

I Mina'trentai Sais Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
247-36 (COR)	James C. Moylan Joe S. San Agustin Amanda L. Shelton Christopher M. Dueñas	AN ACT TO AMEND § 53101(d) AND § 53102 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, AND TO ADD A NEW § 53109 TO CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND TO AUTHORIZE THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM.	2/2/22 12:53 p.m.	2/8/22	Committee on General Government Operations, Appropriations, and Housing	2/17/22 1:30 p.m.	3/16/22 9:42 a.m. As amended by the Committee on General Government Operations, Appropriations, and Housing	Request: 2/8/22 2/16/22	



SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

March 09, 2022

The Honorable Therese M. Terlaje
Speaker
I Mina'trentai Sais Na Liheslaturan Guåhan
163 Chalan Santo Papa
Hagåtña, Guam 96910

VIA: The Honorable Tina Rose Muña Barnes 
Chairperson, Committee on Rules

RE: Committee Report on Bill No. 247-36 (COR) As Amended

Dear Speaker Terlaje:

Transmitted herewith is the Committee Report on BILL NO. 247-36 (COR) As Amended by the Committee on General Government Operations, Appropriations, and Housing. As introduced by James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, and Christopher M. Dueñas. **“AN ACT TO AMEND §§ 53101(d) AND 53102, AND ADD A NEW § 53109 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND AUTHORIZING THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM.”**

Committee votes are as follows:

4 TO DO PASS
0 TO NOT PASS
2 TO REPORT OUT ONLY
0 TO ABSTAIN
0 TO PLACE IN INACTIVE FILE

COMMITTEE ON RULES

RECEIVED:

March 9, 2022

2:46 P.M.

Respectfully,

Senator Joe S. San Agustin
Chairman



SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

COMMITTEE REPORT BILL NO. 247-36 (COR)

As Introduced by James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, Christopher M. Dueñas.

As Amended by the Committee on General Government Operations, Appropriations, and Housing.

“AN ACT TO AMEND §§ 53101(d) AND 53102, AND ADD A NEW § 53109 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND AUTHORIZING THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM.”



SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

March 09, 2022

MEMORANDUM

TO: ALL MEMBERS

Committee on General Government Operations, Appropriations, and Housing

From: Senator Joe S. San Agustin
Committee Chairperson

Subject: Committee Report on Bill No. 247-36 (COR) As Amended

Håfa Adai Committee Members,

Transmitted herewith is the Committee Report on **BILL NO. 247-36 (COR) As Amended by the Committee on General Government Operations, Appropriations, and Housing**. As introduced by James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, and Christopher M. Dueñas. **“AN ACT TO AMEND §§ 53101(d) AND 53102, AND ADD A NEW § 53109 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND AUTHORIZING THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM.”**

This report includes the following:

- Copy of COR Referral of Bill No. 247-36 (COR)
- Notices of Public Hearing and Other Correspondence
- Copy of Public Hearing Agenda
- Public Hearing Sign-in Sheet
- Committee Report Digest
- Copy of Bill No. 247-36 (COR) As Introduced
- Copy of Bill No. 247-36 (COR) As Amended
- Copy of Fiscal Note from Bureau of Budget and Management Research
- Copy of Funding Availability Note from Office of Finance and Budget
- Committee Vote Sheet

Please take the appropriate action on the attached vote sheet, Your Attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Si Yu'os Ma'åse'.



Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING

163 CHALAN SANTO PAPA

HAGÁTÑA, GUAM 96910

TEL 671-472-2461

COR@GUAMLEGISLATURE.ORG

February 8, 2022

MEMO

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

Legal Counsel

From: **Senator Amanda L. Shelton**
Acting Chairperson, Committee on Rules

Re: **Referral of Bill No. 247-36 (COR)**

Håfa Adai,

As per my authority as Acting Chairperson of the Committee on Rules and subject to §6.01(d)(1), Rule VI of our Standing Rules, I am forwarding the referral of Bill No. 247-36 (COR) - James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, Christopher M. Dueñas - "AN ACT TO AMEND § 53101(d) AND § 53102 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, AND TO ADD A NEW § 53109 TO CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND TO AUTHORIZE THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM."

Please ensure that the subject bill is referred to the **Committee on General Government Operations, Appropriations, and Housing**, chaired by Senator Joe S. San Agustin.

I also request that the same be forwarded to the prime sponsor of the subject bill.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this important matter.

Respectfully,

Senator Amanda L. Shelton
Acting Chairperson, Committee on Rules





Michaela Celorio <msacelorio.senatorsa@gmail.com>

First Notice of Virtual Public Hearing on Thursday, February 17, 2022

2 messages

Michaela Celorio <msacelorio.senatorsa@gmail.com>

Thu, Feb 10, 2022 at 1:42 PM

To: phnotice@guamlegislature.org

Cc: "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Rose Mesa <rose.senatorsa@gmail.com>, Joseph Mesngon <joe.senatorsa@gmail.com>, Tom Unsiog <sgtarms@guamlegislature.org>, av@guamlegislature.org, Management Information System <mis@guamlegislature.org>

February 10, 2022**To: All Honorable Senators, Stakeholders and Media****From: Senator Joe S. San Agustin, Chairman****Subject: First Notice of Virtual Public Hearing on Thursday, February 17, 2022***Buenas yan Håfa Adai!*

In accordance with the Open Government Law, relative to notices for public meetings, please be advised that the Committee on General Government Operations, Appropriations and Housing will convene a virtual public hearing on **Thursday, February 17, 2022 beginning at 9:00 a.m.** using the Legislature's virtual Zoom platform.

The Committee will hear and accept testimony on the following:

9:00 a.m.

Bill No. 197-36 (COR) Joe S. San Agustin, Amanda L. Shelton, Tina Rose Muña Barnes, Jose "Pedro" Terlaje, Frank F. Blas, Jr. James C. Moylan, Clynton E. Ridgell, Telena Cruz Nelson "AN ACT TO APPROPRIATE TEN MILLION DOLLARS (\$10,000,000) FROM THE 2021 EARNED INCOME TAX CREDIT REIMBURSEMENT TO THE UNIVERSITY OF GUAM FOR THE PURPOSE OF PROVIDING ADDITIONAL FINANCIAL SUPPORT TOWARD THE CONSTRUCTION OF THE STUDENT SERVICES CENTER AND SCHOOL OF ENGINEERING BUILDINGS."

1:30 p.m.

Bill No. 247-36 (COR)- James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, and Christopher M. Dueñas "AN ACT TO AMEND § 53101(d) AND § 53102 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, AND TO ADD A NEW § 53109 TO CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND TO AUTHORIZE THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM."

Bill No. 220-36 (LS) Amanda L. Shelton, Tina Rose Muña Barnes, and James C. Moylan "AN ACT TO ADD A NEW § 26217 TO ARTICLE 2 OF CHAPTER 26, TITLE 11; AND TO ADD A NEW SUBSECTION (g) TO § 13.101 OF ARTICLE 13.1, CHAPTER 1, TITLE 5, ALL OF GUAM CODE ANNOTATED, RELATIVE TO FUNDING THE COMPENSATION OF ADJUDICATED CLAIMS

OF THE GREATEST GENERATION OF GUAM FOR THE ATROCITIES SUFFERED DURING THE WORLD WAR II OCCUPATION OF GUAM."

Written testimonies should be addressed to Sen. Joe S. San Agustin, Chairman and sent via email to: senatorjoessanagustin@gmail.com or hand delivered to: Ran Care Bldg. Suite B3 761 S. Marine Corps Drive Tamuning, Guam 96931.

If you are interested in participating in the Public Hearing, please contact the Office of Senator Joe S. San Agustin at 671-989-5445 or email us at senatorjoessanagustin@gmail.com.

The hearing will be broadcast on local television, GTA Channel 21, Docomo Channel 117/112.4 and streamed online via *I Liheslaturan Guåhan's* live feed. A recording of the hearing will be available online via Guam Legislature Media on YouTube after the hearing.

In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services should contact the Office of Senator Joe S. San Agustin at senatorjoessanagustin@gmail.com.

We look forward to your participation!

Un Dangkolo Na Si Yu'os Ma'åse'

Best,

Michaela Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'trentai Sais Na Liheslaturan Guåhan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.senatorsa@gmail.com

Tel: (671) 989-5445

Ed Pocaigue <sgtarms@guamlegislature.org>
To: Michaela Celorio <msacelorio.senatorsa@gmail.com>

Thu, Feb 10, 2022 at 3:11 PM

Buenas yan Håfa Adai!

Noted and posted on the calendar.

Si Yu'os Ma'åse'

[Quoted text hidden]



Edward S. Pocaigue, Jr.
Sergeant at Arms

36th Guam Legislature
I Mina'trentai Sais na Liheslaturan Guåhan

Tel: (671) 969-3514

Email: sgtarms@guamlegislature.org

"Disclaimer: This message is intended only for the use of the individual or entity to which it is addressed and may contain information which is privileged, confidential, proprietary, or exempt from disclosure under applicable law. If you are not the



Michaela Celorio <msacelorio.senatorsa@gmail.com>

Second Notice of Virtual Public Hearing on Thursday, February 17, 2022

2 messages

Michaela Celorio <msacelorio.senatorsa@gmail.com>

Tue, Feb 15, 2022 at 8:10 AM

To: phnotice@guamlegislature.org

Cc: "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Rose Mesa <rose.senatorsa@gmail.com>, Joseph Mesngon <joe.senatorsa@gmail.com>, Tom Unsiog <sgtarms@guamlegislature.org>

February 15, 2022**To: All Honorable Senators, Stakeholders and Media****From: Senator Joe S. San Agustin, Chairman****Subject: Second Notice of Virtual Public Hearing on Thursday, February 17, 2022***Buenas yan Håfa Adai!*

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1:30 p.m.

Bill No. 247-36 (COR)- James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, and Christopher M. Dueñas "AN ACT TO AMEND § 53101(d) AND § 53102 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, AND TO ADD A NEW § 53109 TO CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND TO AUTHORIZE THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM."

Bill No. 220-36 (LS) Amanda L. Shelton, Tina Rose Muña Barnes, and James C. Moylan "AN ACT TO ADD A NEW § 26217 TO ARTICLE 2 OF CHAPTER 26, TITLE 11; AND TO ADD A NEW SUBSECTION (g) TO § 13.101 OF ARTICLE 13.1, CHAPTER 1, TITLE 5, ALL OF GUAM CODE ANNOTATED, RELATIVE TO FUNDING THE COMPENSATION OF ADJUDICATED CLAIMS

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We look forward to your participation!

Un Dangkolo Na Si Yu'os Ma'åse'

Best,

Michaella Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'Trentai Sais Na Liheslaturan Guahan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.senatorsa@gmail.com

Tel: (671) 989-5445

Ed Pocaigue <sgtarms@guamlegislature.org>
To: Michaella Celorio <msacelorio.senatorsa@gmail.com>

Tue, Feb 15, 2022 at 8:20 AM

Buenas yan Håfa Adai!

