provider and the government of Guam *shall* be deposited  
12 into the Fund. For the purposes of this Subsection (g), *Target*  
13 *Experience* means the amount calculated by multiplying (1) the total  
14 premiums earned by the Health Insurance Provider for the full twelve  
15 (12)-month Plan Year ending the last day of the fiscal year under the  
16 Participating Policies issued to the government of Guam with respect  
17 to such Plan Year, by (2) a percentage not lower than eighty-six  
18 percent (86%); *Actual Experience* means an amount calculated by  
19 subtracting from the Target Experience all claims incurred during  
20 such Plan Year under all the Participating Policies; and Experience  
21 Refund means a positive Actual Experience."

22 **Section 19. Monthly Income Tax Refund Efficient Payment Trust**  
23 **Fund Bank Statements.** A new (c) is hereby *added* to §51106 of Chapter 51,  
24 Title 11 GCA to read:

25 "(c) Beginning with the month ended August 2012, the Director of  
26 Administration *shall* submit the Income Tax Refund Efficient Payment Trust  
27 Fund monthly bank statements to the Speaker of *I Liheslaturan Guåhan* and

1 the Office of Finance and Budget *no later than* twenty-five (25) days after  
2 the end of each month. The Director of Administration *shall* submit the  
3 Income Tax Refund Efficient Payment Trust Fund bank statements for the  
4 months of January 2011 through July 2012 to the Speaker of *I Liheslaturan*  
5 *Guåhan* and the Office of Finance and Budget *no later than* ten (10) days  
6 after the enactment of this Act.”

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7 **Section 20. Annual Tax Credit Reports.** A new Subsection (g) is hereby  
8 *added* to §1107 of Chapter 1, Title 11 of the Guam Code Annotated to read as  
9 follows:

10 “(g) Shall submit an annual report by July 15<sup>th</sup> of each year detailing  
11 all transactional information and amounts of any tax credits, rebates,  
12 abatements and offsets used from July 1 of each preceding year through June  
13 30 of the following year to the Office of Finance and Budget, the Speaker of  
14 *I Liheslaturan Guåhan* and *I Maga’lahen Guåhan*.”

15 **Section 21.** Notwithstanding any other provision of the law, the effective  
16 date contained in Public Law 31-136 *shall* be extended to March 17, 2013. Section  
17 4 of Public Law 31-136 is hereby *amended* to read:

18 “**Section 4. Effective Date.** This Act *shall* take effect on March 17,  
19 2013.”

20 **Section 22. Host Community Fund.** §511006 of Article 10 of Chapter 51,  
21 Title 10 Guam Code Annotated, is hereby *amended* to read:

22 “**§511006. Host Community Fund Management.**

23 The management of the Host Community Fund *shall* be the  
24 responsibility of the Department of Administration. No expenditure shall be  
25 made from the Fund that is not approved by resolution of the Host  
26 Community Municipal Planning Councils. The Host Community Fund *shall*

1 be subject to periodic audit by the Office of Public Accountability, and *not*  
2 subject to any transfer authority.”

3 **Section 23. Annuity Payments Authorized.** §8121(a) of Chapter 8, Title  
4 4, Guam Code Annotated, is hereby *amended* to read:

5 “(a) A retired member who subsequently becomes an employee  
6 eligible for membership under §8106 of this Title *prior* to January 1, 1999,  
7 *shall*, upon becoming so employed, have that member’s right to receive  
8 payment of that member’s annuity suspended for the duration of that  
9 member’s employment, but all other rights pertaining to that member’s  
10 annuity provided by this Article, including automatic increases therein,  
11 *shall* be retained by that member. The provisions of this Section *shall not*  
12 be applicable to any retired Judge or Justice designated and assigned by the  
13 Chief Justice to perform judicial duties in the courts of Guam as provided  
14 for in §6115 of Title 7 GCA, or any person employed by the Department of  
15 Education in Guam schools, as a substitute teacher or as a Certified  
16 Augmentation Teaching Service (CATS) employee as that term is defined  
17 by Title 17 GCA, §3127(b). Such employment *shall* be subject to the  
18 provisions of Subsection (d) of this Section.

19 The provisions of this Section *shall not* be applicable to any certified,  
20 registered or licensed health care professional, or ancillary service  
21 personnel, employed by the Guam Memorial Hospital Authority, the  
22 Department of Mental Health and Substance Abuse, the Department of  
23 Public Health and Social Services, academic faculty positions at the  
24 University of Guam and the Guam Community College, or a limited term  
25 police officer employed by the Guam Police Department, to include Police  
26 Officers I, II, III and Sergeant I & II, performing duties such as patrol  
27 officers, narcotic officers, criminal investigators and school resource

1 officers; provided, that such person(s) occupies such positions for which *no*  
2 other qualified/certified applicants was available, and that such employment  
3 *shall* be on a fiscal year basis; subject to the provisions of Subsection (d) of  
4 this Section.

5 The provisions of this Section *shall not* be applicable to employee(s)  
6 of the Office of the Governor, employee(s) of the Office of the Lieutenant  
7 Governor, unclassified employee(s) appointed by the Governor of Guam,  
8 unclassified employees of the Judiciary of Guam who are appointed by the  
9 Chief Justice, with the approval of the Judicial Council, specifically the  
10 Administrator of the Courts, Deputy Administrative Director, Director of  
11 Policy Planning and Community Relations, Clerk of the Supreme Court,  
12 Clerk of the Superior Court, Marshal of the Court and Chief Probation  
13 Officer, and heads of autonomous agencies appointed by a governing board.  
14 An employee of the Governor or Lieutenant Governor's Office or  
15 unclassified employee appointed by the Governor of Guam, unclassified  
16 employees of the Judiciary of Guam who are appointed by the Chief  
17 Justice, with the approval of the Judicial Council, specifically the  
18 Administrator of the Courts, Deputy Administrative Director, Director of  
19 Policy Planning and Community Relations, Clerk of the Supreme Court,  
20 Clerk of the Superior Court, Marshal of the Court and Chief Probation  
21 Officer, and heads of autonomous agencies appointed by a governing board  
22 who has previously retired *shall* become a member of the Defined  
23 Contribution Retirement System.”

24 **Section 24. Guam Fire Department Firefighter Recruitment Eligibility**  
25 **List of Fiscal Year 2011 Extended.**

26 (a) **Legislative Findings and Intent.** *I Liheslaturan Guåhan* finds that  
27 the Guam Fire Department initiated a Firefighter Recruit recruitment cycle during

1 Fiscal Year 2011, wherein applicants were rated and selected. *However*, the  
2 attempted recruitment cycle did *not* move forward in a timely manner, and  
3 subsequently encountered fiscal issues with the end of the Fiscal Year and the  
4 lapse of authorized funding.

5 *I Liheslaturan Guåhan* further finds that the top thirty (30) applicants were  
6 notified that they had been selected, and anticipated commencing training. This  
7 led to some of the selectees providing notification to their employers that they had  
8 been selected, and consequently, that they resigned. The applicants, in good faith,  
9 had paid the requisite costs for drug testing and other expenses. However, they  
10 were subsequently notified that due to fiscal constraints the recruitment cycle was  
11 on hold, but that they were still being maintained on the list. This led to a  
12 protracted waiting period, with many not being able to return to their prior place of  
13 employment, causing financial hardship for them and their families.

14 It is the intent of *I Liheslaturan Guåhan* that the top thirty (30) of those  
15 selected in the attempted Fiscal Year 2011 Firefighter recruitment cycle *shall*  
16 maintain their same rating and standing on the eligibility selection list, *unless* they  
17 choose not to participate, and/or some extenuating circumstance or event would  
18 prohibit or negate their ability to participate.

19 **(b) Guam Fire Department Firefighter Recruitment Eligibility List of**  
20 **Fiscal Year 2011 Extended.** Notwithstanding any other provision of law, rule or  
21 regulation, the top thirty (30) Firefighter recruit selectees chosen in the attempted  
22 Fiscal Year 2011 Firefighter recruitment cycle application, review and selection  
23 process conducted by the Guam Fire Department *shall* continue to maintain their  
24 same standing and placement on the eligibility list. And to that end, the  
25 applicability of the eligibility list is hereby extended, and the selectees *shall* be  
26 given first priority for the Firefighter Recruitment Cycle funded pursuant to  
27 Chapter V, Section 1 (aa)(2) of this Act, *unless* they choose *not* to participate,

1 and/or some extenuating circumstance or event would prohibit or negate their  
2 ability to participate. In the event a selectee chooses *not* to participate or is  
3 otherwise unable to participate, then the next highest rated eligible applicant on the  
4 eligibility list *shall* be selected.

5 **Section 25. Anticipated Telecommunication Services Savings to Pay for**  
6 **Tax Refunds.** The Executive Branch of the government of Guam anticipates a  
7 reduction in cost to its telecommunication services contract, which is scheduled to  
8 commence at the start of Fiscal Year 2013. At the awarding of contract and the  
9 implementation of services, any and all savings realized are hereby appropriated to  
10 pay for 2012 tax refunds and prior.

11 (a) *No later* than September 20, 2012, the Bureau of Budget and  
12 Management Research *shall* create object class 363 “Telephone/Toll”  
13 accounts for every executive branch agency and allocate the required  
14 appropriations for said agencies based on the current telecommunications  
15 services contract in object class 363.

