


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
75-35 (COR)	<u>Committee on Rules</u> by request of <i>I Moga'hågan Guåhan</i> , the Governor of Guam, in accordance with the Organic Act of Guam.	AN ACT MAKING APPROPRIATIONS FOR THE OPERATIONS OF THE EXECUTIVE BRANCH OF THE GOVERNMENT OF GUAM FOR FISCAL YEAR ENDING SEPTEMBER 30, 2020, MAKING OTHER APPROPRIATIONS, AND ESTABLISHING MISCELLANEOUS AND ADMINISTRATIVE PROVISIONS.	4/9/19 4:11 p.m.						

**I MINA'TRENTAI SINGKO NA LIHESLATURAN GUÅHAN
2019 (FIRST) REGULAR SESSION**

Bill No. 75-35(COR)

Introduced by:


Committee on Rules
by request of *I Maga'hågan*
Guåhan, the Governor of
Guam, in accordance with the
Organic Act of Guam.

**AN ACT MAKING APPROPRIATIONS FOR THE
OPERATIONS OF THE EXECUTIVE BRANCH OF THE
GOVERNMENT OF GUAM FOR FISCAL YEAR
ENDING SEPTEMBER 30, 2020, MAKING OTHER
APPROPRIATIONS, AND ESTABLISHING
MISCELLANEOUS AND ADMINISTRATIVE
PROVISIONS.**

BE IT ENACTED BY THE PEOPLE OF GUAM:

CHAPTER I

GENERAL PROVISIONS

Section 1. Short Title. This Act *shall* be known as the "***General Appropriations Act of 2020***". *Except* as otherwise provided by this Act, the appropriations made by this Act identifying Fiscal Year 2020 shall be available to pay for obligations incurred on *or* after October 1, 2019 but *no later than* September 30, 2020. *If* any appropriation in this Act is found contrary to federal law, all other portions of this Act *shall* remain valid.

2019 APR -9 PM 4:11



1 **Section 2. Estimated Revenues for Fiscal Year 2020.** *I Liheslaturan*
2 *Guåhan*, the Guam Legislature, adopts the following revenue estimates for Fiscal
3 Year 2020 as the basis for the appropriations contained in this Act.

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1	I. GENERAL FUND REVENUES	AMOUNT
2	A. TAXES	
3	Income Tax	
4	Individual (<i>not</i> including the Additional Child Tax Credit)	\$84,981,755
5	Corporate	\$80,135,949
6	Withholding Taxes, Interest, and Penalties	\$240,527,229
7	Provision for Tax Refund Payments (net of the	
8	Additional Child Tax Credit)	<u>(\$125,000,000)</u>
9	TOTAL INCOME TAXES	\$280,644,933
10	Business Privilege Tax	\$315,278,514
11	GMHA Pharmaceuticals Fund	
12	(§ 26208, Article 2, Chapter 26 of Title 11 GCA)	(\$19,515,740)
13	Tax Credit (Rehabilitation and	
14	Improvements – Harmon Industrial	
15	Park Roadway [P.L. 33-191])	(\$250,000)
16	Other Taxes	<u>\$4,706,361</u>
17	TOTAL BUSINESS PRIVILEGE TAX	\$300,219,135
18	TOTAL TAXES	\$580,864,068
19	B. FEDERAL SOURCES	
20	Federal Income Tax Collection	
21	Section 30 Funds (Net of War Claims Deduction)	\$71,330,400
22	Immigration Fees and Other Federal Sources	\$1,750,735
23	TOTAL FEDERAL SOURCES	\$73,081,135
24	C. USE OF MONEY AND PROPERTY	\$876,624
25	D. LICENSES, FEES, AND PERMITS	
26	Licenses, Fees, and Permits	\$7,091,109
27	Licenses, Fees, and Permits (Better Public	