Noted and posted on the calendar.

Si Yu'os Ma'åse'

[Quoted text hidden]



Edward S. Pocaigue, Jr.
Sergeant at Arms

36th Guam Legislature

I Mina'trentai Sais na Liheslaturan Guåhan



SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN

VIRTUAL PUBLIC HEARING
Thursday, February 17, 2022
Guam Legislature Zoom Virtual Platform

AGENDA

9:00 a.m.

Bill No. 197-36 (COR) Joe S. San Agustin, Amanda L. Shelton, Tina Rose Muña Barnes, Jose "Pedro" Terlaje, Frank F. Blas, Jr. James C. Moylan, Clynton E. Ridgell, Telen Cruz Nelson "AN ACT TO APPROPRIATE TEN MILLION DOLLARS (\$10,000,000) FROM THE 2021 EARNED INCOME TAX CREDIT REIMBURSEMENT TO THE UNIVERSITY OF GUAM FOR THE PURPOSE OF PROVIDING ADDITIONAL FINANCIAL SUPPORT TOWARD THE CONSTRUCTION OF THE STUDENT SERVICES CENTER AND SCHOOL OF ENGINEERING BUILDINGS."

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Guam Developmental Disabilities Council

Konsehelon Guåhan para i Taotao ni' Maninutet desde ki Manhoben

LOURDES A. LEON GUERRERO
Governor

JOSHUA F. TENORIO
Lieutenant Governor

JERMAINE ALERTA
Executive Director

MONICA LIMTIACO
Chairperson

February 17, 2022

The Honorable Joe S. San Agustin
Chairman, Committee on General Government
Operations, Appropriations, and Housing
Ran Care Bldg. Suite B3
761 S. Marine Corps Drive
Tamuning, Guam 96931

Sent via email message to: senatorjoessanagustin@gmail.com

Subject: Bill No. 247-36 (COR)

Dear Senator San Agustin,

Håfa adai! My name is Jermaine Alerta and I currently serve as the Executive Director of the Guam Developmental Disabilities Council (GDDC). I would first like to provide some background about the Guam Developmental Disabilities Council and DD Councils generally. The GDDC is one 56 state/territorial DD Councils throughout the United States. DD Councils are part of the Developmental Disabilities Network as outlined by the Developmental Disabilities Assistance and Bill of Rights Act Amendments of 2000. The DD Network works independently through federal funding provided by the Office of Intellectual and Development Disabilities under the leadership of the Administration for Community Living in the Department of Health and Human Services. DD Councils are made up of voluntary members appointed by the governor of the respective state/territory. By law, the majority of members must have a developmental disability or be a family member to a person with developmental disability. The DD Councils focus on creating programs and advocating policy that empower individuals with developmental disabilities and allows them to participate as an equal member of society. DD Councils work to create an environment of self-sufficiency, self-determination, inclusion, and acceptance. DD Councils also play a critical role in quality assurance and as innovators in the development of community programs and solutions.

Before I continue, I must state that for the purpose of participating in discussion involving legislation, DD Councils are prohibited from expressing any official positions either in support of or in opposition to legislation. Part of the role of Councils is to inform and educate policymakers and other stakeholders on relevant topics.

In reference to the ABLE Act, the Stephen Beck, Jr., Achieving a Better Life Experience Act (ABLE) became law on December 19, 2014. The law aims to ease financial strains faced by individuals with disabilities by making tax-free saving accounts available to cover qualified disability expenses. Individuals with disabilities and their families depend on a wide variety of public assistance benefits for income, health care, food, and housing assistance. Eligibility for these



J&G Commercial Plaza, Suite C-105, 138 East Marine Corps Drive, Hagatna, Guam 96910
Tel: 671.735.9127/8/9 | Fax: 671.734.9121 | Email: guamddc@gddc.guam.gov
Member of the National Association of Councils on Developmental Disabilities



assistance benefits for income, health care, food, and housing assistance. Eligibility for these public assistance benefits require meeting an income threshold and, to maintain eligibility for these benefits, individuals must meet, but not surpass, that threshold. The ABLE Act recognizes the extra and significant costs of living with a disability including costs related to accessible housing and transportation, education, employment training and support, personal assistance services, assistive technology and health care not covered by insurance, Medicaid or Medicare. Eligible individuals and their families are allowed to establish ABLE savings accounts that will largely not affect their eligibility for Medicaid, supplemental security income, and means-tested programs such as Free Application for Student Aid (FAFSA), housing and rental assistance from the U.S Department of Housing and Urban Development, and Supplemental Nutrition Assistance Program (SNAP) benefits. Currently, 39 states and the District of Columbia operate ABLE accounts.

A review of both Public Law 34-144, which created the Guam ABLE Savings Program, and Bill No. 247-36 (COR) underscores the importance of making the Guam ABLE Savings Program available to qualified individuals with disabilities in Guam and their families. The GDDC takes no position about under which government entity the Guam ABLE Savings Program should be administered. However, the Council appreciates the attention being paid to this important matter and looks forward to seeing the Program come to fruition and made available to hundreds of individuals with disabilities and their families.

If you have any questions or need additional information, please (671) 735-9127. *Si Yu'os Ma'ase* for your time and attention to this matter.

Sincerely,


JERMAINE ALERTA
Executive Director



Dipåttamenton Kontribusion yan Adu'ānā

DEPARTMENT OF

REVENUE AND TAXATION

GOVERNMENT OF GUAM

Gubetnamenton Guåhan

LOURDES A. LEON GUERRERO, Governor Maga'hôga
JOSHUA F. TENORIO, Lt. Governor Sigundo Maga'låhi

DAFNE MANSAPIT-SHIMIZU, Director
Direktot
MARIE P. LIZAMA, Deputy Director
Sigundo Direktot

January 14, 2022

Sent via email

Honorable James Moylan

Senator, 36th Guam Legislature

Hagatna, GU 96910

RE: Status of Public Law 34-144, Guam ABLE Savings Program Act

Dear Senator Moylan,

Happy New Year to you and your family! We are responding to your letter of December 21, 2021 which was addressed to the Director, Dafne Shimizu.

First of all, as background, this is not the first time the Guam Legislature has given our Department an additional Program to administer without an appropriation. An appropriation would have assisted to:

- a. Engage the services of Consultants to assist in launching this program
- b. Engage and fund a Program Manager hired for this purpose
- c. Provide funds for associated start-up administrative fees and overhead.

After much discussion with the management of Revenue and Taxation, two scenarios have developed:

1. We feel that this Program should be handled by either GEDA or Department of Administration since they handle this sort of thing and DOA handles most of our government's banking. Revenue and Taxation regulates Banking and it does not seem appropriate that the Banking Regulators issue an RFP to solicit Banking Services for this program, we become conflicted. We requested a meeting with Senator Sabina Perez' Office to see if she could introduce legislation to change the Department to handle this program to either DOA or GEDA. The meeting never happened and we have not followed up.
2. Ms. Alice Cruz, Supervisor of Insurance and Banking has also sought assistance through our National Affiliates and has contacted an organization in Ohio who can assist us with this program. We will continue to reach out to them and see if we can finalize a partnership to implement the ABLE Program.

We would prefer to go with Scenario 1 but we are willing to do whatever needs to be done ASAP.

We hope this letter explains our position. We look forward to working with the Guam Legislature in whatever capacity possible.

Thank you very much for your concern on the matter and we look forward to more discussions on this Program.

Sincerely,

Michelle B. Santos

Banking and Insurance Commissioner

Cc: Honorable Sabina Perez, Senator, 36th Guam Legislature
Director Department of Revenue and Taxation, Dafne M. Shimizu
Director, DISID, Phyliss Leon Guerrero
Director, GDDC, Jermaine Alerta

February 17, 2022

Senator Joe S. San Augustin
Chairman, Committee on General Government Operations, Appropriations, and Housing.
36th Guam Legislature

Subject: Supplemental Testimony, Bill 247-36 (COR)

Bill No. 247-36 (COR)- James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, and Christopher M. Dueñas "AN ACT TO AMEND § 53101(d) AND § 53102 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, AND TO ADD A NEW § 53109 TO CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED.

Hafa Adai, Mr. Chairman, members of the Committee on General Government Operations, Appropriations, and Housing and members of the 36th Guam Legislature.

I am providing additional testimony to my original submission, dated February 10, 2022. Unfortunately I was unable to participate in the virtual hearing, but I was able to review the video. My comments below are intended to address some issues raised at the Virtual Public Hearing February 17, 2022, 1:30pm. For convenience, this is the link to the YouTube video of the hearing. <https://www.youtube.com/watch?v=zlzPBw2cm2Y>

For reference, I served with Senator Dennis Rodriguez as his Chief of Staff and the principal researcher in the development of Bill 247-36. It is my goal to give you additional information that will serve to move the current Bill forward. As of January 2022, there are 49 ABLE plans nationwide.

1. Number of potential participants.

There was some question on how many people the ABLE program would serve. We have approximately 1,783 children living with disabilities on Guam. This information comes from GDOE for the current year. I do not know the number of children per year, in order to derive an average, but I can assume this number is somewhat stable and consistent. As children turn 18 (or so) they will drop out of the count and new children entering GDOE would be added. For your information, ABLE accounts can only be established for the benefit of people who developed their disabilities before turning 26 years old. Latest statistics reveal that 29,236 adults in Guam have a disability (source- BSP). Using these statistics together you could extrapolate the potential participants in the ABLE Program.

Another source to look at is contained in Public Law 28-177. The 28th Guam Legislature, passed Bill 376, and this bill was signed into law as PL28-177 creating the Guam College Savings Program. I have attached the bill and transmittal. This legislation was sponsored by Senator Lawrence "Larry" Kasperbauer. This law addressed educational savings in a section 529 plan and is very similar to the processes of the ABLE Act. Created by Internal Revenue Code Section 529, these plans are designed to help individuals meet the rising cost of higher education.

Initially, Guam residents had to open 529 accounts with a provider on the U.S. mainland, and the accounts were subject to that states tax laws. Effective January 2008, the Section 529 Guam College Savings Program was signed into allowing Guam residents to invest under Guam's tax laws. ASC Trust was selected by the government of Guam to be a provider of the Guam College Savings Program. Under the Guam College Savings Program, an eligible person is able to open an account for the benefit of a minor to use for higher education expenses. Earnings on contributions made to the account are tax-deferred when distributed for education purposes.

To determine the potential participants, your staff could analyze the potential eligible students versus the actual participants from the Guam College Savings Program and use those percentages against the number of disabled children for the ABLE program. This could give some idea of potential annual participants in the ABLE Program. I do not have access to these numbers or I would do it for you. I do believe it will be somewhat dependant on how aggressive the marketing is. If DSID, GDDC and other organizations, to include non-profits, embrace the ABLE Program, you will get more participants.