16 (b) *No later* than September 30, 2012, the Bureau of Budget and  
17 Management Research *shall* submit a report to *I Maga’lahen Guåhan* and  
18 the Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written  
19 report, of all accounts created pursuant to Subsection (a) and the  
20 appropriations levels allocated for each account.

21 (c) The Department of Administration *shall* provide a written report  
22 to *I Liheslaturan Guåhan* detailing the actual amount of the  
23 telecommunications contract, the amount of any savings realized from said  
24 contract through reductions to appropriation levels identified in Subsection  
25 (b), and validation that said savings were allocated toward the payment of  
26 tax refunds.

27 **Section 26. GARVEE Bonds Authorized.**

1 (a) A new §1516 of Title 5, Guam Code Annotated is hereby *added* to  
2 read as follows:

3 “§ 1516. (a) Legislative Findings and Intent. *I Liheslaturan Guåhan*  
4 hereby finds as follows:

5 (1) Federal law authorizes states and territories to issue Grant  
6 Anticipation Revenue Vehicle (GARVEE) bonds, which are payable from  
7 expected Title 23 Federal-aid grants from the U.S. Department of  
8 Transportation.

9 (2) Utilizing GARVEE bonds to finance highway construction  
10 projects eligible for Title 23 funding from the Federal Highway  
11 Administration (FHWA) can result in significant cost savings since projects  
12 can be completed at present-day costs, allows Guam to maintain its local  
13 highway construction capability by keeping it actively employed, and  
14 enables Guam to avoid the potential cost inflation that may accompany the  
15 military build-up.

16 (3) Funding transportation projects with grant anticipation bonds  
17 will also enable completion of highway construction projects, or preliminary  
18 components thereof, during this lull prior to the military build-up.

19 (4) The borrowing rates for grant anticipation bonds are near their  
20 all-time historical lows, presenting Guam with a unique opportunity to fund  
21 its transportation projects at a favorable cost of capital.

22 (5) Bonds to be repaid solely with the proceeds of special purpose  
23 federal grants are not “public indebtedness” within the meaning of the debt  
24 limitation provisions of the Guam Organic Act, 48 U.S.C. § 1423a.

25 (6) Therefore, it is in the best interest of Guam to develop these  
26 innovative methods for funding and accelerating critical transportation  
27 infrastructure projects.

1           **(b) Grant Anticipation Revenue Vehicle (GARVEE) Bonds for**  
2           **Highways.**

3           (1) Authorization of Issuance of GARVEE Bonds. The Governor  
4 of Guam is authorized to issue one or more series of grant anticipation notes  
5 or bonds of the government of Guam in an aggregate principal amount not to  
6 exceed Seventy-Five Million Dollars (\$75,000,000) for the purpose of  
7 implementing the Capital Improvement Highway Projects described in  
8 Subsection (11) of this Section, funding debt service reserves and paying  
9 expenses incurred in connection with the issuance of such bonds; *provided,*  
10 however, that the issuance of the notes or bonds *shall not* cause a violation  
11 of the debt limitation provisions of 48 U.S.C. § 1423a.

12           (2) Terms and Conditions Determined by Indenture. As hereafter  
13 used in this Section, the term “bonds” includes notes, bonds and other  
14 evidences of indebtedness. The terms and conditions of the bonds *shall* be  
15 as determined by the Governor by the execution of an indenture securing the  
16 bonds upon or prior to the issuance of the bonds. The indenture *shall*  
17 contain such terms and conditions as are consistent with this Section.

18           (3) Valid and Binding Obligation. Any bonds authorized by this  
19 Section *shall* constitute the valid and legally binding limited obligations of  
20 the government of Guam payable solely from and secured by a pledge of the  
21 revenues pledged pursuant to Subsection (4) of this Section. The validity of  
22 any such bonds *shall not* be affected by the validity or regularity of any  
23 proceedings for the implementation of Capital Improvement Highway  
24 Projects funded by the new bonds.

25           (4) Pledge of Grant Revenues; Not a General Obligation. All or  
26 any part of amounts apportioned to the government of Guam by the United  
27 States Department of Transportation or its successor may be pledged to

1 secure the repayment of any bonds issued under this Section and to pay costs  
2 incurred in connection with the issuance or administration of the bonds.  
3 Pledged revenues may include, but are *not* limited to, amounts paid to the  
4 government of Guam pursuant to Chapter 1 of Title 23, United States Code,  
5 Highways, as amended and supplemented from time to time (Title 23), any  
6 successor to or replacement of Title 23, and any other provision of federal  
7 law authorizing federal funding of highways in Guam. Any pledge made to  
8 secure the bonds *shall* be valid and binding from the time the pledge is  
9 made. The revenues pledged and thereafter received by the government of  
10 Guam or by any trustee, depository or custodian *shall* be deposited in a  
11 separate account and *shall* be immediately subject to the lien of such pledge  
12 without any physical delivery thereof or further act, and the lien of such  
13 pledge *shall* be valid and binding against all parties having claims of any  
14 kind in tort, contract or otherwise against the government of Guam or such  
15 trustee, depository or custodian, irrespective of whether the parties have  
16 notice thereof. The indenture or agreement by which such pledge is created  
17 need not be recorded. All such revenues, to the extent so pledged, are  
18 hereby continuously appropriated for such purpose. The bonds *shall not* be,  
19 and *shall* state on their face that they are not, general obligations of the  
20 government of Guam.

21 (5) Authorization of Memorandum of Understanding. *I*  
22 *Maga'lahaen Guåhan* may enter into one (1) or more memoranda of  
23 understanding on behalf of the government with the Federal Highway  
24 Administration, which would, among other things, identify the projects to be  
25 financed with proceeds of the bonds and set forth the procedures for  
26 calculation, request and payment of pledged revenues to the trustee,  
27 depository or custodian.

1           (6) Waiver of Immunity. Notwithstanding any substantive or  
2 procedural provision of Chapter 6 of Title 5 of the Guam Code Annotated,  
3 the government of Guam waives immunity from any suit or action in  
4 contract on the bonds, but does *not* waive sovereign immunity as to the  
5 personal liability of elected officials and employees of the government of  
6 Guam.

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7           (7) Form of Bonds; Covenants; Appointment of Fiduciaries. The  
8 technical form and language of the bonds, including provisions for  
9 execution, exchange, transfer, registration, paying agency, lost or mutilated  
10 bonds, negotiability, cancellation and other terms or conditions not  
11 inconsistent with this Section, including covenants relating to the  
12 administration of grant programs and the handling of revenues, shall be as  
13 specified in the indenture approved by the Governor, authorizing the  
14 issuance of the bonds. The indenture may appoint one or more trustees or  
15 other fiduciaries authorized to receive and hold in trust the proceeds of the  
16 bonds and revenues relating thereto, to protect the rights of bondholders and  
17 to perform such other duties as may be specified in the indenture. The  
18 Governor is also authorized to execute, on behalf of the government of  
19 Guam, any appropriate agreements, certificates or other instruments relating  
20 to the bonds and the sale thereof.

21           (8) Authorization for Credit Enhancement. The Governor is  
22 authorized to enter into such contracts or agreements with such banks,  
23 insurance companies or other financial institutions as he determines are  
24 necessary or desirable to improve the security and marketability of the bonds  
25 issued under this Section. Such contracts or agreements may contain an  
26 obligation to reimburse, with interest, any such banks, insurance companies  
27 or other financial institutions for advances used to pay principal or interest

1 on the bonds. Any such reimbursement obligation *shall* be payable solely  
2 from, and may be secured by a pledge of, the revenues described in  
3 Subsection (4) of this Section.

4 (9) Use of Proceeds from the Sale of the Bonds. Proceeds from the  
5 sale of the bonds *shall* be used solely to implement the Capital Improvement  
6 Highway Projects described in Subsection (11) of this Section, to fund a debt  
7 service reserve fund, if any, and to pay expenses relating to the  
8 authorization, sale and issuance of the bonds, including, without limitation,  
9 printing costs, costs of reproducing documents, credit enhancement fees, if  
10 any, underwriting, legal and accounting fees and charges, costs of credit  
11 ratings and other costs, charges and fees in connection with the issuance,  
12 sale and delivery of the bonds. Any earnings derived from the investment of  
13 bond proceeds, and any bond proceeds *not* required for the completion of the  
14 Capital Improvement Highway Projects may be used by the Department of  
15 Public Works to purchase equipment and supplies to maintain Guam's  
16 highways.

17 (10) No Personal Liability. No employee or elected official of the  
18 government of Guam shall be individually or personally liable for the  
19 payment of any amounts due on any bonds issued under this Section, or for  
20 any other liability arising in connection with the bonds; *provided, however,*  
21 that nothing in this Section shall relieve any employee or elected official  
22 from the performance of any ministerial duty required by law.

23 (11) Expenditure of Proceeds.

- 24 i. **Project Groups.** The 2030 Guam Transportation Plan  
25 (GTP) identifies highway projects that need to be  
26 undertaken to improve Guam's highway infrastructure.

