


**MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN
2015 (FIRST) Regular Session**

Bill No. 145-33 (COR)

Introduced by:

D.G. RODRIGUEZ, JR. 

AN ACT AUTHORIZE THE WOMEN, INFANTS, AND CHILDREN'S PROGRAMS AND THE BUREAU OF ECONOMIC SECURITY, DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES TO UTILIZE JOINDER AND MUTUAL USE PROCUREMENTS BY REPEALING AND REENACTING § 5126 OF CHAPTER 5, TITLE 5, GUAM CODE ANNOTATED.

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1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Finding and Intent.** It is the intent of *I Liheslaturan*
3 *Guåhan* to expand statutory language to permit the Bureau of Economic Security
4 of the Department of Public Health and Social Services to be able to utilize joinder
5 and mutual use procurements.

6 **Section 2.** § 5126 of Chapter 5, Title 5, Guam Code Annotated, is repealed
7 and reenacted to read:

8 “§ 5126. **Joinder or Mutual Use of Contracts by the Women, Infants,**
9 **and Children Program and the Bureau of Economic Security Program.**

10 The Women, Infants, and Children Program and the Bureau of Economic
11 Security programs of the Department of Public Health and Social Services is
12 authorized to join or use the contracts of other states or other government units
13 within the United States, with the authorization of the contracting vendor. The
14 other states or other government units are not liable for the obligations of the
15 Guam governmental entity which joins or uses the contract. Before any joinder or
16 mutual use may take place, the contracting officer must determine in writing that

1 the other jurisdiction's contract has gone through a competitive procurement
2 process. For the purposes of this Section, the Women, Infants, and Children
3 Program and the Bureau of Economic Security Programs of the Department of
4 Public Health and Social Services is exempt from § 5004 of this Chapter.”

5 **Section 3. Severability.** If any provision of this Act or its application to
6 any person or circumstance is found to be invalid or contrary to law, such
7 invalidity shall not affect other provisions or applications of this Act which can be
8 given effect without the invalid provisions or application, and to this end the
9 provisions of this Act are severable.