2. Program Manager

I believe there is some confusion in the discussion in reference to "hiring a program manager". The program manager is not a DOA employee. Per the definition contained in 11GCA Ch. 53-

(k) Program manager means a financial organization selected by the Director to act as a depository and manager of the Program.

In the case of the Guam College Savings Program, that would be ASC Corporation. I assume the same employee that manages the 529 Guam College Savings Program would manage the ABLE program. I agree with the needed flexibility comments made by Director Birn's and I find that it is reasonable with the phrase "up to" \$250,000. I also don't believe this Bill "grows government". It only grows government in the same manner as the 529 Educational programs. Hypothetically, if the government did not tax the people, we would not need either of these programs. ☺

3. Eligibility.

In general, eligibility is from the Social Security Administration definition of disability (below).

Definition of Disability-For all individuals applying for disability benefits under title II, and for adults applying under title XVI, the definition of disability is the same. The law defines disability as the inability to engage in any substantial gainful activity (SGA) by reason of any medically determinable physical or mental impairment(s) which can be expected to result in death or which has lasted or can be expected to last for a continuous period of not less than 12 months.

Disability in Children- Under title XVI, a child under age 18 will be considered disabled if he or she has a medically determinable physical or mental impairment or combination of

impairments that causes marked and severe functional limitations, and that can be expected to cause death or that has lasted or can be expected to last for a continuous period of not less than 12 months. For more specific information I have provided a link to the SSA listings.

Listing of Impairments - The following sections contain medical criteria that apply to the evaluation of impairments in adults age 18 and over and that may apply to the evaluation of impairments in children under age 18 if the disease processes have a similar effect on adults and younger children.

<https://www.ssa.gov/disability/professionals/bluebook/AdultListings.htm>

4. SSI benefits on Guam

Currently, Guam residents are not eligible for SSI benefits, so that advantage of the ABLE ACT is not pertinent to the residents of Guam. However, the Supreme Court of the United States is currently hearing a case, US v Vaello-Medero, which holds potential for opening up SSI to our people. More information is contained at the following link.

https://ballotpedia.org/United_States_v._Vaello-Madero

5. Additional information

There are many good resources to gain a better understanding of the ABLE Program. I am providing some of the better links here for your convenience and further research -

<https://www.ablenrc.org/what-is-able/federal-guidance/>

<https://www.ablenrc.org/service-provider-toolkit/>

<https://www.autismspeaks.org/advocacy-news/update-able-accounts>

In closing, I would be happy to speak with you and provide my ideas on the program. I hope that the momentum we currently have will continue and this Bill will lead to the full implementation of the program for the benefit of our disabled community. I am further encouraged that Director Birn believes DOA can meet the October 2022 goal for implementation.



Chuck Tanner





SENATOR JOE S. SAN AGUSTIN

COMMITTEE ON GENERAL GOVERNMENT OPERATIONS, APPROPRIATIONS & HOUSING
I MINA'TRENTAI SAIS NA LIHESLATURAN GUÁHAN

COMMITTEE REPORT DIGEST

1. OVERVIEW

Bill No. 247-36 (COR) was introduced on **February 02, 2022**, by James C. Moylan and co-sponsored by Joe S. San Agustin, Amanda L. Shelton and Christopher M. Duenas. The bill was subsequently referred by the **Committee on Rules** to the **Committee on General Government Operations, Appropriations, and Housing** on **February 08, 2022**.

The Committee on General Government Operations, Appropriations, and Housing convened a Virtual Public Hearing on **Bill No. 247-36 (COR)** on **Thursday, February 17, 2022 beginning at 9:00 a.m.** via the Guam Legislature Zoom Virtual Conference Platform.

Public Notice Requirements

Public Hearing notices were disseminated via **e-mail** to all senators and all main media broadcasting outlets on (First Notice), **Thursday, February 10, 2022** (5-Day Notice), and again on (Second Notice) **Tuesday, February 15, 2022** (48-Hour Notice).

Senators Present:

Senator Joe S. San Agustin, Chairman
Senator Amanda L. Shelton, member
Senator V. Anthony Ada, member
Senator Joanne Brown
Senator Christopher M. Duenas
Senator James C. Moylan
Senator Telo T. Taitague

Appearing before the Committee:

Former Senator Dennis Rodriquez, Jr., Private Citizen
Michelle Santos, Banking and Insurance Commissioner, Dept of Revenue & Taxation
Jermain Alerta, Executive, Director, Guam Development Disability Council
Edward Birn, Director, Department of Administration

Written Testimony Submitted:

Jermaine Alerta, Executive Director, Guam Development Disabilities Council
Michelle Santos, Banking and Insurance Commissioner, Dept of Revenue & Taxation
Chuck Tanner, Private Citizen

II. SUMMARY OF TESTIMONY AND DISCUSSION

The Virtual Public Hearing was Called-to-Order at 1:33 P.M.

Chairman Joe S. San Agustin: Good morning and *Hafa Adai*, the committee on general government operations, appropriations, and housing is now called to order time now is **1:33**. Welcome to everyone connected by zoom and those tuning into television on the YouTube channel. Thank you for your patience for accommodating the zoom platform while we maintain social distancing mandates. Notices with this public hearing were disseminated via email to all senators and all main media broadcasting outlets on **Thursday, February 10, 2022 (5 Working Days prior)**, and again on **Tuesday, February 15, 2022 (48-Hour Notice)**.and today is **Thursday, February 17th 2022**.

The bill will be hearing this afternoon we'll begin with **Bill No. 247-36 (COR)** introduced by senator Jim Moylan co-sponsored by myself senator Joe S. San Agustin and senator Amanda Shelton and senator Chris Duenas joining us. "AN ACT TO AMEND § 53101(d) AND § 53102 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, AND TO ADD A NEW § 53109 TO CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND TO AUTHORIZE THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM".

1. This zoom meeting is hosted by my staff and will mute new all zoom participants until called upon me.
2. Members of the committee and/or non-committee members will be allowed to pose a question to an individual testifying.
3. Individuals testifying shall first be recognized by myself before speaking and begin by stating their name for record keeping purposes. When called to speak, please ensure that you are "unmuted".
4. Questions and testimonies shall be confined to the substance of the nature of the agenda. Personal inference as to the character or the motivating senator, or any individual testifying is NOT permitted. Any violations of this general rule of conduct will result in removal from the Virtual Public Hearing by my staff.
5. Please ensure that your video remains on throughout the hearing.
6. Participants must be visible at all times and not engaged in any other activities in their hearing. Failure to maintain visibility may cause your removal from the meeting live stream.
7. Other than that, if you're having a drink then please have a drink, you're having a snack, have a snack, just hoping you're just not having a full meal, failure to maintain visibility may cause your removal from meeting live stream.

I'd like to acknowledge my colleagues that have joined me, we have the author of the bill senator Moylan is here, we have senator Chris Duenas, we have senator Amanda Shelton, senator Telo Taitague and senator Tony Ada, we also have my former colleague Senator Dennis Rodriguez is also here and we'd like to recognize, we have Michelle Santos, Deputy Director of Department of residence, oh no wait banking and insurance commissioner, Hi Michelle and we have also have Jermaine Alerta here the executive director of the Developmental Disability Council and we have Mr. Edward Birn, the director of the department of administration. We will begin with senator Moylan if you can give your opening statement then we can move on with testimony from the folks that have joined us this afternoon.

Senator James C. Moylan: Thank you, Mr. Chairman, thank you to the panel, directors here as well and former senator Dennis Rodriguez for participating today, just some brief remarks basically we're amending the existing law of **Public Law 34-144** which is about Guam achieving a better life experience that's what we call Able the Able Act so that's where the abbreviations come from little

history on this, it was enacted by Governor Calvo back in December of 2018, which established the original, the law 34-144 for creating the Guam Able savings program act and the measure was introduced by us our senator Dennis Rodriguez Jr., and co-sponsored by you, Mr. chairman, thank you for that.

Now, What this is a local plan that mirrors the federal program which is the achieving a better life experience the able act of 2014, so what is the able act savings program well it allows individuals and families to save private funds through qualified tax-exempt savings program to support individuals with disability now the able accounts are bank accounts and that allows people with special needs to save money without jeopardizing their disability benefits money saved in a traditional bank account counts against the ability to qualify for the disability benefits so the federal did it and we localized it through the support of senator Rodriguez and senator San Agustin and enacted into law and it's basically the account comes from the federal government but they established and to be established and managed at each state and territory level so that's why this came about so **Public Law 34144** authorizes the Department of Revenue and Raxation DRT to establish the Guam Able Savings Program. Now when we recently would met up with or discussed with the artists that's asking them how it's going with the able program and we've he received a very clear precise letter back and it was very helpful to explain what's needed to move this forward, and there was three basic points on the first section that DRT through Michelle Santos here had informed us first off, they really need money to do this and why do they need appropriation to do the able program because they have to, they have to bring about three things to make it happen they have to engage a consultant service to assist in the launching of this program that's one they have to engage a fund program manager to be hired for that program this program that's two and they also had to provide funds for the associated startup administration fees overhead you know when you run it it's costly so that's the three things they need, the funding for in order to make the able program happen so nobody was really delayed in getting this started or anything it's just a matter of what else they need to get it running so DRT also noted some conflicts with the emit with them administering or being the director of this plan.

The able plan because DRT as Mrs. Santos was explaining here they're responsible to regulate banks and then if they have to regulate banks then they're going to go to the bank and ask for a solicit for an RFP to start this program there's a conflict so that's how they saw it which was very helpful so that's how we came about with this bill with this measure 247-36 it addresses the three things that is needed and it provides a funding amount it authorizes the governor to identify and transfer above the authority of the **Public Law 36-54** our budget up to up to 250,000 from the general fund or a special fund for those three items that DRT was has explained to us and then it also changes the administration of the Able program from DRT to the department of administration so removing the conflict portion of this so I think the bill then addresses DRT's issues and then it also has a start date to get this program off and running it will be October 1st 2022 when people can actually put in the first monies into the account to make that available so Mr. Chair, I'm looking forward to a good discussion. I'm glad we have a fantastic panel with us today and let's see how we can go forward with this thank you Mr. Chairman.

Chairman Joe S. San Agustin: All right thank you Senator Moylan, I'd like to ask my colleague, my brother Dennis here to be able to speak, he was the author of the original bill and look forward for his comments, Senator Dennis, please, sir?