1 Highway projects to be funded under this Chapter are  
2 categorized into two (2) groups: Group 1 and Group 2.

3 a. Group 1: eligible highway projects identified in the  
4 2030 GTP that are deemed high priority and require  
5 funding immediately. *(The projects are listed in*  
6 *alphanumeric order as a matter of form, and the*  
7 *Group 1 list is not to be construed as an order of*  
8 *implementation priority).*

9 b. Group 2: eligible highway projects identified in the  
10 2030 GTP that may be undertaken using:

- 11 i. excess fund balances from completed Group 1  
12 projects and *not* needed or insufficient for the  
13 completion of remaining Group 1 project(s), or
- 14 ii. funds reprogrammed from a Group 1 project  
15 that *cannot* be completed within a reasonable  
16 time due to technical or regulatory constraints.

17 ii. The proceeds *shall* be expended for the following Capital  
18 Improvement Highway Projects:

19 **GROUP 1**

20 **a. Route 14B (Ypao Road) – Reconstruction and**  
21 **Widening:**

- 22 i. Phase 1, From Rte-1 to Carmen Memorial  
23 Drive (near SDA),
- 24 ii. Phase 2, from Carmen Memorial Drive to  
25 Rte-14B/Rte-14 (San Vitores Road).

26 **b. Route 27 (aka Adrian Sanchez Rd or Hamburger**  
27 **Rd) – Reconstruction, Widening, and Drainage**

1 Improvements from Rte-1 to Rte 16, and  
2 signalization at Rte-1/Rte-27 intersection.

- 3 **c. Tiyan Parkway** – Construction, Phase 1 (from old  
4 GPD Headquarters, westward to Rte-8 vic. Cars  
5 Plus).

6 **GROUP 2**

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- 7 **a. Route 10A** (Airport Road) – Reconstruction and  
8 Widening.

- 9 **b. Route 14** (Chalan San Antonio, Rte-1 to  
10 Archbishop Felixberto Flores Circle) –  
11 Resurfacing

- 12 **c. Route 17** (Cross-island Road) - Rehabilitation and  
13 widening, Phase 2B (Rte-5/Rte-17 to Rte-17/Rte-  
14 4A intersections).

- 15 **d. Route 26** (Macheche Hill) – Reconstruction and  
16 Widening from Rte-1 to Rte 15.

- 17 **e. Mass transit improvements.**

18 In the event that one (1) or more of the Capital Improvement Highway  
19 Projects listed in Group 1 or Group 2 of this Subsection (11) is completed at  
20 a cost that is lower than current estimates, or that logistics in construction or  
21 other events cause one (1) or more other Capital Improvement Highway  
22 Projects to be ready for construction prior to the Capital Improvement  
23 Highway Projects listed above in Group 1 or Group 2 of this Subsection  
24 (11), then the proceeds of the bonds may also be expended on such other or  
25 additional Capital Improvement Highway Projects as are approved by the  
26 Federal Highway Administration for financing with proceeds of the bonds  
27 pursuant to a new or amended memorandum of understanding (as described

1 in Subsection (5) of this Section) with *I Maga'lahaen Guåhan*. Any earnings  
2 derived from the investment of bond proceeds, and any bond proceeds *not*  
3 required for the completion of all of the Capital Improvement Highway  
4 Projects, *shall* be used as required or permitted by federal law on  
5 transportation related projects, subject to an appropriation by the Legislature.

6 (12) Approval by Guam Economic Development Authority.

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7 Subsection (k) of §50103 of Title 12 of the Guam Code Annotated provides  
8 that agencies and instrumentalities of the Government *shall* issue bonds and  
9 other obligations only by means of and through the agency of the Guam  
10 Economic Development Authority (GEDA). No issue of bonds authorized  
11 by this Section shall be sold until the Board of Directors of GEDA has  
12 adopted a resolution approving the sale of such issue.

13 (13) Approval by Legislature of Government of Guam Grant  
14 Anticipation Bonds. *I Liheslaturan Guåhan*, pursuant to Subsection (k) of  
15 §50103 of Title 12 of the Guam Code Annotated, hereby approves the  
16 issuance and sale by the government of Guam of bonds pursuant to this  
17 Section in one or more series or issues; *provided* that such notes or bonds  
18 *shall* have an aggregate principal amount not to exceed Seventy-Five  
19 Million Dollars (\$75,000,000), *shall* have a final maturity *not later than*  
20 twenty (20) years from their date of initial issuance, *shall* bear interest at  
21 such rate or rates and *shall* be sold for such price or prices as *shall* result in a  
22 net yield to the bondholders *not exceeding* seven percent (7.0%) per annum,  
23 *shall* be issued and sold in the manner, for the purposes and subject to the  
24 requirements and limitations provided in this Section. Net yield to the  
25 bondholders *shall* be calculated by subtracting interest subsidy amounts, if  
26 any, to be received from the United States in connection with such bonds  
27 from the amount of interest to be paid to bondholders.”

1           **Section 27. An Act To Approve The Terms And Conditions Of Guam**  
2 **Power Authority Revenue Bonds To Refund And Restructure Certain Guam**  
3 **Power Authority Revenue Bonds; And To Approve The Terms And**  
4 **Conditions Of Guam Power Authority Subordinate Revenue Bonds To**  
5 **Terminate And Retire The Obligations Of The Authority Under Certain**  
6 **Forward Purchase Agreements Relating To The Investment Of The**  
7 **Authority’s Bond Reserve Fund.**

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8           A new §8113.14 is hereby *added* to Article 2, Chapter 8, Title 12 GCA to  
9 read :

10           **“§8113.14.**

11           **(a) Legislative Findings and Intent.**

12                       (1) *I Liheslaturan Guåhan* finds that §8203 of Title 12 of the  
13           Guam Code Annotated provides that the Guam Power Authority  
14           (GPA) is authorized to incur indebtedness by the issuance of revenue  
15           bonds with the approval of *I Maga’lahi* (the Governor) to raise funds  
16           for the purpose of establishing the electric power system of GPA, or  
17           of acquiring lands for the system, or of acquiring, constructing,  
18           improving, equipping, maintaining, repairing, renewing, replacing,  
19           reconstructing or insuring the system, or any part thereof, or for the  
20           purpose of refunding any such bonds, or for any combination of such  
21           purposes.

22                       (2) §12004 of Title 12 of the Guam Code Annotated  
23           provides that GPA *shall not* enter into any contractual agreements or  
24           obligations (including bonds) that could increase rates and charges  
25           prior to the written approval of the Guam Public Utilities Commission  
26           (the GPUC).

1           (3) §50103 of Title 12 of the Guam Code Annotated  
2 provides that public corporations of the government of Guam,  
3 including GPA, *shall* issue bonds and other obligations only by means  
4 of, and through the agency of the Guam Economic Development  
5 Authority (GEDA), and that GEDA *shall not* sell any bond without  
6 the approval by *I Liheslaturan Guåhan* of the terms and conditions of  
7 the bonds.

8           (4) The Consolidated Commission on Utilities (CCU) has  
9 been exploring opportunities to reduce debt service costs for nearly a  
10 decade and the primary point of focus has been the Marianas Energy  
11 Corporation (MEC) plant contract which is financed over a twenty  
12 (20) year period even though the useful life of the plant is estimated to  
13 be forty (40) years. This short-term financing has placed a high  
14 burden on existing ratepayers to repay this debt faster than usual, with  
15 the highest debt payments emerging between 2012 and 2018.

16           (5) While the CCU has concluded that the MEC contract  
17 *cannot* be refinanced on terms beneficial to GPA customers, GPA has  
18 developed an alternative finance strategy to accomplish the same  
19 purposes as the savings from an MEC refinancing wherein GPA  
20 would refinance and restructure its currently outstanding bonds in  
21 order to reduce debt service costs by approximately \$8 Million  
22 Dollars per year through 2018, at which time the Independent Power  
23 Producer contracts, including the MEC contract, will terminate.

24           (6) This estimated \$8 Million Dollars annual savings would  
25 provide current relief to ratepayers when they need it most, and  
26 significantly reduce the impact of current rate increases on GPA  
27 customers. The GPUC recently approved a May 1 base rate increase

1 that would yield an estimated \$9.1 Million Dollars per year in  
2 revenues to GPA. The proposed refinancing and restructuring  
3 contemplated by this legislation would effectively roll back nearly all  
4 of the recently approved rate hike.

5 (7) Based on historic low interest rates and current market  
6 conditions, GPA expects to be able to refinance certain maturities of  
7 its outstanding 1993 Series A and 1999 Series A revenue bonds for  
8 debt service savings, but in any event desires to refinance certain  
9 maturities of such bonds in order to restructure debt service in a  
10 manner that results in more level total payments for capital costs,  
11 taking into account GPA's current contract with Marianas Energy  
12 Company, which requires much higher capital payments through  
13 January, 2019.

14 (8) GPA entered into forward delivery agreements with  
15 Lehman Brothers and Bank of America for the investment of certain  
16 funds relating to its outstanding 1993 Series A and 1999 Series A  
17 revenue bonds, and it is necessary and desirable to terminate and retire  
18 one (1) or more of those agreements in connection with such  
19 refinancing and restructuring of the outstanding 1993 Series A and  
20 1999 Series A revenue bonds.