1	Service Fund) (Chapter 161 of Title 11 GCA)	(\$709,111)
2	TOTAL LICENSES, FEES, AND PERMITS	\$6,381,998
3	E. DEPARTMENT CHARGES	\$1,517,892
4	TOTAL GENERAL FUND REVENUE	\$662,721,717
5	2% GENERAL FUND RESERVE (DEFICIT REDUCTION	
6	/ RAINY DAY FUND)	(\$13,254,434)
7	(Appropriations Cap of 98% of General Fund Revenue;	
8	§ 22436, Article 4, Chapter 22 of Title 5 GCA)	
9	TOTAL GENERAL FUND REVENUE	
10	AVAILABLE FOR APPROPRIATION	\$649,467,283
11	II. SPECIAL FUND REVENUES	
12	A. Air Pollution Control Special Fund	\$220,308
13	B. Banking and Insurance Enforcement Fund	\$442,888
14	C. Better Public Service Fund	\$1,627,476
15	D. Chamorro Land Trust Operations Fund	\$1,047,832
16	E. Contractors License Board Fund	\$770,111
17	F. Corrections Revolving Fund	\$1,451,161
18	G. Customs, Agriculture, and Quarantine	
19	Inspection Services Fund	\$13,763,061
20	H. Enhanced 911 Emergency Reporting System Fund	\$2,188,751
21	I. Environmental Health Fund	\$1,396,119
22	J. Fire, Life and Medical Emergency Fund	\$844,578
23	K. GMHA Pharmaceuticals Fund	\$19,515,740
24	L. Guam Ancestral Lands Commission Survey,	
25	Infrastructure, and Development Fund	\$290,954
26	M. Guam Board of Accountancy Fund	\$789,780
27	N. Guam Environmental Trust Fund	\$407,380

1	O. Guam Highway Fund (GHF)	\$25,249,488
2	(a) GHF (Better Public Service Fund;	
3	Chapter 161 of Title 11 GCA)	(\$918,365)
4	(b) GHF (Public Transit Fund;	
5	§ 26503, Article 5, Chapter 26 of Title 11 GCA)	(\$383,571)
6	Total Guam Highway Fund	\$23,947,552
7	P. Guam Invasive Species Inspection Fee Fund	\$534,966
8	Q. Guam Museum Fund	\$480,213
9	R. Guam Plant Inspection and Permit Fund	\$97,090
10	S. Health Professional Licensing Office Revolving Fund	\$252,460
11	T. Healthy Futures Fund	\$41,517,022
12	U. Host Community Fund	\$300,000
13	V. Indirect Cost Fund	\$1,479,064
14	W. Land Survey Revolving Fund	\$3,283,756
15	X. Limited Gaming Fund	\$1,764,292
16	Y. Manpower Development Fund	\$803,398
17	Z. Office of Vital Statistics Revolving Fund	\$255,076
18	AA. Pesticide Management Fund	\$124,111
19	AB. Police Patrol Vehicle and Equipment Revolving Fund	\$318,483
20	AC. Police Services Fund	\$1,015,062
21	AD. Professional Engineers, Architects and	
22	Land Surveyors Fund	\$302,104
23	AE. Public Recreation Services Fund	\$140,187
24	AF. Public School Library Resources Fund	\$971,308
25	AG. Public Transit Fund	\$383,571
26	AH. Rabies Prevention Fund	\$47,499
27	AI. Recycling Revolving Fund	\$2,874,423

1	AJ. Safe Streets Fund	\$221,179
2	AK. Sanitary Inspection Revolving Fund	\$116,688
3	AL. School Lunch/Child Nutritional	
4	Meal Reimbursement Fund – Federal	
5	Sources (100% Federal Grant) / Cash Collections	\$12,504,000
6	AM. Solid Waste Operations Fund	\$19,483,073
7	Host Community Fund (§ 51405, Article 4,	
8	Chapter 51 of Title 10 GCA)	(\$300,000)
9	Total Solid Waste Operations Fund	\$19,183,073
10	AN. Street Light Fund	\$4,562,638
11	AO. Tax Collection Enhancement Fund	\$993,137
12	AP. Territorial Educational Facilities Fund	\$38,465,136
13	AQ. Tourist Attraction Fund	\$44,863,078
14	AR. Water Protection Fund	\$52,567
15	AS. Water Research and Development Fund	\$72,823
16	TOTAL SPECIAL FUND REVENUE	\$246,682,095
17	III. FEDERAL MATCHING GRANTS-IN-AID REVENUES	
18	Federal Grants-In-Aid Requiring Local Match:	
19	A. Guam Community College	\$475,070
20	B. Guam Council on the Arts and Humanities Agency	\$294,000
21	C. Guam Police Department	\$641,172
22	D. Department of Integrated Services for	
23	Individuals with Disabilities	\$2,594,775
24	E. Department of Labor	\$47,000
25	F. Department Military Affairs	\$4,500,232
26	G. Department of Public Health and Social Services	\$52,535,047
27	H. Office of the Attorney General	\$4,013,648