Former Senator Dennis Rodriquez, Jr., Private Citizen: Great thank you very much Mr. Chairman, good afternoon to you and to the other senators thank you for the opportunity to testify today in favor of this measure. I want to thank of course Senator Moylan for pursuing this effort. As you know Mr.Chairman this was a measure that we got passed during the last month of our term, the 34th Guam

legislature and so I thank you know for putting this out in the forefront Senator Moylan, I think it's a very important initiative to help a large segment of our community and so you know the bill, your bill is straightforward it you know I provides the tools. You know has some flexibility to give to the government in trying to get this implemented just a little bit of history though when we introduced this bill on 34th. This was introduced early on in the term as you can see, I think it was built in the 40s and it was numbered in the 40s and so we worked with the administration at that time at DRT and so they were supportive of this I think as indication also on the fiscal note that was provided on the original bill. You saw that they didn't you know highlight the need for additional revenue to stand this program up as a matter of fact I believe there was a mention that in the creation of this program, that perhaps the fees associated with setting up this program you know could be used to kind of offset what needs to be done to implement this but you know be it as it may that was what it was at that time and if this is you know the position and the way forward to get this implemented, I wholeheartedly support it and ask the senators there to please consider supporting this so that we can finally Guam Able Act implemented so *Si Yu'os ma'ase'* seek Mr. Chairman and Senator Moylan, thank you very much.

Chairman Joe S. San Agustin: Again, thank you senator Dennis, I will now ask Ms. Michelle Santos the banking & insurance commissioner, ma'am, do you have any good comments to give on this or any comments to give on this bill?

Michele Santos, Banking & Insurance Commissioner, Department of Revenue & Taxation: Yes, thank you senator first of all I want to apologize to my colleague Edward Birn because I did not discuss this with him, I was hoping he would be at one of the meetings senator Moylan called but he wasn't and you know I don't want to surprise anybody or throw anything at them without you know discussing it with him so I apologize for that Edward. The other thing is I did not look at the fiscal note from the first time it was passed so I didn't know what you know the previous administration agreed to or you know what the thought was behind the you know behind the 250,000. I don't know if that figure came from me but I did say there would be some startup costs and so if you know if the senators feel okay in giving it, that's fine it would be good if you know we had some money to back it up but my only concern we'd be happy to do it's just you know we feel conflicted because we regulate banks so that was one of the you know stronger issues and we did start to do some work on it and start looking for vendors, we did make some contacts and then I've been trying to get with Jermaine but my zoom was not working so we couldn't and then I went off island so you know I work; we'd be glad to help in any way possible. We just don't want to be conflicted if we have to you know discipline or whatever the case maybe, but we'd be glad to help it anyway okay,

Chairman Joe S. San Agustin: All right thank you Ms. Santos. Mr. Jermain Alerta, sir executive, director of the Guam developmental disability council, sir.

Jermain Alerta, Executive, Director, Guam Development Disability Council: Thank you so much Mr. Chair and senators who are on today and also to Mr. Birn and Michelle thank you so much I did some written testimony just before the hearing, sorry it was so late but um I'll just go ahead and read from it if that's okay senator Augustin. [Please see attached testimony] and we stand ready to support in however way possible thank you so much.

Chairman Joe S. San Agustin: Thank you Jermaine, I appreciate it. Mr. Birn, Edward Birn would you like to speak on the bill sir?

Edward Birn, Director, Department of Administration: Thank you Mr. Chair and thank you for allowing us to speak and address this bill. It is obviously something that we should do in Guam and Department of Administration is happy to step up and fill the gap that happened since as Senator

Rodriguez spoke about this was surpassed in several legislator's previous. Department of Administration has taken on a number of duties lately not traditionally associated with the Department of Administration but we have put together a center here of people who are now skilled in helping people especially people that are financially challenged and we look forward to with the help of my colleagues and I'm very grateful for the offer of help from Mr. Alerta and Mrs. Santos with the help of my colleagues to implementing this program, I think perhaps the Department of Administration should have a new motto it's coined by someone much more famous than me but you know the difficult we do at once, the impossible takes a little longer, we're going to as soon as this law is passed. We're going to set about making sure that we can bring it about from research that we've done so far, we would have to follow the rules of the municipal securities rulemaking board for the accounts that are established for this particular purpose but we would make contact with the Able National Resource Center which actually has a very useful website that details the rules and how to achieve these particular accounts and actually identifies which states and territories currently happen and I from what I can see, we would be the first territory to implement this type of account, so far funding is concerned certainly funding is going to be needed and we absolutely appreciate the fact that the administrative costs for this program would come from some source.

I do have some kind of some questions about the source and I think I heard Senator Moylan confirm earlier that the transfer authority given to the governor under this proposed legislation would in addition to the transfer authority that she currently has under the budget law the fiscal note noted that it would be possible to transfer money from a special fund but it pointed out that there are some difficulties with doing this that under 5 GCA 4103.1 you would have to transfer the money back to the special fund within 60 days and i'm not sure whether it was intended that this legislation would supersede 5 GCA or not so it would certainly be helpful if we could get some clarification on that, the bill has a date to start no later than October 01, 2022 and we believe we can meet that date. It would be our intention to similar to the way that Mrs. Santos talked about the approach that DRT initiated we would seek, we would seek vendors who would be able to perform this both from a consultant point of view and from a maintenance point of view and we don't anticipate any difficulty with doing this because we already have you know 529 accounts in the territory so we have a model to follow so that said we're you know department of administration is happy to move this along and to be able to be part of this implementing this legislation.

Michele Santos, Commissioner, Banking & Insurance: If I could ask a question senator?

Chairman Joe S. San Agustin: You want to ask a question reference to what Ms Santos?

Michele Santos, Commissioner, Banking & Insurance: I just want to know, how many participants Jermaine thinks we would have?

Chairman Joe S. San Agustin: Jermaine go ahead and answer the question and we will move along.

Jermain Alerta, Executive, Director, Guam Development Disability Council: We would have wouldn't be able to give you a number with that we'd have to just work on seeing like it's not an issue that comes up often at least in the past couple years with any of our council members that we work with but it is something that comes up on a national conversation quite often and I know that the law was currently on the books here in Guam so it was something worth looking into. I couldn't give you a number only because we don't know what the eligibility requirements would be with regards to the program so I can't give you a definite number okay?

Chairman Joe S. San Agustin: All right, thank you Jermaine. Thank you, Ms. Santos, senator Duenas, do you have any questions for the panel that I've given testimony?

Senator Christopher M. Duenas: I don't Mr. chairman *Si Yu'os Ma'ase'* and just nice to see our good friend senator Rodriguez here, and I'll just continue to listen I know that when I was approached by Senator Moylan, to look at this and pretty much everything he outlined you know I was aware of so I'd just like to continue to listen to the executive branch here and the interaction and as we move forward so I thank you for the opportunity to just basically say hello to everyone thank you Mr. Chairman.

Chairman Joe S. San Agustin: Thank you Senator and Senator Amanda Shelton, do you have any comments as a co-sponsor?

Senator Amanda L. Shelton: Thank you Mr. chair, I'm in support of the bill. I appreciate the hearing today and the work that Senator Moylan has done to collaborate with these agencies in our executive branch of government to ensure that this is a program that we can provide to our people, our individuals with disabilities and their families who have been asking we know that we've been approached here in the legislature I think in the last term with some concerns about this account and so if this is something that is doable and I'm glad to hear from DOA that they have the confidence to be able to do this and we know that this bill offers the appropriation to provide the resource for them then I hope that we can move this bill expeditiously Mr. chair.

Chairman Joe S. San Agustin: Thank you Senator Shelton. Senator Tony Ada, you have anything you would like to comment on the bill?

Senator V. Anthony Ada: Thank you Mr. Chair to Mr. Birn and Mrs. Santos thank you for being here today and providing testimony, it's nice to see folks from the administration down here helping us out with their testimonies. Mrs. Santos just a question perhaps for you, can individuals open and maintain able accounts without the program created by **Public Law 34-144**?

Michelle Santos, Banking & Insurance Commissioner, Dept of Revenue & Taxation: I don't believe so I believe the program has to be set up for them to participate.

Senator V. Anthony Ada: okay so even so we need to have the program in place in order to have the individuals participate?

Michelle Santos, Banking & Insurance Commissioner, Dept of Revenue & Taxation: Yes.

Senator V. Anthony Ada: And the amount or the number of individuals if we have a low number, I mean is it going to be beneficial regardless of the numbers of participants into the program or are we going to be utilizing more resources for a lower number of individuals versus?

Michelle Santos, Banking & Insurance Commissioner, Dept of Revenue & Taxation: I believe that it would be beneficial to the participant. I don't think it would matter to us administering the program. I believe the purpose of the program is to help the disabled and I believe that is the main focus and it wouldn't matter on the number participants.

Senator V. Anthony Ada: or participants?

Michelle Santos, Banking & Insurance Commissioner, Dept of Revenue & Taxation: Yes, okay, that's great to hear the banking facilities or financial institutions that work on this program, they have that in mind and they have you know accommodated.

Senator V. Anthony Ada: That's great to hear okay thank you thank you for that Mr. chairman that's the only questions I had thank you I appreciate it.

Chairman Joe S. San Agustin: All right thank you Senator Ada, senator Telo, did you have any comments you want to make and then you'll be followed by Senator Brown.

Senator Telo T. Taitague: Thank you madam chair and thank you everyone for being here good to see you Michelle, it's been a while and Director Birns so the cost that it's going to incur the \$250,000 is that Mr. Birns, something that you've already assessed I mean what will this actually pay for the \$250,000.

Edward Birn, Director, Department of Administration: No, senator we haven't already assessed it's in the bill I think I tried to address the issue in my remarks that I don't know what the cost is at this moment but I would expect to use funds up to I mean I certainly wouldn't use funds unnecessarily up to \$250,000 to engage a consultant and an operator for this particular program.

Senator Telo T. Taitague: Okay, the other question. I'm glad you mentioned about the special funds because even though the bill says you know to utilize special funds, the language in this legislation does not actually not withstanding or even incorporate language to remove that so I'm glad you mentioned that about the special offense and I really would rather not funds, I mean we've been ridiculed forgoing into the Guam highway fund for instance and using utilizing money there when it's supposed to be meant for those special funds are meant for a reason and I'd hate for us to start going into special funds. Do you think that the governor will still be able to find the 250,000 in this legislation without touching any special funds and her transfer authority?

Edward Birn, Director, Department of Administration: It's certainly nice to have the flexibility of one or the other. I would expect that the process would be to look at the general fund first even if this even if eventually a special fund was authorized and as I mentioned you know you're right it doesn't have the notwithstanding language in so we would have to determine whether in fact you could or couldn't use a special fund so certainly the simpler way would be to use a general fund unless and you've addressed this in prior legislation as a special fund loses its purpose but still has funds in then that might be a possible candidate.