21 (9) As a result of the potential savings to ratepayers, on June  
22 5, 2012, the Consolidated Commission on Utilities (the CCU) adopted  
23 a resolution relative to (1) approving the issuance of additional senior  
24 revenue bonds to refund all or a portion of the outstanding Guam  
25 Power Authority Revenue Bonds 1993 Series A and 1999 Series A,  
26 and (2) approving the issuance of subordinate revenue bonds to

1 terminate and retire all or a portion of the outstanding GPA  
2 obligations under the forward delivery agreements.

3 (10) In order to benefit ratepayers, *I Liheslaturan Guåhan* has  
4 determined to approve the issuance of revenue bonds by GPA for the  
5 purposes described in subparagraph (1) of the preceding paragraph  
6 and the issuance of subordinate revenue bonds by GPA for the  
7 purpose described in subparagraph (2) of the preceding paragraph, all  
8 subject to approval by *I Maga'lahaen Guåhan*, the GPUC and the  
9 Board of Directors of GEDA in accordance with law.”

10 **(b) Approval of the Terms and Conditions of GPA Refunding Bonds.**

11 *I Liheslaturan Guåhan*, pursuant to §50103(k) of Title 12 of the Guam Code  
12 Annotated, hereby approves the terms and conditions of the issuance of senior  
13 revenue bonds by GPA for the purpose of refunding all or a portion of GPA’s  
14 outstanding 1993 Series A and 1999 Series A revenue bonds (all or such portion of  
15 such revenue bonds being referred to herein as the “prior bonds”) in accordance  
16 with the following requirements, limitations, terms and conditions:

17 (1) The aggregate principal amount of the refunding bonds  
18 shall not exceed the sum of (i) the amount determined in accordance  
19 with §8229 of Title 12 of the Guam Code Annotated, plus (ii) any  
20 additional amount needed to provide for a deposit to the debt service  
21 reserve in connection with the issuance of the refunding bonds.

22 (2) All obligation of GPA to pay debt service on, and the  
23 redemption price of, the prior bonds shall be discharged concurrently  
24 with the issuance of the refunding bonds. Thereafter, the prior bonds  
25 shall be payable solely from and secured solely by an escrow  
26 established for such purpose in accordance with GPA’s existing bond  
27 indenture.

1           (3) The final maturity of the refunding bonds *shall not* be  
2 greater than the final maturity of the 1999 Series A revenue bonds.

3           (4) Such bonds *shall* be issued and sold pursuant to GPA's  
4 existing bond indenture, *shall* be held by the Trustees of the existing  
5 bonds and *shall* be in compliance with the provisions of Chapter 8 of  
6 Title 12 of the Guam Code Annotated, including approval by the CCU  
7 and by *I Maga'lahañ Guåhan* as provided therein.

8           (5) The sale of the bonds *shall* be approved by the Board of  
9 Directors of GEDA as provided by Chapter 50 of Title 12 of the  
10 Guam Code Annotated and the terms and conditions of the issuance of  
11 the bonds *shall* be approved by the GPUC as provided by Chapter 12  
12 of Title 12 of the Guam Code Annotated.

13           (6) GPA's outstanding 1993 Series A and 1999 Series A  
14 revenue bonds maturing in calendar years 2012 through 2018,  
15 inclusive, may be refinanced with a portion of the proceeds of the  
16 bonds approved in this Section, provided that such refinancing results  
17 in GPA's ability to petition the GPUC to reduce rates during the years  
18 of the maturities being refinanced without such rate reduction  
19 resulting in the violation of any bond indenture covenants.

20           (7) Any of GPA's outstanding 1993 Series A and 1999  
21 Series A revenue bonds may be refinanced with a portion of the  
22 proceeds of the bonds approved in this Section, provided that the  
23 present value of debt service for each maturity of such refinancing  
24 bonds shall not exceed the present value of debt service for each  
25 maturity of such refinanced bonds, using the yield on the refinancing  
26 bonds as the discount rate."

1           (c)   **Approval of the Terms and Conditions of GPA Subordinate**  
2 **Revenue Bonds to Terminate and Retire the Obligations of GPA under**  
3 **Certain Forward Delivery Agreements.**

4           (1)    *I Liheslaturan Guåhan*, pursuant to §50103(k) of Title  
5           12 of the Guam Code Annotated, hereby approves the terms and  
6           conditions of GPA subordinate revenue bonds in a principal amount  
7           *not to exceed* Twenty Million Dollars (\$20,000,000) for the purposes  
8           listed in Subsection (3) of this Section, *provided*, that such bonds have  
9           a final maturity *not later* than October 1, 2027, bear interest at such  
10          rate or rates and are sold for such price or prices as *shall* result in a net  
11          interest cost *not exceeding* the limitation provided by §8214 of  
12          Chapter 8 of Title 12 of the Guam Code Annotated, as amended, are  
13          issued and sold in accordance with the provisions of Chapter 8 of Title  
14          12 of the Guam Code Annotated, including approval by the CCU and  
15          by *I Maga'lahaen Guåhan* as provided therein.

16          (2)    The sale of the subordinate bonds *shall* be approved by  
17          the Board of Directors of GEDA as provided by Chapter 50 of Title  
18          12 of the Guam Code Annotated and the subordinate bonds *shall* be  
19          approved by the GPUC as provided by Chapter 12 of Title 12 of the  
20          Guam Code Annotated.

21          (3)    The proceeds of the subordinate bonds may be applied to  
22          pay for the costs of issuance of the subordinate bonds, for credit  
23          enhancement therefore, to provide for reserves and to pay the costs of  
24          terminating and retiring GPA's obligations under the forward delivery  
25          agreements for the investment of certain funds relating to its  
26          outstanding 1993 Series A and 1999 Series A revenue bonds, subject

1 in each case to approval by the GPUC of such purpose in accordance  
2 with Chapter 12 of Title 12 of the Guam Code Annotated.”

3 (d) **Prompt Ratepayer Relief.** Within thirty (30) days after the issuance  
4 of the bonds approved by this Section, GPA *shall* petition the PUC for a resetting  
5 of GPA’s revenue requirement that takes into account the savings in debt service  
6 which results from the refunding. The intention of the *I Liheslatura* (the  
7 Legislature) is to provide prompt ratepayer relief that takes into account the  
8 savings resulting from the refunding.”

9 **Section 28. Authorization for Legal Services for the Department of**  
10 **Public Works and the PEALS Board.** The Department of Public Works (DPW)  
11 and the Guam Board of Professional Engineers, Architects and Land Surveyors  
12 (PEALS) may enter into a Memorandum of Understanding (MOU) to jointly fund  
13 an Assistant Attorney General to specifically provide legal services to DPW and  
14 the PEALS Board *only*.

15 Pursuant to the MOU between DPW and the PEALS Board, DPW and the  
16 PEALS board may jointly enter into an MOU with the Office of the Attorney  
17 General to provide such legal services. DPW and PEALS Board *shall* reimburse  
18 the Office of the Attorney General for such services in equitable proportions from  
19 their respective funds.

20 **Section 29. Academy Charter School Reports.** § 12107 (n) of Chapter 12  
21 of Title 17 Guam Code Annotated is hereby *amended* to read as follows:

22 “(n) An Academy Charter School *shall* submit an annual report *no*  
23 *later than* thirty (30) days after the end of the fiscal year to the Council, the  
24 Superintendent of Education, the Guam Education Board, *I Liheslaturan*  
25 *Guahan* and *I Maga’lahen Guahan*. The Academy Charter School *shall*  
26 permit the public to review any such report upon request. A report *shall*  
27 include the following data:

1 (1) a report on the extent to which the school is meeting its  
2 mission and goals as stated in the petition for the Academy Charter  
3 School;

4 (2) student performance on any district-wide assessments;

5 (3) grade advancement for students enrolled in the Academy  
6 Charter School;

7 (4) graduation rates, college admission test scores, and college  
8 admission rates, if applicable;

9 (5) types and amounts of parental involvement;

10 (6) official student enrollment;

11 (7) average daily attendance;

12 (8) annual financial audit and subsequent fiscal year annual  
13 financial audits, a financial statement audited by the Public Auditor;

14 (9) a report on school staff indicating the qualifications and  
15 responsibilities of such staff; and

16 (10) a list of all donors and grantors that have contributed  
17 monetary or in-kind donations having a value equal to or exceeding  
18 Five Hundred Dollars (\$500) during the year that is the subject of the  
19 report.

20 (11) Data described in items (1) through (8) of this Subsection  
21 *shall not* identify the individuals to whom the data pertain.”

22 **Section 30. Guam Academy Charter Schools Council; Membership.**

23 §12111 of Chapter 12 of Title 17 Guam Code Annotated, is hereby *amended* to  
24 read as follows:

25 **“§ 12111. Guam Academy Charter Schools Council; Membership;**  
26 **Terms; Compensation.**

1 (a) There is established the Guam Academy Charter Schools  
2 Council. The Council *shall* consist of eight (8) voting members, and *shall*  
3 include:

4 (1) one (1) retired teacher;

5 (2) one (1) retired school administrator;

6 (3) two (2) members with accounting or finance background;

7 (4) three (3) members from the general public; and

8 (5) the Superintendent of Education.