1	I. University of Guam	\$5,102,470
2	TOTAL FEDERAL MATCHING GRANTS-	
3	IN-AID REVENUE	\$70,203,414
4	REVENUE SUMMARY:	
5	TOTAL GENERAL FUND REVENUE	
6	AVAILABLE FOR APPROPRIATION	\$649,467,283
7	TOTAL SPECIAL FUND REVENUE	\$246,682,095
8	TOTAL FEDERAL MATCHING GRANTS-	
9	IN-AID REVENUE	\$70,203,414
10	GRAND TOTAL	\$966,352,792
11	Section 3. Debt Service Continuing Appropriations for Fiscal Year	
12	2020. The following are continuing appropriations for debt service requirements:	
13	A. GENERAL OBLIGATION BONDS 2009 SERIES A	
14	(To finance certain expenses affecting General Fund	
15	deficit; P.L. 29-113 as amended by P.L. 30-7;	
16	due FY 2040 as final year)	\$5,536,250 1/
17	1/ General Fund	
18	B. GUAM DEPARTMENT OF EDUCATION	
19	SERIES 2010A CERTIFICATES OF PARTICIPATION	
20	(JOHN F. KENNEDY HIGH SCHOOL PROJECT)	
21	(P.L. 30-178; Chapter 58A of Title 5 GCA; includes additional	
22	rent)	\$6,699,550 2/
23	2/ General Fund (Principal & Interest: \$5,131,550) and Territorial	
24	Educational Facilities Fund (Insurance & Maintenance: \$1,568,000)	
25	C. LIMITED OBLIGATION (LO) HOTEL	
26	OCCUPANCY TAX (HOT) REVENUE	
27	BONDS, SERIES 2011A	

1 (Refunding of LO Infrastructure
2 Improvement Bonds, 1997 Series A;
3 to acquire, construct, or equip a new
4 Guam Museum, and projects that benefit
5 tourism industry) \$6,996,988 3/
6 **3/ Tourist Attraction Fund**

7 **D. BUSINESS PRIVILEGE TAX BONDS, SERIES 2011A**
8 (To finance unpaid income tax refunds
9 for 2010; prior year obligations; COLA) \$16,346,888 4/
10 **4/ General Fund**

11 **E. BUSINESS PRIVILEGE TAX BONDS, SERIES 2012B**
12 (To finance unpaid income tax refunds for 2011;
13 health insurance premiums for FY 2012; GMHA &
14 GDOE retirement contribution payments to GGRF;
15 rehabilitation of school facilities) \$7,493,878 5/
16 **5/ General Fund**

17 **F. GUAM DEPARTMENT OF EDUCATION (GDOE)**
18 **SERIES 2013A CERTIFICATES OF PARTICIPATION**
19 **(OKKODO HIGH SCHOOL PROJECT)**
20 (Chapter 58B of Title 5 GCA; § 50103, Chapter 50 of
21 Title 12 GCA; and Title 13 GCA; due FY 2030 as
22 final year; to include additional rent [Insurance
23 and Maintenance to be reimbursed by the GDOE]) \$3,586,335 6/
24 **6/ General Fund (Principal & Interest: \$2,936,335) and Territorial**
25 **Educational Facilities Fund (Insurance & Maintenance: \$650,000)**

26 **G. LIMITED OBLIGATION BONDS BUSINESS**
27 **PRIVILEGE TAX 2015 SERIES D**

1	(Refunding of GOB, 2007 Series A, and a	
2	portion of GOB, 2009 Series A; final maturity	
3	FY 2040)	\$25,726,000 7/
4	7/ General Fund	
5	H. LIMITED OBLIGATION (SECTION 30) BONDS,	
6	2016 SERIES A	
7	(Refunding of LO [Section 30] Bonds, Series 2009 A;	
8	refinancing of Series 2013 B Guam Education Financing	
9	Foundation II, Inc. Certificates of Participation [Okkodo	
10	High School Expansion Project]; financing certain working	
11	capital costs of the Guam Memorial Hospital Authority,	
12	including the refinancing of an outstanding loan from the	
13	Bank of Guam)	\$20,972,750 8/
14	8/ General Fund	
15	TOTAL CONTINUING APPROPRIATIONS	\$93,358,639