Senator Telo T. Taitague: Yeah, especially if we're trailing substantially lower than what was projected in revenues for special funds that's a huge red flag. I mean we might show the surplus in the general fund but the special funds are trailing a whole different story so it's important you know in have no objection. I think senator Rodriguez was on point when creating this legislation. Knowing the other uh jurisdictions or other states have also implemented this program about 21 if I'm not mistaken, I don't know if it was in there doing my research on that about 21 states been a part of this and I think that more information is definitely need to see if this is viable but by the transferring over from revenue & tax to department of administration hearing from you Mr. Birns with all the 50 million things that you have under your belt that you're able to take this on. I appreciate it especially for those with disabilities and it's important to assist them in any way we can. Thank you, Jermaine, for being here and testifying in favor you know for the bill but I hope that we do this responsibly before moving into anything that's not actually going to be beneficial and that means you know just looking at other

alternatives to assist those with disabilities that are a better viable source so I thank you so much for being here to testify thank you, Mr. Chair,

Chairman Joe S. San Agustin: Thank you senator Telo, senator Brown do you have any comments or questions do you have to post to the participants?

Senator Joanne M. Brown: Thank you Mr. Chair, I hate to rain on the party a little bit. I don't have an issue with the concept of what's being proposed but the funding source is of concern to me and the lack of information in terms of how many participants we may potentially be dealing with. You know it's pretty hard to make decisions when you don't have that available and I think before this bill moves forward to the floor, I hope we have an idea of exactly how many participants we're talking about no one's going to argue about the need to help members in our community who are disabled. We're talking essentially about having them set up say savings accounts and yet we need to put right now I don't know where the arbitrary figure came, can anyone give us an answer where we came up with 250,000 and then on top of that now we have to hire a program manager to manage these savings accounts for the number of unknown participants. What exactly is involved in that and are there other resources available in our government to assist? I mean my goodness you might as well divide up the 250 and give it to them directly to put it in their savings account.

I don't mind the idea Mr. chair but again when we look at these types of appropriations, it's a roll of the dice if there's money sitting in the general fund that we haven't appropriated already and then if it happened hasn't let's read you know let's rate the special accounts and say we're doing good things for disability I just want some financial responsibility in this government of how we address appropriations and I'm also concerned Mr. chair to what degree the government is getting involved in the daily lives of people.

I don't mind providing the support I don't know gosh this must be republican agenda here in what I'm saying but to what degree does the government get involved that we have to hire? We have to hire a manager to oversee this. It's not that complicated even whether you know able-bodied to even set up a savings account, does it require this degree of financing and this degree of a program manager has to be hard to oversee this. I'm not familiar with the able program maybe we need to be enlightened, it would be helpful to get this type of information before we put before a public hearing to address issues like this but those are the questions that I have if the sponsor anyone else can come forth to enlighten me because I'll tell you again I don't profess to the idea that money is falling from the sky. These days even though that's what I hear and read that all as well but source of funding then you know then let's have that when we play these kind of shell games here with appropriations and wherever it comes from and if you don't get the money then you're not supporting the disabled community. I don't think that's responsible financial management of the people's resources and then again, I don't know what the extensive involvement is in this process of the savings accounts that we have to hire a program manager to manage the program.

Are there other resources that are available in our agencies that assist with our disabled community that can address this or can we provide them a little more resource to help facilitate because I don't think this is a full-time job, I mean those of us that have managed department and agencies let's not kid ourselves, this would not be a full-time job and you know i'm even a little concerned because I mean these are my fellow republican colleagues that profess financial responsibility in the government so no argument about assisting the disabled community but I got to question this. This is just jumping out at me so does the sponsor anyone else can publicly account for what's being proposed in this bill when we don't even know the number of potential participants that are going to be involved in this program. This is growing government, does anybody have an answer?

Chairman Joe S. San Agustin: I don't know if the sponsor would like to respond to you if not, we'll just move along.

Senator Joanne M. Brown: Well, I said what if they don't know? I just again I have to bring this up, I think these are practical questions, there are a lot of people that are unemployed in our community, there's all these challenges that we talk about and yet we're so free with this and I would like to know, is there other supports? Our resources currently exist in our government for persons with disabilities, that we can provide a little more support so that they can actually oversee this program because I'm sorry, I didn't realize there was that much involved in once you go to bank and set up a savings account and then unless they have custodians, unless the public defender for example is a custodian because a person with disability has no one else, a family member to oversee or assist them, you know, who is it in the government, we're going to be managing savings accounts now so, does anyone have an answer for myself or the general public that may be listening in on this? Where is the information to answer these very basic questions because to me they're very basic questions if this were for any, I think we'd be right on top of it in the very same way.

Chairman Joe S. San Agustin: Okay Senator Brown, I go turn back to the sponsor, you try to answer the initial question and then we allow him, we can move forward Senator Moylan.

Senator James C. Moylan: Thank you Mr. chair, Mr. chair this is a public hearing just for the information of the bill from those who want to come out and testify forward against, maybe some of these discussions would have been really helpful if I had this one-on-one with my fellow colleagues to further explain this but if this is going to be a debate like we're having a session floor you know, I don't think it's fair for the guests on this to go through this is an existing federal program. This is an existing law, we're just making some adjustments on how we can help implement this, how many people will participate, you got to advertise it the more people that know about the program and the benefits, it would be wonderful thing to do but you need some startup costs up to Mr. Birn was pretty good on that up to 250,000 dollars Mr. Birn may only need 20,000, he doesn't know but he knows he's not going to go up to if he doesn't need it, where it comes from, it's called flexibility. The governor has transfer authority that our public law with our budget says, we gave her transfer authority. This one says it doesn't interfere with that transfer authority because she already lost a certain percentage of it when this body reduced it through the legislation from when we passed the budget it made it very flexible for the governor to get this \$250,000 up to a lot of the questions that are asked, it's in the original law, i'm not adjusting anything else in that law, just these three things to be added which are in the original law, for the purpose of implementing it. We two directors here that are trying to get this going for the people to go out and I'd rather we had this discussion or if we wanted to debate about it, let's have it on session floor and move this bill forward, thank you Mr. Chairman.

Senator Joanne M. Brown: Chairman, I'm not here to debate, I probably am the oldest member of the Guam legislature that has served in this legislature that's on this panel so I don't need an education with regards to my role at a public hearing considering the fact I attend most public hearings. It's also the process under which as we as members get information on the legislation that's being proposed so that hopefully when we're on the floor of the legislature we're informed and the public is informed with regards to legislation that's being brought forth and the last time I checked when you have language in a bill that's underlined, I'm of the assumption that's new language that's being added to an existing statute so unless there's something different in my education here in the Guam legislature, I'm assuming this is new language the appropriation of funding up to 250,000 from some source unknown in the general fund from some source unknown in special funds and then it requires what's been added to my understanding is a creation of a program manager for the purposes of managing the Guam disable savings program and yet I haven't heard no specific information being provided as to what exactly is

involved in this program and doesn't need a full-time manager to oversee it. We have no idea what would be involved in the financial cost of operating or paying for the salary if this is an additional position that's being created. I'm assuming it's a new position because I'm not aware of a program manager for the Guam disable savings account so I simply bring this up because we should be doing responsible legislation and we should be able to ask questions to the very specific questions that I'm asking that this bill is present being presented to us and the public so I'm not going to belabor it Mr. chairman but I think is where we are at and where we're going we need to be more responsible with how do we address these funds we should have more specific information at this juncture and yes maybe there are others. We're not aware of but I'm sure the disability community, the agencies that assist have a general idea at least for those that have come forth already who may be eligible to participate in this program to give us a general idea on what we may be spending \$250,000 of the people's money to manage so I think in all fairness I think these are very fair questions to be asking with regards. the appropriation of public funds and with that Mr. Chairman thank you for the opportunity to comment.

Chairman Joe S. San Agustin: Thank you for your comments are so noted Senator Brown, we have no one else to testify, I would ask the author of the bill to make the closing then I'll close up for a couple of statements and then and we'll be wrapped up senator Moylan, sir?

Senator James C. Moylan: Thank you Mr. Chair, thank you members of the panel, I appreciate the cooperation you have working together and getting this program started, looking forward to it moving to session floor, appreciate it Mr. Chairman thank you!

Chairman Joe S. San Agustin: Thank you Senator Moylan and for the committee and for the people of Guam, there'll be appropriate amendments made as has been stated and requested by this public hearing, it'll be germane to the bill not the Jermaine Alerta but Germane to the bill. I tease Jermaine out there but we would take the necessary steps, I'll be working with the author and with department of revenue & tax and administration so we can squeeze down exactly the amounts that were identified and with that as that if anyone would like to submit any testimony, please submit it to the mail room of the Guam legislature or through email senatorjoessanagustin@gmail.com and again I want to thank everyone for attending this virtual public area and for providing feedback and suggestion this public hearing is now adjourned the time now is **2:15 P.M.** *Si Yu'os ma'ase'* please be safe, wash your hands, wear your masks and maintain your social distancing, we will take a quick recess for a couple minutes and then we will start up with **Bill No. 220-36** thank you.

This Virtual Public Hearing for Bill No. 247-36 (COR) is now Adjourned @ 2:15 P.M.





III. Findings and Recommendations

The Committee on General Government Operations, Appropriations, and Housing hereby reports out **Bill No. 247-36 (COR)** – As Introduced by James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, and Christopher M. Dueñas. As Amended by the Committee on General Government Operations, Appropriations, and Housing. **“AN ACT TO AMEND §§ 53101(d) AND 53102, AND ADD A NEW § 53109 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND AUTHORIZING THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM.”** With the recommendation **TO DO PASS**.

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2022 (SECOND) Regular Session

Bill No. 247-36 (COR)

Introduced by:

James C. Moylan 
Joe S. San Agustin 
Amanda L. Shelton 
Christopher M. Duenas 

**AN ACT TO *AMEND* § 53101(d) AND § 53102 OF
CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED,
AND TO ADD A NEW § 53109 TO CHAPTER 53, TITLE
11, GUAM CODE ANNOTATED, RELATIVE TO
TRANSFERRING THE AUTHORITY OF THE *GUAM*
ABLE SAVINGS PROGRAM FROM THE DEPARTMENT
OF REVENUE AND TAXATION TO THE
DEPARTMENT OF ADMINISTRATION, AND TO
AUTHORIZE THE GOVERNOR TO IDENTIFY AND
TRANSFER UP TO TWO HUNDRED FIFTY
THOUSAND (\$250,000) FROM THE GENERAL FUND
TO IMPLEMENT THE PROGRAM.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds
that Public Law 34-144, which was enacted on December 12, 2018, established the
Guam Able Savings Program. The statute, which was authored by former Senator
Dennis Rodriguez Jr. and Senator Joe S. San Agustin, was/is intended to assist
individuals with a disability and their families through a tax-exempt savings
program. Unfortunately, due to several hurdles, the Guam “Achieving a Better
Life Experience” (ABLE) Act, has yet to be implemented.