9 (b) With the exception of the Superintendent of Education, members  
10 *shall* be appointed by *I Maga'lahaen Guåhan*, subject to confirmation by *I*  
11 *Lihe slatura*. With the exception of the Superintendent of Education,  
12 members *shall* serve a term of three (3) years.

13 (c) The Council *shall* each year elect a chairman and other officers as  
14 it deems necessary among its membership.

15 (d) Members of the Council *shall* be paid Fifty Dollars (\$50) per  
16 meeting, *not to exceed* One Hundred Fifty Dollars (\$150) per month. The  
17 Superintendent of Education *shall not* be compensated for his/her service as  
18 a member of the Council.

19 (e) Clerical and administrative support *shall* be provided by the  
20 Guam Certification Office.

21 (f) The Council *shall* utilize the Office of the Attorney General of  
22 Guam as its legal counsel, unless the Attorney General, in writing,  
23 authorizes the Council to utilize private counsel.”

24 **Section 31. Creation of Mental Health and Substance Abuse Services**

25 **Fund.** A new §86111 is hereby *added* to Chapter 86 of Title 10 of the Guam Code  
26 Annotated to read as follows:

27 “§ 86111. **Mental Health and Substance Abuse Services Fund.**

1 (a) There is hereby created, separate and apart from other funds of the  
2 government of Guam, a fund known as the Mental Health and Substance  
3 Abuse Services Fund (hereinafter Fund). The Fund *shall* be separate and  
4 apart from all other funds of the government of Guam, *shall* be kept in  
5 separate bank account, and *shall not* be subject to any transfer authority of *I*  
6 *Maga'lahaen Guåhan* or any inter-fund transfers.

7 (b) All proceeds from the collection of any fees by the Department of  
8 Mental Health and Substance Abuse *shall* be deposited into the Fund.

9 (c) Notwithstanding the general provisions of § 22406 of Title 5  
10 GCA which require that unused and de-appropriated funds revert to the  
11 General Fund, or any other provision of Guam law to the contrary, all de-  
12 appropriated or unused funds appropriated from the Mental Health and  
13 Substance Abuse Services Fund *shall*, in all circumstances, and whether in  
14 whole or in part, be returned to the Mental Health and Substance Abuse  
15 Services Fund.

16 (d) Notwithstanding the provisions of § 22103, § 21107, and § 21110  
17 of Title 5 GCA or any other provision of Guam law to the contrary, all  
18 interest earned on the Mental Health and Substance Abuse Services Fund  
19 *shall* be returned to the Mental Health and Substance Abuse Services Fund.

20 (e) The Director of Administration *shall* submit a report on a  
21 quarterly basis to the Speaker of *I Liheslaturan Guåhan* of the revenues and  
22 interest earned, collected and expended from the Mental Health and  
23 Substance Abuse Services Fund and *shall* post such report on the  
24 Department's website."

25 **Section 32. Transfer Of Foreign Nationals Imprisoned In Guam To**  
26 **Country Of Citizenship.** A new Article 5 is hereby *added* to Chapter 90 of Title  
27 9 GCA, to read:



1 *Guåhan, I Liheslaturan Guåhan* and the Office of Public Accountability. The  
2 Director *shall* ensure the DPW Building and Design Fee Account Fund is in  
3 compliance with all existing statutes, rules and regulations, codes, executive  
4 orders, and any other authority which is applicable to the Department of Public  
5 Works Division of Engineering-Capital Improvement Project Building Permits and  
6 Inspection Section. All monies in the Fund *shall* require legislative appropriation,  
7 and are *not* subject to *I Maga'lahi's* transfer authority. The funds deposited into  
8 the "DPW Building and Design Fee Account" *shall* be subject to legislative  
9 appropriation."

10 **Section 34. UOG, GCC and DOE Exemption From The Guam State**  
11 **Clearinghouse.** §2101.1 (f) of Chapter 2 of Title 5, Guam Code Annotated is  
12 hereby *amended* to read:

13 " (f) With the exception of the Guam Community College, the  
14 University of Guam, and the Guam Department of Education, and  
15 notwithstanding any other provision of law to the contrary, no  
16 application for any Federal aid programs, grants, loans, contracts,  
17 contributions, advances, direct Federal development, or other Federal  
18 funding shall be submitted or deemed approved on behalf of the  
19 government of Guam or any agency, division, office, department or  
20 instrumentality thereof, or any public corporation, without the final  
21 approval of the Director of the Guam State Clearinghouse."

22 **Section 35. UOG, GCC and DOE Exemptions And Guam State**  
23 **Clearinghouse Duties.** §2101.3 of Chapter 2 of Title 5, Guam Code Annotated, is  
24 hereby *amended* to read:

25 **"§ 2101.3. UOG, GCC and DOE Exemptions.**

26 The University of Guam, the Guam Community College, and the  
27 Department of Education *shall* be exempted from the provisions prescribed

1 in Title 5 GCA §§ 2101, 2101.1 and 2101.2. However, the Presidents of the  
2 University of Guam and the Guam Community College, and the  
3 Superintendent of the Department of Education *shall* separately perform the  
4 following duties and responsibilities:

5 (a) administer the initiation, coordination and review process of all  
6 activities within the institution involving Federal financial  
7 assistance;

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

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

14 (d) ensure that the institution complies with all applicable Federal  
15 laws relating to Federal financial assistance, and that there exists  
16 sound tracking, management, and financial accountability for all  
17 Federal Programs awarded to the institution;

18 (e) perform cost analysis on all Federal aid programs, grants, loans,  
19 contracts, contributions, advances, direct Federal development, or  
20 other Federal funding that the institution is applying for, for the  
21 financial impact on the institution and the government of Guam's  
22 General Fund or special funds used to fund the local matching  
23 requirement as prescribed by Federal law; and the financial  
24 impact on the institution and the government of Guam for the  
25 continuation of the Federal program should the Federal funding  
26 expire and require the government of Guam to financially assume  
27 the program's operation one hundred percent (100%); and

1 (f) the Presidents of the University of Guam and the Guam  
2 Community College, and the Superintendent of the Department of  
3 Education may delegate any of the foregoing duties and  
4 responsibilities to any officers or employees of their respective  
5 institution.”

6 **Section 36. Contact Information For IFB/RFP.** Subsection (b) of §5220  
7 of Part 3 of Article 3, Chapter 5 of Title 5 of the Guam Code Annotated, as added  
8 by P.L. 31-228 is hereby *amended* to read:

9 “(b) The procuring agency, and GSA and DPW if applicable, *shall*  
10 provide notice in each IFB/RFP announcement that recommends that  
11 prospective bidders/respondents register contact information with the agency  
12 to ensure that they receive any notices regarding any changes or updates to  
13 the IFB/RFP. The procuring agency, and GSA and DPW *shall not* be liable  
14 for failure to provide notice to any party who *did not* register contact  
15 information.”

16 **Section 37. Establishment of the Environmental Public Health Officer**  
17 **Position Series of the Division of Environmental Health, Department of Public**  
18 **Health & Social Services.**

19 (a) **Legislative Intent.** Public Law 30-138, also known as “*the*  
20 *Environmental Public Health Modernization and Revitalization Act of 2010*”, was  
21 enacted on May 17, 2010 with the anticipation that the law would be implemented  
22 by December 2010 to improve the operations of the Division of Environmental  
23 Health of the Department of Public Health and Social Services so as to better  
24 protect the public’s health from environmental hazards through the creation of a  
25 new position series with increase qualification standards and the application of a  
26 competitive salary to promote the recruitment and retention of employees in these  
27 positions. Because *I Liheslaturan Guåhan* has yet to receive the proposal for the

1 creation of new Environmental Public Health Officer positions, which was due  
2 September 2010, *I Liheslaturan Guåhan* has found it necessary to amend P.L. 30-  
3 138 to help expedite the process, and also address the key concerns expressed by  
4 the Department of Administration and the Department of Public Health and Social  
5 Services about the law, such as the need to further clarify and expand the  
6 qualification standards of the new positions, reclassification of existing personnel,  
7 and the appropriate compensation for the new positions.

8 (b) § 6233 of Article 2, Chapter 6 of Title 4, Guam Code Annotated, is  
9 hereby *amended* to read as follows:

10 **“§6233. Establishment of the Environmental Public**  
11 **Health Officer Series.**

12 The Director of Administration in collaboration with the  
13 Department of Public Health and Social Services *shall* establish a new  
14 series of positions, called Environmental Public Health Officers,  
15 within the Division of Environmental Health to replace the Division’s  
16 Environmental Health Specialist, Engineer, and Public Health  
17 Inspector positions.