CHAPTER II

APPROPRIATIONS FOR EXECUTIVE BRANCH OPERATIONS

Section 1. Executive Branch Appropriations for Fiscal Year 2020. Six

Hundred Nineteen Million Forty Thousand Two Hundred Eighty Eight Dollars (\$619,040,288) are appropriated for the operations of the Executive Branch for fiscal year ending September 30, 2020. This sum is composed of Four Hundred Twenty Million One Hundred Sixty Nine Thousand Four Hundred Twenty Dollars (\$420,169,420) from the General Fund; One Hundred Thirty Two Million Six Hundred Eighty One Thousand One Hundred Two Dollars (\$132,681,102) from Special Funds; and Sixty Six Million One Hundred Eighty Nine Thousand Seven Hundred Sixty Six Dollars (\$66,189,766) from Federal Matching Grants-in-Aid. The appropriations shall be expended as follows:

	General Fund	Special Fund	Federal Fund Match	Total
I. GENERAL GOVERNMENT				
A. Office of <i>I Maga'hågan</i>				
<i>Guåhan</i> and <i>I Sigundo</i>				
<i>Maga'låhen Guåhan</i>	\$ 6,128,557	\$ 252,328 1/	\$ -	\$ 6,380,885
B. Medical Referral				
Assistance Office	\$ 931,818	\$ -	\$ -	\$ 931,818
C. Bureau of Women's				
Affairs	\$ 189,836	\$ -	\$ -	\$ 189,836
D. Bureau of Budget and Management				
Research	\$ 1,283,326	\$ 295,433 1/	\$ -	\$ 1,578,759

	General Fund	Special Fund	Federal Fund Match	Total
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E. Civil Service

1	Commission	\$ 944,023	\$ -	\$ -	\$ 944,023
2	F. Administration	\$ 7,291,021	\$ 1,019,519	2/ \$ -	\$ 8,310,540
3	G. Office of Technology	\$ 3,139,434	\$ -	\$ -	\$ 3,139,434
4	H. Public Works	\$ -	\$ 20,615,695	3/ \$ -	\$ 20,615,695
5	I. Revenue and Taxation	\$ 9,410,539	\$ 3,063,501	4/ \$ -	\$ 12,474,040
6	J. Land Management	\$ -	\$ 3,283,756	5/ \$ -	\$ 3,283,756
7	K. Chamorro Land Trust				
8	Commission	\$ -	\$ 1,047,832	6/ \$ -	\$ 1,047,832
9	L. Guam Ancestral Lands				
10	Commission	\$ 89,462	\$ 290,954	7/ \$ -	\$ 380,416
11	M. Board of Registration for Professional				
12	Engineers, Architects and Land Surveyors				
13	(PEALS)	\$ -	\$ 302,104	8/ \$ -	\$ 302,104
14	N. Contractors License				
15	Board	\$ -	\$ 770,111	9/ \$ -	\$ 770,111
16	O. Veterans Affairs	\$ 715,311	\$ -	\$ -	\$ 715,311
17	P. Guam Regional Transit				
18	Authority	\$ -	\$ 3,450,644	10/ \$ -	\$ 3,450,644
19	TOTAL GENERAL				
20	GOVERNMENT	\$ 30,123,327	\$ 34,391,877	\$ -	\$ 64,515,204
21		General	Special	Federal	Total
22		Fund	Fund	Fund Match	
23	II. PROTECTION OF				
24	LIFE & PROPERTY				
25	A. Corrections	\$ 22,855,875	\$ 1,539,633	11/ \$ -	\$ 24,395,508
26	B. Youth Affairs	\$ 5,545,720	\$ 88,020	12/ \$ -	\$ 5,633,740
27	C. Guam Fire	\$ 28,892,853	\$ 3,860,403	13/ \$ -	\$ 32,753,256

