






MINA' TRENTAI TRES NA LIHESLATURAN GUAHAN
2016 (SECOND) Regular Session

Bill No. 275 -33 (COR)

Introduced by:

D.G. RODRIGUEZ, JR. 
V.A. ADA 
R.J. RESPICIO 
J.T. WON PAT, Ed.D. 
T.R. MUNA BARNES 

**AN ACT AMEND § 1515(i)(2)(G) AND TO ADD A NEW ITEM
(v) TO SUBPARAGRAPH (B) OF PARAGRAPH (2) § 1515 OF
ARTICLE 5, CHAPTER 1 OF TITLE 5, GUAM CODE
ANNOTATED, RELATIVE TO THE DOCK AND SHORELINE
REINFORCEMENT ECONOMIC ENHANCEMENT PROJECT
AND THE COMPLETION OF CONSTRUCTION, REPAIR
AND IMPROVEMENTS OF THE GUAM FISHERMEN'S
COOPERATIVE ASSOCIATION FACILITY.**

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BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. § 1515 (i)(2)(G) of Article 5, Chapter 1 of Title 5, Guam Code Annotated, is hereby amended to read:

“(G) for purposes of issuing a grant of no more than Five Million Dollars (\$5,000,000) to the Guam Fishermen’s Cooperative Association (GFCA) for the purposes of construction, repair and improvements of its facility as part of the Greg D. Perez Marina Economic Enhancement Master Plan. No funds authorized in this Section shall be used to pay ~~the Guam Economic Development Authority or its any~~ contracted consultants. The Guam Economic Development Authority, in coordination with the Guam Fishermen’s Cooperative Association, shall, notwithstanding the order of priority requirement in § 1515(i)(2) and upon enactment, the sum of Two Million Dollars (\$2,000,000) of the proceeds are authorized, appropriated and *shall* be deposited and accounted for in a separate

1 trustee sub-account for the payments of expenses associated with the construction,
2 repair and improvements of the GFCA facility. Any services or contracts or
3 expenses associated with the construction, repair and improvements of the GFCA
4 facility under this grant shall require the approval of the GFCA. Disbursements for
5 payments of expenses associated with the construction, repair and improvements of
6 the GFCA facility shall be approved by the GFCA and countersigned by GEDA.
7 The proceeds of the grant must be expended or encumbered by the GFCA for the
8 purposes provided herein no later than March 31, ~~2016~~ 2017. If any funds
9 authorized by this Section remain unexpended or unencumbered after March 31,
10 ~~2016~~ 2017, the amount of the unencumbered or unexpended authorization shall be
11 subject to legislative re-appropriation. Funds not authorized for expenditure by the
12 GFCA in this Section are subject to legislative appropriation for tourist related
13 capital improvement projects. The GFCA shall report to *I Maga'lahi* (the
14 Governor) and the Speaker of *I Liheslatura* (the Legislature) on a quarterly basis of
15 all expenditures of this grant and other funds secured by the GFCA used for the
16 construction, repair and improvements of its facility until the grant is fully
17 expended and the facility construction, repair and improvements are completed.”

18 **Section 2.** A new item (v) is added to Subparagraph (B) of Paragraph (2) of
19 § 1515 (i) of Article 5, Chapter 1 of Title 5, Guam Code Annotated, to read:

20 “(v) The Guam Economic Development Authority shall reprogram the sum
21 of One Million Dollars (\$1,000,000.00) from the unused appropriations pursuant to
22 § 1515(i)(2) of Article 5, Chapter 1 of Title 5, Guam Code Annotated, for the Dock
23 Facility and Shoreline Reinforcement Economic Enhancement Project of the Guam
24 Fishermen’s Cooperative Association Facility, to provide funding for the
25 restoration and development of the seawall and new walkway beginning adjacent
26 to the Agana Fishermen’s Cooperative Building and extending seaward along the
27 Agana Marina (Boat Basin) channel.”

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