18 The new specifications *shall* be based on the following criteria  
19 and then implemented as stated:

20 (a) The nature of work; summary statement of examples  
21 of duties performed; a statement of minimum qualifications;  
22 and the minimum knowledge, abilities, and skills needed to  
23 perform the work of the Environmental Public Health Officer  
24 positions, which *shall* be the various combination of the class  
25 specifications of Public Health Inspectors, Environmental  
26 Health Specialists, and Engineers that are specific to the

1 mission and mandates of the Division of Environmental Health  
2 of the Department of Public Health and Social Services;

3 (b) Hierarchical position levels of the Environmental  
4 Public Health Officer series *shall* begin with the Environmental  
5 Public Health Officer I, followed by Environmental Public  
6 Health Officer II, Environmental Public Health Officer III,  
7 Environmental Public Health Officer Supervisor,  
8 Environmental Health Officer Administrator, and concluding  
9 with the Chief Environmental Public Health Officer;

10 (c) The minimum education requirements of all positions  
11 within the Environmental Public Health Officer series *shall* be  
12 of the following three (3) standards: a bachelor's degree in any  
13 field of study from any accredited college or university; a  
14 college algebra course of higher level math; and basic science  
15 courses of thirty (30) semester or forty-five (45) quarter hours;

16 (d) The Director of Administration *shall* reclassify  
17 existing Environmental Health Specialists, Engineers and  
18 Public Inspectors of the Division of Environmental Health in  
19 the Environmental Public Health Officer series in the following  
20 manner:

21 (1) Environmental Health Specialist I and all  
22 Public Health Inspectors *shall* be reclassified as  
23 an Environmental Public Health Officer I;

24 (2) Environmental Health Specialist II and  
25 Engineer I *shall* be reclassified as an  
26 Environmental Public Health Officer II;

1 (3) Environmental Health Specialist III *shall* be  
2 reclassified as an Environmental Public Health  
3 Officer III;

4 (4) Environmental Health Specialist Supervisor  
5 *shall* be reclassified as an Environmental Public  
6 Health Administrator; and

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7 (5) Environmental Health Specialist Administrator  
8 *shall* be reclassified as a Chief Environmental  
9 Public Health Officer;

10 (e) Existing Division of Environmental Health employee  
11 reclassified pursuant to §6233(d) *shall* possess the minimum  
12 education standards of §6233(c,) *except* that the basic science  
13 course requirements may be substituted for a minimum of ten  
14 (10) semester or fifteen (15) quarter hours; *however*, the full  
15 education requirements of §6233(c) *shall* be met to qualify for  
16 any other future position within the Environmental Public  
17 Health Officer series;

18 (f) Existing Division of Environmental Health  
19 employees who *do not* possess the minimum education  
20 standards of §6233(c), or the substitute standards of §6233(e),  
21 *shall* remain in his/her current position until such time the  
22 Department of Public Health and Social Services and the  
23 Department of Administration complete an evaluation of the  
24 employee in determining whether he/she possesses the  
25 capabilities to perform the duties and responsibilities of an  
26 Environmental Public Health Officer, and

1 (1) If such employee is deemed capable, the employee  
2 *shall* be reclassified into the new position that best  
3 reflects his abilities, but *shall* be required to meet  
4 the full minimum education qualification standards  
5 of §6233(c) for any other future position within the  
6 Environmental Public Health Officer series; and

7 (2) If an employee is deemed unable to perform the  
8 duties and capabilities of an Environmental Public  
9 Health Officer, he/she *shall* be transferred to  
10 another position in the government of Guam in  
11 accordance to established laws and rules and  
12 regulations;

13 (g) The Chief Environmental Public Health Officer of  
14 the Environmental Public Health Officer series must possess a  
15 master's degree in the field of environmental health,  
16 environmental science, environmental engineering, biology,  
17 chemistry, public health, physical science, or natural sciences;  
18 and

19 (h) A pay structure consistent with a government-wide  
20 pay plan, *shall* be implemented for the new position series to  
21 provide competitive salaries and compensation to the  
22 employees."

23 (c) **Utilization of the Environmental Health Fund and the DPHSS**  
24 **Sanitary Inspection Revolving Fund.** The appropriated funds from the  
25 Environmental Health Fund and the DPHSS Sanitary Inspection Revolving Fund  
26 to the Division of Environmental Health may be utilized for the implementation of  
27 this law and any other operational needs of the Division.

1 (d) **Timely Implementation.** The Department of Administration *shall*  
2 fully implement the provisions of this Act within forty-five (45) days of its  
3 enactment, and failure to do so *shall* authorize the Department of Public Health  
4 and Social Services to implement the provisions of this Act where possible, as  
5 amended, and *shall* seek necessary retroactive actions from the Department of  
6 Administration, including, but not limited to, compensation and personnel action.

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7 **Section 38. A new §8113.1 is hereby added to Chapter 8 of Title 5 GCA**  
8 **to read:**

9 **“§8113.1. Reporting Requirements for Boards and Commissions.**

10 The governing Boards and Commissions of *all* agencies, public  
11 corporations, and departments of the government of Guam *shall* provide  
12 electronic copies of the monthly Board and Commission meeting agendas,  
13 approved minutes, and other attachments and addendums as discussed in  
14 each monthly meeting, to *I Maga'låhen Guåhan* and the Speaker of *I*  
15 *Liheslaturan Guåhan* no later than fifteen (15) days after the end of said  
16 meeting and post the same on its website of the agency, public corporation,  
17 or department to which it governs. The audio recording of each meeting  
18 *shall be* provided to the Office of Public Accountability within seven (7)  
19 calendar days after the meeting. The Office of Public Accountability *shall*  
20 post these audio files on its website upon receipt of audio files.”

21 **Section 39. A new §22109.1 is hereby added to Article 1, Chapter 22 of**  
22 **Title 5 GCA to read:**

23 **“§22109.1. On-line Electronic Access to Bank Account**

24 **Information.** *All* banks receiving government funds for deposit in a  
25 government bank account established at said bank *shall* provide “READ  
26 ONLY” access to such bank accounts via said bank’s on-line banking  
27 website or via electronic access via other access source provided to the

1 Department of Administration, to the Office of Finance and Budget, and to  
2 the Office of Public Accountability.”

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## CHAPTER XIII

### ADMINISTRATIVE PROVISIONS

1           **Section 1. Deficit Reduction.** All unpaid prior year obligations, including  
2 obligations for tax refunds; vendor payables; back pay for employees or other  
3 obligations resulting from judgments or awards approved prior to Fiscal Year 2013  
4 by any regulatory body, court or administrative authority, which remain unpaid at  
5 the beginning of Fiscal Year 2013, *unless* otherwise authorized, *shall* be paid from  
6 the un-appropriated General Fund revenues collected in excess of appropriations  
7 and reserved for deficit reduction pursuant to §22436 of Chapter 22, Article 4,  
8 Title 5 GCA. The obligations *shall* be paid in the order of when they were  
9 incurred, with the longest outstanding obligation being paid first and so forth. The  
10 Department of Administration *shall* transmit a copy of the cumulative prior year  
11 obligations on a quarterly basis to *I Maga'låhen Guåhan*, the Speaker of *I*  
12 *Liheslaturan Guåhan*, and the Office of Finance and Budget.

13           **Section 2. Authorization for Payment of Prior Years' Obligations.**  
14 Appropriations made in this Act *may* be expended for the payment of prior years'  
15 obligations, provided it does not negatively impact the current operational needs of  
16 the department or agency requesting such prior years' payment. The Director of  
17 the BBMR *shall* sign a certification letter stating no negative impact and submit it  
18 to the Speaker of *I Liheslaturan Guåhan* and the Office of Finance and Budget *at*  
19 *least* fifteen (15) calendar days before each payment is released. If the Governor  
20 declares that the non-payment of prior year's obligation will disrupt essential  
21 services to a department or agency, he may utilize Fiscal Year 2013 appropriations  
22 for the agency provided BBMR imposes a corresponding reserve and reduces the  
23 Department's current year allotment by the same amount.

1           **Section 3. Authorization for Matching Requirements for Federal**  
2 **Grants-in-Aid.** All departments are authorized to expend funds appropriated in  
3 this Act for matching requirements of Federal grants.

4           **Section 4. Carryover of Local and Federal Matching Program Funds**  
5 **for Grants.** The Local and Federal Matching Funds for programs whose  
6 expiration dates extend beyond September 30, 2013 *shall not* lapse and may be  
7 expended throughout the period of the grant award.

8           **Section 5. Government of Guam Retirement Fund Rate of**  
9 **Contribution.** In accordance with §8137(e) of Chapter 8, Article 1, Title 4 GCA,  
10 the government rate of contribution to the Government of Guam Retirement Fund  
11 throughout Fiscal Year 2013 *shall* be thirty and nine hundredths percent (30.09%).

12           **Section 6. Autonomous Agency Revenues and Expenditures Reported**  
13 **to *I Maga'låhen Guåhan* and *I Liheslaturan Guåhan*.** Notwithstanding any  
14 other provision of law, every autonomous and semi-autonomous agency or public  
15 corporation in the government of Guam *shall* report all revenues and expenditures  
16 for all funds under its purview and administration to *I Maga'låhen Guåhan* and the  
17 Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel electronic file and a  
18 written report, on a monthly basis and post the same on its website. Each monthly  
19 report *shall* be due *no later than* thirty (30) days after the end of each month.

