


*I Mina'trentai Singko 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
267-35 (COR)	Therese M. Terlaje	AN ACT TO AMEND SECTION 6 OF PART II, CHAPTER XIII, OF PUBLIC LAW 35-36, RELATIVE TO REPORTING REQUIREMENTS FOR NON-PROFIT ORGANIZATIONS FUNDED BY GOVERNMENT APPROPRIATIONS.	1/10/20 4:53 p.m.						

**I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN**  
**2020 (SECOND) Regular Session**

Bill No. ~~267~~35 (COR)

Introduced by:

Sponsor Therese M. Terlaje 

**AN ACT TO *AMEND* SECTION 6 OF PART II, CHAPTER XIII, OF PUBLIC LAW 35-36, RELATIVE TO REPORTING REQUIREMENTS FOR NON-PROFIT ORGANIZATIONS FUNDED BY GOVERNMENT APPROPRIATIONS.**

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

**Section 1.** Section 6 of Part II, Chapter XIII, of Public Law 35-36 is hereby amended:

**“Section 6. Reporting Requirements for Non-Profit Organizations.** All non-profit organizations that receive funds pursuant to this Act *shall* maintain financial records that accurately account for said funds and *shall* provide a budgetary breakdown by object category to the department or agency that oversees the appropriation. The non-profit organization *shall* be provided a copy of this Section by the department or agency overseeing such appropriation, but failure of the department or agency to fulfill this duty *shall not* prevent any non-profit organization from carrying out its responsibilities under this Section. The non-profit organization *shall* also provide to said department or agency:

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

(b) notice of all procurement of equipment and services of Twenty-five Thousand Dollars (\$25,000) or more prior to awarding any such contract;

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- 1 (c) access by the overseeing department's or agency's duly  
2 authorized representative and government of Guam auditors to  
3 appropriate records for the purpose of audit and examination of  
4 books, documents, papers, and records of funds expended under the  
5 appropriation;
- 6 (d) a detailed inventory listing of each year's purchases, as certified  
7 by its certifying officer; ~~and~~
- 8 (e) a final report containing a full disclosure of all expenditures of  
9 funds appropriated by this Act *no later than* November 15, 2020;  
10 the overseeing department or agency *shall* submit said report to *I*  
11 *Liheslaturan Guåhan* and shall post the same on its website; and
- 12 (f) all advertisements of non-profit organization or sub-grantee  
13 programs funded by government funds shall indicate the source of  
14 funding.

15 Non-compliance with these reporting requirements *shall* subject the non-  
16 profit organization to a minimum three percent (3%) reduction or termination of its  
17 appropriation and shall be referred to the Attorney General's office for investigation;  
18 the overseeing department's or agency's contract with the organization *shall* so  
19 provide. Non-compliance with the reporting requirements shall be reported by the  
20 agency to the Speaker and the Governor within 5 days of violation and the agency  
21 may suspend the non-profit organization from applying for the next grant cycle."

22 **Section 2. Severability.** If any provision of this Act or its application to any  
23 person or circumstance is found to be invalid or contrary to law, such invalidity *shall*  
24 *not* affect other provisions or applications of this Act that can be given effect without  
25 the invalid provision or application, and to this end the provisions of this Act are  
26 severable.