1 One of the concerns raised was the appropriate entity to manage this
2 program. P.L. 34-144 identified the Department of Revenue and Taxation (DRT)
3 as the lead agency. However, because one of DRT's objectives is to regulate
4 banking, it would be conflicting for the agency to seek proposals for banking
5 services, as required pursuant to P.L. 34-144. Other states utilize their treasury
6 entities for their ABLE Savings Program; hence it would only be appropriate to
7 transfer the authority of the Guam program to the Department of Administration.

8 Further, to implement the program, the entity would need some funding for
9 various purposes, inclusive of hiring a Program Manager, and seeking consultants.
10 This Act authorizes the Governor to identify and transfer up to \$250,000 from the
11 General Fund or any Special Fund, to DOA and would be a transfer authority
12 above what was afforded for in Public Law 36-54. This would provide the
13 Governor with some flexibility in identifying the needed monies to get the program
14 initiated.

15 **Section 2.** § 53101(d) of Chapter 53 of Title 11, Guam Code Annotated is
16 hereby *amended* to read as follows:

17 (d) Director means the Director of the Guam Department of
18 Administration ~~Department of Revenue and Taxation.~~

19 **Section 3.** § 53102 of Chapter 53 of Title 11, Guam Code Annotated is
20 hereby *amended* to read as follows:

21 **§ 53102. Guam ABLE Savings Program; Establishment.**

22 The Director *shall* establish the Guam ABLE Savings Program to provide
23 for individual savings accounts that empower individuals with a disability and their
24 families to save private funds to support an individual with a disability. The
25 Program shall be able to accept funds from account owners for the ABLE savings
26 accounts pursuant to this Chapter, no later than October 1, 2022.

1 **Section 4.** A new § 53109 is hereby *added* to Chapter 53, Title 11, Guam
2 Code Annotated to read as follows:

3 **“§ 53109. Authorization to Identify and Transfer Funds for the**
4 **Implementation of the Guam Able Savings Program.**

5 Notwithstanding any other provisions of the law, rule, or regulation to the
6 contrary, *I Maga'hogan Guåhan* is hereby authorized to identify and transfer up to
7 Two Hundred Fifty Thousand (\$250,000) from the General Fund or any Special
8 Fund, to the Department of Administration to assist in the implementation of the
9 Guam Able Savings Program pursuant to Public Law 34-144. The funds *shall* be
10 used for, but are not limited to:

11 (a) engaging the services of consultants to assist in launching this
12 program;

13 (b) engage and hire a Program Manager for the purposes of managing
14 the Guam Able Savings Program; and

15 (c) to assist with associated start up fees and overhead.

16 Notwithstanding any other provisions of the law, rule, or regulation to the
17 contrary, the transfer authority authorized by this Act is above the authority
18 authorized by *I Liheslaturan Guåhan* pursuant to Public Law 36-54.”

19 **Section 5. Severability.** If any provision of this Act or its application to
20 any person or circumstance is found to be invalid or contrary to law, such
21 invalidity *shall not* affect other provisions or applications of this Act that can be
22 given effect without the invalid provision or application, and to this end the
23 provisions of this Act are severable.

24 **Section 6. Effective Date.** The Act *shall* be effective immediately upon
25 enactment.

I MINA'TRENTAI SAIS NA LIHESLATURAN GUÅHAN
2022 (SECOND) Regular Session

Bill No. 247-36 (COR)

As Amended by the Committee on
General Government Operations, Appropriations,
and Housing.

Introduced by:

James C. Moylan
Joe S. San Agustin
Amanda L. Shelton
Christopher M. Dueñas

**AN ACT TO *AMEND* §§ 53101(d) AND 53102, AND *ADD* A
NEW § 53109 OF CHAPTER 53, TITLE 11, GUAM CODE
ANNOTATED, RELATIVE TO TRANSFERRING THE
AUTHORITY OF THE GUAM ABLE SAVINGS
PROGRAM FROM THE DEPARTMENT OF REVENUE
AND TAXATION TO THE DEPARTMENT OF
ADMINISTRATION, AND AUTHORIZING THE
GOVERNOR TO IDENTIFY AND TRANSFER UP TO
TWO HUNDRED FIFTY THOUSAND DOLLARS
(\$250,000) FROM THE GENERAL FUND TO
IMPLEMENT THE PROGRAM.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan* finds
that Public Law 34-144, which was enacted on December 12, 2018, established the
Guam ABLE Savings Program. The statute, which was authored by former Senator
Dennis Rodriguez, Jr. and Senator Joe S. San Agustin, was intended to assist
individuals with a disability and their families through a tax-exempt savings
program. Unfortunately, due to several hurdles, the Guam “Achieving a Better Life
Experience” (ABLE) Act, has yet to be implemented.

1 One of the concerns raised was the appropriate entity to manage this program.
2 Public Law 34-144 identified the Department of Revenue and Taxation (DRT) as
3 the lead agency. However, because one of DRT's objectives is to regulate banking,
4 it would be conflicting for the agency to seek proposals for banking services, as
5 required pursuant to Public Law 34-144. Other U.S. states utilize their treasury
6 entities for their ABLE Savings Program; hence, it would only be appropriate to
7 transfer the authority of the Guam program to the Department of Administration.

8 Further, to implement the program, the entity would need some funding for
9 various purposes, inclusive of hiring a Program Manager, and seeking consultants.
10 This Act authorizes *I Maga'hågan Guåhan* (the Governor of Guam) to identify and
11 transfer up to Two Hundred Fifty Thousand Dollars (\$250,000) from the General
12 Fund, or any Special Fund, to the Department of Administration; which would be a
13 transfer authority above what was afforded in Public Law 36-54 (FY 2022 Budget
14 Act). This would provide *I Maga'hågan Guåhan* with some flexibility in identifying
15 the needed monies to get the program initiated.

16 **Section 2.** § 53101(d) of Chapter 53, Title 11, Guam Code Annotated, is
17 hereby *amended* to read as follows:

18 “(d) *Director* means the Director of the Guam Department of
19 Administration ~~Department of Revenue and Taxation.~~”

20 **Section 3.** § 53102 of Chapter 53, Title 11, Guam Code Annotated, is
21 hereby *amended* to read as follows:

22 **“§ 53102. Guam ABLE Savings Program; Establishment.**

23 The Director shall establish the Guam ABLE Savings Program to
24 provide for individual savings accounts that empower individuals with a
25 disability and their families to save private funds to support an individual with
26 a disability. The Program shall be able to accept contributions to ABLE

1 savings accounts opened pursuant to this Chapter, no later than October 1,
2 2022.”

3 **Section 4.** A new § 53109 is hereby *added* to Chapter 53, Title 11, Guam
4 Code Annotated, to read as follows:

5 **“§ 53109. Authorization to Identify and Transfer Funds for the**
6 **Implementation of the Guam ABLE Savings Program.**

7 Notwithstanding any other provision of law, rule, or regulation to the
8 contrary, *I Maga'hågan Guåhan* is hereby authorized to identify and transfer
9 up to Two Hundred Fifty Thousand Dollars (\$250,000) from the General Fund
10 or any special fund, to the Department of Administration to assist in the
11 implementation of the Guam ABLE Savings Program pursuant to this
12 Chapter. The funds shall be used for, but are not limited to, the following
13 purposes:

14 (a) engaging the services of consultants to assist in launching
15 the program;

16 (b) engaging and hiring a Program Manager for the purposes
17 of managing the Guam ABLE Savings Program; and

18 (c) to assist with associated start-up fees and overhead.

19 Notwithstanding any other provision of law, rule, or regulation to the
20 contrary, the transfer authority authorized by this Section is in addition to the
21 transfer authority provided under Public Law 36-54.”

22 **Section 5. Severability.** If any provision of this Act or its application to
23 any person or circumstance is found to be invalid or contrary to law, such invalidity
24 shall not affect other provisions or applications of this Act that can be given effect
25 without the invalid provision or application, and to this end the provisions of this
26 Act are severable.

27 **Section 6 Effective Date.** This Act shall be effective upon enactment.

COMMITTEE MARKUP

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I MINA TRENTAI SAIS NA LIHESLATURAN GUÅHAN 2022 (SECOND) Regular Session

Bill No. 247-36 (COR)

Introduced by:

James C. Moylan
Joe S. San Agustin
Amanda L. Shelton
Christopher M. Dueñas

AN ACT TO AMEND § 53101(d) AND § 53102, AND ADD
A NEW § 53109 OF CHAPTER 53, TITLE 11, GUAM
CODE ANNOTATED, AND TO ADD A NEW § 53109 TO
~~CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED,~~
RELATIVE TO TRANSFERRING THE AUTHORITY OF
THE GUAM ABLE SAVINGS PROGRAM FROM THE
DEPARTMENT OF REVENUE AND TAXATION, TO
THE DEPARTMENT OF ADMINISTRATION, AND TO
AUTHORIZE THE GOVERNOR TO IDENTIFY AND
TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND
DOLLARS (\$250,000) FROM THE GENERAL FUND TO
IMPLEMENT THE PROGRAM.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. —Legislative Findings and Intent. *I Liheslaturan Guåhan* finds

that Public Law 34-144, which was enacted on December 12, 2018, established the
Guam ~~ABLE~~ Savings Program. The statute, which was authored by former
Senator Dennis Rodriguez, Jr. and Senator Joe S. San Agustin, was ~~is~~ intended to
assist individuals with a disability and their families through a tax-exempt savings
program. Unfortunately, due to several hurdles, the Guam “Achieving a Better Life
Experience” (ABLE) Act, has yet to be implemented.

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One of the concerns raised was the appropriate entity to manage this program. Public Law 34-144 identified the Department of Revenue and Taxation (DRT) as the lead agency. However, because one of DRT's objectives is to regulate banking, it would be conflicting for the agency to seek proposals for banking services, as required pursuant to Public Law 34-144. Other U.S. states utilize their treasury entities for their ABLE Savings Program; hence, it would only be appropriate to transfer the authority of the Guam program to the Department of Administration.

Further, to implement the program, the entity would need some funding for various purposes, inclusive of hiring a Program Manager, and seeking consultants.

This Act authorizes I Maga'hågan Guåhan (the Governor of Guam) to identify and transfer up to Two Hundred Fifty Thousand Dollars (\$250,000) from the General Fund, or any Special Fund, to the Department of Administration; and which would be a transfer authority above what was afforded for in Public Law 36-54 (the FY 2022 Budget Act). This would provide I Maga'hågan Guåhan ~~the Governor~~ with some flexibility in identifying the needed monies to get the program initiated.

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Section 2. § 53101(d) of Chapter 53, ~~of~~ Title 11, Guam Code Annotated, is hereby *amended* to read as follows:

“(d) *Director* means the Director of the Guam Department of Administration ~~Department of Revenue and Taxation~~.”