20           **Section 7. Revenue Tracking Report.** The Director of the Bureau of  
21 Budget and Management Research, in collaboration with the Director of Revenue  
22 and Taxation and the Director of the Department of Administration, *shall*  
23 determine, after the end of each month of the fiscal year, the revenue tracking for  
24 the balance of the fiscal year, based upon the actual collections of the preceding  
25 month, and prepare a statement comparing “actual” and “projected” revenues.  
26 Said statement *shall* be certified as to its accuracy by each of the aforementioned  
27 Directors, and submitted to the Speaker of *I Liheslaturan Guåhan*, in a Microsoft

1 Excel file and a written report, *no later than* thirty (30) days after the end of each  
2 month of the fiscal year. Said statements *shall* be posted monthly on the Bureau of  
3 Budget and Management Research's website. The Special Economic Service *shall*  
4 meet and approve the format of the report no later than October 15, 2012 for Fiscal  
5 Year 2013 reporting. The Bureau of Budget and Management Research, in  
6 collaboration with the Director of Revenue and Taxation and the Director of the  
7 Department of Administration *shall* retroactively re-issue the monthly reports for  
8 the previous twelve (12) months based on any changes made by the Special  
9 Economic Service for Fiscal Year 2013 reporting.

10 **Section 8. Prior Year Appropriations Report.** *I Liheslaturan Guåhan*  
11 finds that in order to work effectively to reduce and manage the deficit of the  
12 government of Guam, it will need to repeal or de-appropriate past appropriations,  
13 which remain outstanding but *not* expended. To assist in this effort, the  
14 Department of Administration *shall* submit a report to the Speaker of *I*  
15 *Liheslaturan Guåhan* on January 1, 2013 of all open continuing appropriations  
16 from *all* fiscal years prior to 2012, which have *not* been encumbered or fully  
17 expended as of the date of the report. Thereafter, quarterly updates to the report  
18 *shall* be submitted until unexpended appropriations from prior fiscal years are  
19 eliminated by repeal or other operation of law.

20 **Section 9. Exemption from BBMR Allotment Release Control.** §1303  
21 of Chapter 1, Article 3, Title 5 GCA, *shall not* apply to *I Liheslaturan Guåhan*  
22 (including the Office of Finance and Budget), the Public Defender Service  
23 Corporation, the Unified Judiciary of Guam, the Mayors' Council of Guam, and  
24 the Office of the Attorney General. Said entities may draw against their respective  
25 appropriations as needed to meet their obligations in accordance with a drawdown  
26 schedule that said entities *shall* submit to the Director of Administration, *no later*  
27 *than* October 31, 2012. Failure to submit such drawdown schedule *shall* subject

1 such entity to the allotment release control by the Bureau of Budget and  
2 Management Research.

3       **Section 10. Special Fund Transfer.** Unless otherwise specified in this  
4 Act, *I Maga'låhen Guåhan* is authorized to transfer to the General Fund any cash  
5 available from any appropriated Special Fund to fund the appropriations authorized  
6 by this Act. All cash amounts from Special Funds transferred to cover the  
7 appropriations authorized by this Act or any other act or law authorizing  
8 appropriations *shall* be promptly reimbursed to the Special Fund from which it was  
9 withdrawn within sixty (60) days after receipt of said funds. *I Maga'låhen*  
10 *Guåhan shall* submit a report to the Speaker of *I Liheslaturan Guåhan* on the fifth  
11 (5th) day of every month on all transfers and reimbursements made pursuant to this  
12 Section. Said report *shall* enumerate the amount of each transfer, identify the  
13 funds to and from which the transfer was made, the object class reduced by the  
14 transfer out and the object class receiving the transfer and state the purpose of each  
15 transfer. Notwithstanding any other provision of law, no funds shall be transferred  
16 out of the *Chamorro* Land Trust Operations Fund and the Guam Department of  
17 Education Operations Fund for Fiscal Year 2013 Special Fund appropriations  
18 made to the Guam Department of Education and the *Chamorro* Land Trust  
19 Commission.

20       **Section 11. Facilities Insurance Requirements.** Every department and  
21 agency of the government of Guam, through the Department of Administration,  
22 *shall only* expend such sums as necessary from the department or agency's  
23 appropriations for operations contained in this Act, for insurance of government-  
24 owned facilities, built or repaired with FEMA grant funds, where such insurance is  
25 required by FEMA.

26       **Section 12. Reporting Requirements for Non-Profit Organizations.** All  
27 non-profit organizations that receive funds pursuant to this Act *shall* maintain

1 financial records that accurately account for said funds and *shall* provide a  
2 budgetary breakdown by object category to the department or agency that oversees  
3 the appropriation. The non-profit organization *shall* be provided a copy of this  
4 Section by the department or agency overseeing such appropriation, but this duty  
5 *shall not* prevent any non-profit organization from carrying out its responsibilities  
6 under this Section. The non-profit organization *shall* also provide to said  
7 department:

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

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

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

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

20 (e) A Final Report to the overseeing department or agency for  
21 submission to *I Liheslaturan Guåhan* containing a full disclosure of all  
22 expenditures of funds appropriated by this Act *no later than* November 15,  
23 2013. The overseeing department or agency *shall* post the same on its  
24 website; and

25 (f) Non-compliance with these reporting requirements will subject  
26 the non-profit organization to a three percent (3%) reduction of its

1 appropriation(s) and the overseeing agency's contract with the organization  
2 *shall* so provide.

3 **Section 13. Fund Reversions.** *Unless* otherwise specified in this Act:

4 (a) General Fund Reversion. All unexpended or unencumbered  
5 appropriations made from the General Fund pursuant to this Act *shall* revert  
6 to the General Fund on the last day of Fiscal Year 2013.

7 (b) Tourist Attraction Fund Reversion. All unexpended or  
8 unencumbered appropriations made from the Tourist Attraction Fund  
9 pursuant to this Act *shall* revert to the Tourist Attraction Fund on the last  
10 day of Fiscal Year 2013.

11 (c) Healthy Futures Fund Reversion. All unexpended or  
12 unencumbered appropriations made from the Healthy Futures Fund pursuant  
13 to this Act *shall* revert to the Healthy Futures Fund on the last day of Fiscal  
14 Year 2013.

15 (d) Territorial Education Facilities Fund Reversion. All  
16 unexpended or unencumbered appropriations made from the Territorial  
17 Education Facilities Fund pursuant to this Act *shall* revert to the Territorial  
18 Education Facilities Fund on the last day of Fiscal Year 2013.

19 (e) Guam Highway Fund Reversion. All unexpended or  
20 unencumbered appropriations made from the Guam Highway Fund pursuant  
21 to this Act *shall* revert to the Guam Highway Fund on the last day of Fiscal  
22 Year 2013.

23 **Section 14. Restriction on the Home Use of Government of Guam**  
24 **Vehicles.** *Except* when expressly permitted by §1103(c) of Chapter 1, Title 4  
25 GCA, or any other law, *no* government of Guam owned, leased or rented vehicles  
26 may be driven home by an employee *unless* such employee is on call as an  
27 emergency first responder.

1           **Section 15. Transfer Authority of *I Maga'låhen Guåhan*.** *Unless*  
2 otherwise restricted or specifically allowed by this Act, for Fiscal Year 2013 *I*  
3 *Maga'låhen Guåhan* is authorized to transfer *up to* ten percent (10%) between  
4 Fiscal Year 2013 General Fund Executive Branch appropriations contained in  
5 Chapter V and in Parts II, III and IV of Chapter III of this Act; *provided* that notice  
6 of each transfer and justification therefore are delivered *at least fifteen* (15)  
7 working days before the transfer is made to the Speaker of *I Liheslaturan Guåhan*  
8 and the Office of Finance and Budget.

9           Notwithstanding any other provision of law, no funds shall be transferred  
10 out of the Guam Department of Education Operations Fund or Fiscal Year 2013  
11 General Fund appropriations made to the Guam Department of Education, the  
12 Unified Judiciary, *I Liheslaturan Guåhan*, the Office of Finance and Budget, the  
13 Mayors Council, the Public Defender Service Corporation, the Ancestral Lands  
14 Commission, and the Office of Public Accountability.

15           **Section 16. Email Addresses Paid for with Government of Guam**  
16 **Funds.** The Office of *I Maga'låhen Guåhan* shall create a list of all email  
17 addresses paid for by any funds appropriated by this Act and shall post said list on  
18 the respective agency's or branch's website, and the Office of *I Maga'låhen*  
19 *Guåhan's* website.

20           **Section 17. Combined Purchase of Textbooks.** The Guam Department of  
21 Education, the University of Guam, and the Guam Community College shall  
22 together develop a more cost-effective method of purchasing textbooks for the  
23 government of Guam, in which the government would benefit from the economies  
24 of scale and combined purchasing power of the three (3) institutions. The joint  
25 proposal shall target implementation for School Year 2013-2014, and shall be  
26 submitted to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan* no  
27 later than January 15, 2013.

1           **Section 18. Uniform Allowances.** Uniform allowances authorized in this  
2 Act *shall not* be less than One Hundred Fifty Dollars (**\$150**) for the Fiscal Year,  
3 and *shall* be issued to the employees *no later than* the end of the first quarter of  
4 Fiscal Year 2013.

5           **Section 19. Administration of Deficit Reduction.** The Department of  
6 Administration is hereby designated the authority to receive and process unpaid  
7 prior year claims submitted pursuant to Section 1 of Chapter XIII of this Act.

8           **Section 20. Government Staffing Pattern.**

9           (a) Staffing Pattern. *No later than* thirty (30) days after the end of each  
10 quarter of Fiscal Year 2013, every director, administrator or head of a government  
11 of Guam agency, excluding line agencies, *shall* submit to the Speaker of *I*  
12 *Liheslaturan Guåhan*, in a Microsoft Excel file and written report, and post the  
13 same on the agency website, a current staffing pattern in the format of the  
14 Executive Branch Fiscal Year 2013 Budget Call, as of the previous quarter's  
15 ending. The agencies required to submit are all autonomous and semi-autonomous  
16 agencies, public corporations, the Mayors Council of Guam, and the Unified  
17 Judiciary. Said staffing pattern *shall* include, at a minimum, the name of every  
18 current employee and his position title, most recent hire date, salary, increment  
19 costs and benefit costs, the funding source for his salary and benefits, and the gross  
20 salary and benefits paid for during the quarter.

21           (b) *No later than* thirty (30) days after the end of each quarter of Fiscal  
22 Year 2013, the Director of the Department of Administration *shall* post the  
23 government wide line agency staffing pattern on the bit.guam.gov portal on the  
24 budget website, in a Microsoft Excel file and written report. The format of the  
25 report *shall* be the current staffing pattern in the format of the Executive Branch  
26 Fiscal Year 2013 Budget Call, as of the previous quarter's ending. Said staffing  
27 pattern *shall* include, at a minimum, the name of every current employee and his

1 position title, most recent hire date, salary, increment costs and benefit costs, the  
2 funding source for his salary and benefits, and the gross salary and benefits paid  
3 for during the quarter.

4 **Section 21. Quarterly Statement of Revenues, Expenditures and**  
5 **Changes in Fund Balance Report.** The Director of the Department of  
6 Administration *shall* submit a Quarterly Statement of Revenues, Expenditures and  
7 Changes in Fund Balance Report to *I Maga'låhen Guåhan* and the Speaker of *I*  
8 *Liheslaturan Guåhan*, in a Microsoft Excel file and written report *no later than*  
9 thirty (30) days after the end of each quarter. Each quarterly report *shall* itemize:  
10 (a) the Revenues by (1) Individual Income Taxes, (2) Corporate Taxes, (3)  
11 Withholding Taxes, (4) Interest and Penalties, (5) Business Privilege Taxes, (6)  
12 Federal Sources, (7) Use of Money and Property, (8) Licenses, Fees and Permits,  
13 (9) Department Charges, and (10) Other Revenues; (b) the Expenditures by  
14 Department by Object Class; and (c) Other Sources (Uses) by Transfers In,  
15 Transfers Out, Other Sources, and Other Uses. The Transfers In *shall* be itemized  
16 by Fund transferred from, and Transfers Out *shall* be itemized by Fund transferred  
17 to. Each monthly report *shall* be posted on the Department of Administration's  
18 website as a Microsoft Excel file *no later than* thirty (30) days after the end of each  
19 quarter.

20 **Section 22. Monthly Cash Balance Reports for General and Special**  
21 **Funds.** The Director of the Department of Administration *shall* submit a monthly  
22 report of beginning cash balances, cash deposits, cash withdrawals, and ending  
23 cash balances of the government of Guam General, Special Funds and Trust Funds  
24 and Accounts to *I Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*,  
25 in a Microsoft Excel file and written report, *no later than* twenty (20) days after the  
26 end of each month. The Director *shall* prepare the report in the format that was  
27 prescribed and prepared by the Office of Finance and Budget in Fiscal Year 2012.

1 Each monthly report *shall* itemize *all* General Fund and Special Fund cash  
2 balances by bank, by bank account name, by bank account number, and by fund  
3 name.

4 **Section 23. Funding Source.** In addition to the appropriations authorized  
5 in Chapter V, the following departments are authorized to expend up to the level of  
6 revenues collected for their respective special revenue funds for Fiscal Year 2013

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7 *only* for the purposes authorized by statute for those funds:

- 8 (a) Guam Police Department - Police Services Fund
- 9 (b) Department of Corrections - Corrections Revolving Fund
- 10 (c) Customs and Quarantine Agency - Customs, Agriculture and  
11 Quarantine Inspection Services Fund
- 12 (d) Guam Environmental Protection Agency - Guam Environmental  
13 Protection Agency Funds: Air Pollution Control Special Fund, Guam  
14 Environmental Trust Fund, the Water Protection Fund and the Water,  
15 Research and Development Fund
- 16 (e) Department of Land Management - Land Survey Revolving Fund
- 17 (f) Department of Agriculture - Guam Plant Inspection and Permit Fund
- 18 (g) Board of Registration for Professional Engineers, Architects and Land  
19 Surveyors - Professional Engineers, Architects and Land Surveyors  
20 (PEALS) Board Fund
- 21 (h) Guam Fire Department - Guam Fire Department Funds: Enhanced  
22 911 Emergency Reporting System Fund and the Fire, Life and  
23 Medical Emergency Fund
- 24 (i) Guam Regional Transit Authority - Guam Regional Transit Authority  
25 Fund
- 26 (j) Department of Public Works - DPW Building and Design Fee  
27 Account

- 1           (k)   Guam Contractors License Board - Guam Contractors License Board  
2                   Fund Collections
- 3           (l)   Department of Revenue and Taxation - Tax Collection Enhancement  
4                   Fund and the Alcoholic Beverage Compliance Fees and Fines Fund
- 5           (m)   Department of Public Health and Social Services - Guam  
6                   Environmental Health Fund and the Office of Vital Statistics
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- 7                   Revolving Fund
- 8           (n)   Department of Parks and Recreation - Public Recreation Services  
9                   Fund
- 10          (o)   Guam Department of Education - Public Library Resources Fund
- 11          (p)   Department of Labor and the Guam Community College - Manpower  
12                   Development Fund

13           **Section 24. 9 + 3 Expenditure Forecasts (Fiscal Year 2013 Run Rate).**

14   *No later than* July 20, 2013, the Branches and Agencies identified in the following  
15   Subsections *shall* submit a written report and electronic Microsoft Excel file to *I*  
16   *Liheslaturan Guåhan* and the Office of Finance and Budget that contains nine (9)  
17   months of actual expenditures and three (3) months of projected expenditures for  
18   Fiscal Year 2013:

19           (a) Executive Branch - the Bureau of Budget and Management  
20           Research. The Executive Branch 9 + 3 Expenditure Forecast or Fiscal Year  
21           2013 Run Rate *shall* be detailed by Agency by Fund Source by Object Class.

22           (b) Guam Legislature - Executive Director. The Guam Legislature  
23           Expenditure Forecast or Fiscal Year 2013 Run Rate *shall* be detailed by  
24           Fund Source by Object Class.

25           (c) Unified Judiciary - Administrator. The Unified Judiciary  
26           Expenditure Forecast or Fiscal Year 2013 Run Rate *shall* be detailed by  
27           Fund Source by Object Class.

1 (d) Office of the Attorney General – Attorney General. The Office of  
2 the Attorney General Expenditure Forecast or Fiscal Year 2013 Run Rate  
3 *shall* be detailed by Fund Source by Object Class.

4 (e) Public Defender Service Corporation - Executive Director. The  
5 Public Defender Service Corporation Expenditure Forecast or Fiscal Year  
6 2013 Run Rate *shall* be detailed by Fund Source by Object Class.

7 (f) Mayors' Council of Guam - Executive Director. The Mayors'  
8 Council of Guam Expenditure Forecast or Fiscal Year 2013 Run Rate *shall*  
9 be detailed by Fund Source by Object Class.

10 (g) Office of Public Accountability – Public Auditor. The Office of  
11 Public Accountability Expenditure Forecast or Fiscal Year 2013 Run Rate  
12 *shall* be detailed by Fund Source by Object Class.

13 *Fiscal Year 2013 Run Rate shall* mean the estimated amount of expenditures  
14 for the entire fiscal year utilizing the nine (9) months of actual expenditures as of  
15 June 30, 2013 plus the three (3) months of projected expenditures through  
16 September 30, 2013 of each Branch or Agency.

17 **Section 25. Posting to Financial Management System.** If any Cost  
18 Accounts created by this Act require existing automated postings within the  
19 Government of Guam Financial Management System to be manually duplicated to  
20 conform to the requirements in this Act the Department of Administration may  
21 instead report the details of the Cost Account outside the Financial Management  
22 System.

23 **Section 26. Energy Savings.** As an incentive to conserve energy and water  
24 consumption, departments, agencies, and instrumentalities of the government of  
25 Guam, inclusive of the University of Guam, the Guam Community College, and all  
26 Mayoral Offices and facilities of the Mayors' Council of Guam, are hereby  
27 authorized to transfer any unexpended Fiscal Year 2013 appropriations for utilities

1 to other expenditure categories within their respective budgets. Any unexpended  
2 utility funds *shall not* be subject to any transfer authority of *I Maga'lahi* (the  
3 Governor), and may be carried over and are authorized for use by the departments,  
4 agencies, and instrumentalities of the government of Guam, inclusive of the  
5 University of Guam, the Guam Community College, and all Mayoral Offices and  
6 facilities of the Mayors' Council of Guam during succeeding fiscal years.

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7 **Section 27. Severability.** If any provision of this Act or its application to  
8 any person or circumstance is held invalid, the invalidity *shall not* affect other  
9 provisions or applications of this Act which can be given effect without the invalid  
10 provision or application and to this end the provisions of this Act are severable.