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Section 3. § 53102 of Chapter 53, ~~of~~ Title 11, Guam Code Annotated, is hereby *amended* to read as follows:

“§ 53102. ~~Guam ABLE Savings Program; Establishment.~~

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The Director shall establish the Guam ABLE Savings Program to provide for individual savings accounts that empower individuals with a disability and their families to save private funds to support an individual with a disability. The Program shall be able to accept ~~funds~~ contributions to ~~from~~

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~~account owners for the~~ ABLE savings accounts ~~opened~~ pursuant to this Chapter, no later than October 1, 2022.”

Section 4. ~~—~~A new § 53109 is hereby ~~added~~ to Chapter 53, Title 11, Guam Code Annotated, to read as follows:

“§ 53109. Authorization to Identify and Transfer Funds for the Implementation of the Guam ABLE Savings Program.

Notwithstanding any other provisions of ~~the~~ law, rule, or regulation to the contrary, *I Maga'hågan Guåhan* is hereby authorized to identify and transfer up to Two Hundred Fifty Thousand ~~Dollars~~ (\$250,000) from the General Fund or any ~~sS~~pecial ~~fF~~und, to the Department of Administration to assist in the implementation of the Guam ABLE Savings Program pursuant to ~~this Chapter~~ Public Law 34-144. The funds shall be used for, but are not limited to, ~~the following purposes:~~

(a) ~~—~~engaging the services of consultants to assist in launching ~~theis~~ program;

(b) ~~—~~engaging and hiring a Program Manager for the purposes of managing the Guam ABLE Savings Program; and

~~—~~(c) ~~—~~to assist with associated start-up fees and overhead.

Notwithstanding any other provisions of ~~the~~ law, rule, or regulation to the contrary, the transfer authority authorized by this ~~Section~~ Act is ~~above-in~~ addition to the transfer authority ~~authorized by I Liheslaturan Guåhan pursuant to~~ provided under Public Law 36-54.”

Section 5. Severability. If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act that can be given effect without the invalid provision or application, and to this end the provisions of this

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Act are severable.

Section 5.— Severability. ~~If any provision of this Act or its application to any person or circumstance is found to be invalid or contrary to law, such invalidity shall not affect other provisions or applications of this Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.~~

Section 6 —Effective Date. ~~This~~ Act shall be effective ~~immediately~~ upon enactment.

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Vice Speaker

TINA ROSE MUÑA BARNES

CHAIRPERSON, COMMITTEE ON RULES

I Mina'trentai Sais Na Liheslaturan Guåhan

GUAM CONGRESS BUILDING
163 CHALAN SANTO PAPA
HAGÅTÑA, GUAM 96910
TEL 671-472-2461
COR@GUAMLEGISLATURE.ORG

February 16, 2022

MEMO

To: Rennae Meno
Clerk of the Legislature

From: Senator Amanda L. Shelton
Acting Chairperson, Committee on Rules

Re: Fiscal Note on Bill No. 247-36 (COR)

Håfa adai,

Attached, please find the fiscal note for the following bill:

Bill No. 247-36 (COR)

Please forward the same to Management Information Services (MIS) for posting on our website.

If you have any questions or concerns, please feel free to contact Mary Maravilla, Committee on Rules Director at 472-2461.

Thank you for your attention to this important matter.



Bureau of Budget & Management Research

Fiscal Note of Bill No. 247-36 (COR)

AN ACT TO AMEND §53101(d) AND §53102 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, AND TO ADD A NEW §53109 TO CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE & TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND TO AUTHORIZE THE GOVERNOR TO TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM.

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Administration	Dept./Agency Head: Edward Birn, Director
Department's General Fund (GF) appropriation(s) to date:	\$7,967,080
Department's Other Fund (Specify) appropriation(s) to date: Indirect Cost Fund & Limited Gaming Fund	\$801,302
Total Department/Agency Appropriation(s) to date:	\$8,768,382

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Revenue & Taxation	Dept./Agency Head: Dafne Shimizu, Director
Department's General Fund (GF) appropriation(s) to date: Ch. 5(h)(1) & Ch. 11, Section 14, P.L. 36-54	\$12,065,785
Department's Other Fund (Specify) appropriation(s) to date: Better Public Service Fund, Tax Collection Enhancement Fund, and Banking & Insurance Enforcement Fund	\$2,578,661
Total Department/Agency Appropriation(s) to date:	\$14,644,446

Fund Source Information of Proposed Appropriation

	General Fund:	(Specify Special Fund):	Total:
FY 2021 Unreserved Fund Balance		\$0	\$0
FY 2022 Adopted Revenues	\$0	\$0	\$0
FY 2022 Appro. (P.L. 36-54 thru)	\$0	\$0	\$0
Sub-total:	\$0	\$0	\$0
Less appropriation in Bill	\$0	\$0	\$0
Total:	\$0	\$0	\$0

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of FY 2022 (if applicable)	FY 2023	FY 2024	FY 2025	FY 2026
General Fund ^{1/}	\$0	\$0	\$0	\$0	\$0	\$0
Special Fund	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$0	\$0	\$0	\$0	\$0	\$0

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

Analyst: <u>Jason Baza</u>	Date: <u>2/16/22</u>	Director: <u>Lester L. Carlson, Jr.</u>	Date: <u>FEB 16 2022</u>
Jason Baza, BMA Supervisor		Lester L. Carlson, Jr., Director	

Notes:

1/ See attached comments.

22.10.AA-0044

BUREAU OF BUDGET AND MANAGEMENT RESEARCH
COMMENTS ON BILL NO. 247-36 (COR)

The proposed legislation intends to amend §53101(d) and §53102 of Chapter 53, Title 11 Guam Code Annotated (GCA) and to add §53109 to Chapter 53, Title 11 GCA, all of which are relative to the Guam ABLE Savings Program (GASP). The proposed legislation would transfer the administrative authority from the Department of Revenue and Taxation (DRT) to the Department of Administration (DOA). Further, the proposed legislation authorizes the Governor of Guam to transfer up to Two Hundred Fifty Thousand Dollars (\$250K) from the General Fund or any Special Fund to DOA to assist with the implementation of the GASP. Such funds are authorized to be used to engage the services of consultants, hire a Program Manager, and assist with start-up fees/overhead.

Relative to the proposed transfer of \$250K from the General Fund or any Special Fund to assist with the implementation of the GASP, the Governor currently has General Fund transfer authority per Section 8, Chapter 13, Part 2, of P.L. 36-54 (FY22 Budget Act). However, the FY22 Budget Act does not contain language that grants the Governor authority to transfer funds from any Special Fund. The Bureau recognizes that §4103.1, Chapter 4, Title 5 GCA authorizes the Governor to transfer, to the General Fund, cash available from any appropriated Special Fund to fund the appropriations authorized by the Annual or Supplemental Budget Act. However, all cash amounts from Special Funds transferred to cover the appropriations authorized by the Annual or Supplemental Budget Act, or any other act or law authorizing appropriations, shall be promptly reimbursed to the Special Fund from which it was withdrawn within sixty (60) days after receipt of transferred cash amounts by the General Fund.

Per comments received from DRT, transferring the administrative authority of the GASP will not adversely impact the operations of DRT, and that interest income earned from ABLE savings accounts is exempt from taxation. DRT notes that General Fund income tax revenues lost, as a result of the program, will be insignificant given current market saving rates.

Additionally, DRT notes that DOA must ascertain if the \$250K to be allocated is adequate to launch the program as originally designed and further amended by the proposed legislation. The Bureau has not received comment from DOA regarding such ascertainment to date.

OFFICE OF FINANCE AND BUDGET

STEPHEN J. GUERRERO, DIRECTOR

Tel: (671) 646-4416 / Fax: (671) 969-6737

Email: ofbguamlegislature@gmail.com

Address: Ran Care Bldg, Suite 2, 2nd Floor,
721 Marine Corps. Dr., Tamuning Guam 96913



**COMMITTEE ON GENERAL GOVERNMENT OPERATIONS,
APPROPRIATIONS AND HOUSING**

I Mina'trentai Sais Na Liheslaturan Guahan

SENATOR JOE S. SAN AGUSTIN

Tel: (671) 989-5445 / Fax: (671) 969-6737

Email: senatorjoessanagustin@gmail.com

February 12, 2022

MEMORANDUM

To: Senator Joe S. San Agustin
Chairman, Committee on General Government Operations, Appropriations and Housing

From: Stephen J. Guerrero
Director, Office of Finance and Budget

Re: Funding Availability Note: Bill No. 247-36 (COR)

Hafa Adai Senator San Agustin!

Pursuant to the Standing Rules of the 36th Guam Legislature, the Committee on Appropriations and/or the Office of Finance and Budget (OFB) shall determine in writing if the funding source cited in Appropriation or Authorization for Appropriations bills are sufficient.

The Office has received Bill No 247-36 (COR) AN ACT TO AMEND § 53101(d) AND § 53102 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, AND TO ADD A NEW § 53109 TO CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND TO AUTHORIZE THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM.

Bill No. 247-36 (COR) seeks implementation of the "Achieving a Better Life Experience" (ABLE) program as under P.L. 34-144. However, due to several hurdles, Bill 247-36 clarifies the implementation of the program and in addition also authorizes the Director of Department of Administration to implement the program rather than the Director of Revenue and Taxation. The program provides individuals with a disability and their families to save private funds as tax-exempt to support an individual with a disability.

Bill No. 247-36 passes, it authorizes the Governor to identify funds from the General Fund or Special Fund for no more than \$250,000 to be transferred to the Department of Administration. The additional funding would allow Department of Administration to implement the program as intended by law. The bill has no fiscal impact on the department's current appropriation levels.

Respectfully

Stephen J. Guerrero




Office of SENATOR Joe S. San Agustin

I Mina' trentai Sais na Liheslaturan Guahan Thirty-Sixth Guam Legislature

COMMITTEE VOTE SHEET

BILL NO. 247-36 (COR) - As Amended by the Committee on General Government Operations, Appropriations, and Housing. As introduced by James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, and Christopher M. Dueñas. "AN ACT TO AMEND §§ 53101(d) AND 53102, AND ADD A NEW § 53109 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND AUTHORIZING THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM."

Committee Members	Signature	TO DO PASS	TO NOT PASS	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
Senator Joe S. San Agustin <i>Chairman</i>		<input checked="" type="checkbox"/>				
Senator Amanda L. Shelton <i>Vice Chairperson (Gen Govt Operations, Appr & Housing)</i>	E-vote 03.09.22	X				
Senator Clynton E. Ridgell <i>Vice Chairman (Appropriations) Member</i>	E-vote 03.09.22			X		
Speaker Therese M. Terlaje <i>Member</i>						
Vice-Speaker Tina Rose Muña Barnes <i>Member</i>	E-vote 03.09.22	X				
Senator V. Anthony Ada <i>Member</i>	E-vote 03.09.22	X				
Senator Frank F. Blas Jr. <i>Member</i>	E-vote 03.09.22			X		
Senator Jose "Pedro" Terlaje <i>Member</i>						
Senator Mary Camacho Torres <i>Member</i>						

Committee Chairman: General Government Operations, Appropriations, and Housing

Ran - Care Commercial Building, CBU #230, 761 South Marine Corps Dr., Tamuning, Guam 96913
Tel: (671) 989-5445 * Fax: (671) 969-6737 * email: senatorjoessanagustin@gmail.com



Michaela Celorio <msacelorio.senatorsa@gmail.com>

Request for E-vote on Bill No. 247-36 (COR) As Amended

11 messages

Michaela Celorio <msacelorio.senatorsa@gmail.com>

Wed, Mar 9, 2022 at 2:02 PM

To: Speaker's Office <speaker@guamlegislature.org>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Clynt Ridgell <clyntridgell@guamlegislature.org>, Senator Tony Ada <senatorvanthonyada@gmail.com>, "Office of Senator Frank Blas, Jr." <office@senatorfrankblas.com>, Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>
Cc: "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Rose Mesa <rose.senatorsa@gmail.com>, Joseph Mesngon <joe.senatorsa@gmail.com>, Catherine Leon Guerrero <cathy.senatorsa@gmail.com>

Hafa Adai Committee Members,

Please see attached Committee Report on Bill No. 247-36 (COR) As Amended by the Committee on General Government Operations, Appropriations, and Housing. As Introduced by James C. Moylan, Joe S. San Agustin, Amanda L. Shelton, and Christopher M. Duenas.

"AN ACT TO AMEND §§ 53101(d) AND 53102, AND ADD A NEW § 53109 OF CHAPTER 53, TITLE 11, GUAM CODE ANNOTATED, RELATIVE TO TRANSFERRING THE AUTHORITY OF THE GUAM ABLE SAVINGS PROGRAM FROM THE DEPARTMENT OF REVENUE AND TAXATION TO THE DEPARTMENT OF ADMINISTRATION, AND AUTHORIZING THE GOVERNOR TO IDENTIFY AND TRANSFER UP TO TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) FROM THE GENERAL FUND TO IMPLEMENT THE PROGRAM."

Please submit your preferred actions from the following:

- ☐ TO DO PASS
- ☐ TO DO NOT PASS
- ☐ TO REPORT OUT ONLY
- ☐ TO ABSTAIN;
- ☐ TO PLACE IN INACTIVE FILE

Please submit your response ASAP as it will be placed into the Committee Vote Sheet and filed with the Committee on Rules.

Should you have any questions or concerns, please do not hesitate to contact our office.

Thank you!

Best,

Michaela Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'Trentai Sais Na Liheslaturan Guahan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.senatorsa@gmail.com

Tel: (671) 989-5445



Senator V. Anthony Ada <senatorvanthonyada@gmail.com>
To: Michaela Celorio <msacelorio.sensorsa@gmail.com>

Wed, Mar 9, 2022 at 2:15 PM

To do pass

[Quoted text hidden]

--



Office of Senator V. Anthony Ada

36th Guam Legislature

I Mina'trentai Sais Na Liheslaturan Guåhan

204 Hesler Place, Ada Plaza Center, Suite 202 & Suite 203

Hagatna, Guam 96910

Phone: (671) 969-3555

Email: senatorvanthonyada@gmail.com

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Gumai pribilehu yan konfedensia este siha na mensâhi. Solo espesiâtmente para hâgu ma entsioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespâtcha. Yanggen lachi rinisibu-mu nu este na mensâhi, put fabot ago' guatu gi I numa'huyong gi as senatorvanthonyada@gmail.com yan despues destrosa todû siha I kopian mensâhi. Si Yu'os ma'ase'.

Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>

Wed, Mar 9, 2022 at 2:17 PM

To: Michaela Celorio <msacelorio.sensorsa@gmail.com>

Cc: Speaker's Office <speaker@guamlegislature.org>, Office of Senator Shelton Guam Legislature

<officeofsenatorshelton@guamlegislature.org>, Clynt Ridgell <clyntridgell@guamlegislature.org>, Senator Tony Ada <senatorvanthonyada@gmail.com>, "Office of Senator Frank Blas, Jr." <office@senatorfrankblas.com>, Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Rose Mesa <rose.sensorsa@gmail.com>, Joseph Mesngon <joe.sensorsa@gmail.com>, Catherine Leon Guerrero <cathy.sensorsa@gmail.com>

To do pass.



Sinseru yan Minagâhet,

Office of the Vice Speaker • Tina Rose Muña Barnes

Committee on Rules

Committee on Public Accountability, Human Resource, Guam Buildup, Hagåtña Revitalization, Regional Affairs, Public Library, Telecommunications, and Technology

36th Guam Legislature

I Mina'trentai Sais na Liheslaturan Guåhan

Guam Congress Building | 163 Chalan Santo Papa | Hagåtña, GU 96910

senatormunabarnes@guamlegislature.org

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Gumai pribilehu yan konfedensia este siha na mensâhi. Solo espesiâtmente para hâgu ma entsioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespâtcha. Yanggen lachi rinisibu-mu nu este na mensâhi, put fabot ago' guatu gi I numa'huyong gi as senatormunabarnes@guamlegislature.org yan despues destrosa todû siha I kopian mensâhi. Si Yu'os ma'ase'.

On Wed, Mar 9, 2022 at 2:03 PM Michaella Celorio <msacelorio.senatorsa@gmail.com> wrote:

[Quoted text hidden]

Frank Blas Jr. <frank.blasjr@senatorfrankblas.com>

Wed, Mar 9, 2022 at 2:19 PM

To: Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>

Cc: Michaella Celorio <msacelorio.senatorsa@gmail.com>, Speaker's Office <speaker@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Clynt Ridgell <clyntridgell@guamlegislature.org>, Senator Tony Ada <senatorvanthonyada@gmail.com>, "Office of Senator Frank Blas, Jr." <office@senatorfrankblas.com>, Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Rose Mesa <rose.senatorsa@gmail.com>, Joseph Mesngon <joe.senatorsa@gmail.com>, Catherine Leon Guerrero <cathy.senatorsa@gmail.com>

To report out
Frank

Sent from my iPhone

On Mar 9, 2022, at 2:18 PM, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org> wrote:

[Quoted text hidden]

Clynt Ridgell <clyntridgell@guamlegislature.org>

Wed, Mar 9, 2022 at 2:22 PM

To: Michaella Celorio <msacelorio.senatorsa@gmail.com>

Cc: Speaker's Office <speaker@guamlegislature.org>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>, Office of Senator Shelton Guam Legislature <officeofsenatorshelton@guamlegislature.org>, Senator Tony Ada <senatorvanthonyada@gmail.com>, "Office of Senator Frank Blas, Jr." <office@senatorfrankblas.com>, Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Rose Mesa <rose.senatorsa@gmail.com>, Joseph Mesngon <joe.senatorsa@gmail.com>, Catherine Leon Guerrero <cathy.senatorsa@gmail.com>

To report out only

On Wed, Mar 9, 2022 at 2:03 PM Michaella Celorio <msacelorio.senatorsa@gmail.com> wrote:

[Quoted text hidden]

Michaella Celorio <msacelorio.senatorsa@gmail.com>

Wed, Mar 9, 2022 at 2:24 PM

To: "Senator V. Anthony Ada" <senatorvanthonyada@gmail.com>

Hafa Adai,

Received. Thank you!

Michaella Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'Trentai Sais Na Liheslaturan Guahan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.senatorsa@gmail.com

Tel: (671) 989-5445

[Quoted text hidden]

Michaella Celorio <msacelorio.senatorsa@gmail.com>

Wed, Mar 9, 2022 at 2:24 PM

To: Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>

Hafa Adai,

Received. Thank you!

Michaelaella Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'Trentai Sais Na Liheslaturan Guahan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.senatorsa@gmail.com

Tel: (671) 989-5445

[Quoted text hidden]

Michaelaella Celorio <msacelorio.senatorsa@gmail.com>
To: "Frank Blas Jr." <frank.blasjr@senatorfrankblas.com>

Wed, Mar 9, 2022 at 2:25 PM

Hafa Adai,

Received. Thank you!

Michaelaella Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'Trentai Sais Na Liheslaturan Guahan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.senatorsa@gmail.com

Tel: (671) 989-5445

[Quoted text hidden]

Michaelaella Celorio <msacelorio.senatorsa@gmail.com>
To: Clynt Ridgell <clyntridgell@guamlegislature.org>

Wed, Mar 9, 2022 at 2:25 PM

Hafa Adai,

Received. Thank you!

Michaelaella Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'Trentai Sais Na Liheslaturan Guahan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.senatorsa@gmail.com

Tel: (671) 989-5445

[Quoted text hidden]

Office of Senator Amanda L. Shelton <officeofsenatorshelton@guamlegislature.org>
To: Clynt Ridgell <clyntridgell@guamlegislature.org>

Wed, Mar 9, 2022 at 2:28 PM

Cc: Michaelaella Celorio <msacelorio.senatorsa@gmail.com>, Speaker's Office <speaker@guamlegislature.org>, Vice Speaker Tina Rose Muña Barnes <senatormunabarnes@guamlegislature.org>, Senator Tony Ada

<senatorvanthonyada@gmail.com>, "Office of Senator Frank Blas, Jr." <office@senatorfrankblas.com>, Senator Pedro Terlaje <senatorpedo@senatorjpterlaje.com>, "Senator Mary C. Torres" <senatormary@guamlegislature.org>, "Joe S. San Agustin" <senatorjoessanagustin@gmail.com>, Rose Mesa <rose.sensorsa@gmail.com>, Joseph Mesngon <joe.sensorsa@gmail.com>, Catherine Leon Guerrero <cathy.sensorsa@gmail.com>

To do pass

Si Yu'os Ma'åse'.



Office of the People • Senator Amanda L. Shelton

Legislative Secretary & Chairwoman, Committee on Air Transportation, Parks, Tourism, Higher Education, and the Advancement of Women, Youth, and Senior Citizens

36th Guam Legislature

163 Chalan Santo Papa, *Hagåtña*, Guam 96910

T +1 (671) 969-2574 • (671) 989-2572

E officeofsenatorshelton@guamlegislature.org

On Wed, Mar 9, 2022 at 2:23 PM Clynt Ridgell <clyntridgell@guamlegislature.org> wrote:

[Quoted text hidden]

Michaela Celorio <msacelorio.sensorsa@gmail.com>

Wed, Mar 9, 2022 at 2:29 PM

To: "Office of Senator Amanda L. Shelton" <officeofsenatorshelton@guamlegislature.org>

Hafa Adai,

Received. Thank you!

Michaela Celorio

Research Policy Analyst

Office of Senator Joe S. San Agustin

I Mina'Trentai Sais Na Liheslaturan Guahan

36th Guam Legislature

Chairman, Committee on General Government Operations, Appropriations & Housing

Office of Finance and Budget

Email: msacelorio.sensorsa@gmail.com

Tel: (671) 989-5445

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