1	D. Guam Police	\$ 27,723,567	\$ 9,456,989	14/ \$ 641,172	\$ 37,821,728
2	E. Office of Post-Mortem				
3	Examinations	\$ 458,897	\$ -	\$ -	\$ 458,897
4	F. Customs and				
5	Quarantine Agency	\$ 1,266,188	\$ 13,763,061	15/ \$ -	\$ 15,029,249
6	G. Guam Environmental				
7	Protection Agency	\$ -	\$ 877,189	16/ \$ -	\$ 877,189
8	TOTAL PROTECTION				
9	OF LIFE & PROPERTY	\$ 86,743,100	\$ 29,585,295	\$ 641,172	\$ 116,969,567
10	III. PUBLIC HEALTH				
11	A. Guam Behavioral Health				
12	and Wellness Center	\$ -	\$ 19,548,075	12/ \$ -	\$ 19,548,075
13	B. Public Health and				
14	Social Services	\$ 49,033,496	\$ 10,500,042	17/ \$ 52,535,047	\$ 112,068,585
15	TOTAL PUBLIC				
16	HEALTH	\$ 49,033,496	\$ 30,048,117	\$ 52,535,047	\$ 131,616,660
17		General	Special	Federal	Total
18		Fund	Fund	Fund Match	
19	IV. COMMUNITY SERVICES				
20	A. Integrated Services for				
21	Individuals with				
22	Disabilities	\$ 535,777	\$ 558,866	12/ \$ 2,594,775	\$ 3,689,418
23	TOTAL COMMUNITY				
24	SERVICES	\$ 535,777	\$ 558,866	\$ 2,594,775	\$ 3,689,418
25	V. RECREATION				
26	A. Parks and Recreation	\$ -	\$ 3,804,016	18/ \$ -	\$ 3,804,016
27	TOTAL RECREATION	\$ -	\$ 3,804,016	\$ -	\$ 3,804,016

1	VI. INDIVIDUAL &					
2	COLLECTIVE RIGHTS					
3	A. Commission on					
4	Decolonization	\$ 349,490	\$ -	\$ -	\$ 349,490	
5	B. Chamorro Affairs	\$ -	\$ 2,283,526	19/ \$ -	\$ 2,283,526	
6	C. Guam Council on the					
7	Arts & Humanities	\$ -	\$ 394,126	20/ \$ 294,000	\$ 688,126	
8	D. Hagåtña Restoration & Redevelopment					
9	Authority	\$ -	\$ 885,948	20/ \$ -	\$ 885,948	
10	E. Commission on CHamoru Language & the Teaching					
11	of the History and Culture of the Indigenous					
12	People of Guam	\$ -	\$ 252,200	20/ \$ -	\$ 252,200	
13		General	Special	Federal	Total	
14		Fund	Fund	Fund Match		
15	F. Labor	\$ 1,960,082	\$ 241,019	21/ \$ 47,000	\$ 2,248,101	
16	G. Military Affairs	\$ 1,001,923	\$ -	\$ 4,500,232	\$ 5,502,155	
17	H. Guam Election					
18	Commission	<u>\$ 1,423,904</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 1,423,904</u>	
19	TOTAL INDIVIDUAL & COLLECTIVE					
20	RIGHTS	\$ 4,735,399	\$ 4,056,819	\$ 4,841,232	\$ 13,633,450	
21	VII. PUBLIC EDUCATION					
22	A. Guam Department					
23	of Education 25/	\$ 202,067,536	\$ 26,865,891	22/ \$ -	\$ 228,933,427	
24	B. Guam Commission for Educator					
25	Certification 26/	\$ -	\$ 268,475	23/ \$ -	\$ 268,475	
26	C. University of					
27	Guam 27/	\$ 25,909,359	\$ -	\$ 5,102,470	\$ 31,011,829	

1	D. Guam Community				
2	College 28/	\$ 16,432,493	\$ -	\$ 475,070	\$ 16,907,563
3	E. Guam Educational Telecommunications				
4	Corp. (PBS Guam)	\$ -	\$ 583,962 23/	\$ -	\$ 583,962
5	F. Guam Public Library				
6	System	<u>\$ -</u>	<u>\$ 1,353,624 23/</u>	<u>\$ -</u>	<u>\$ 1,353,624</u>
7	TOTAL PUBLIC				
8	EDUCATION	\$ 244,409,388	\$ 29,071,952	\$ 5,577,540	\$ 279,058,880
9		General	Special	Federal	Total
10		Fund	Fund	Fund Match	
11	VIII. ECONOMIC				
12	DEVELOPMENT				
13	A. Bureau of Statistics				
14	and Plans	\$ 1,261,021	\$ -	\$ -	\$ 1,261,021
15	B. Agriculture	<u>\$ 3,327,912</u>	<u>\$ 1,164,160 24/</u>	<u>\$ -</u>	<u>\$ 4,492,072</u>
16	TOTAL ECONOMIC				
17	DEVELOPMENT	\$ 4,588,933	\$ 1,164,160	\$ -	\$ 5,753,093
18	GRAND TOTAL	\$ 420,169,420	\$ 132,681,102	\$ 66,189,766	\$ 619,040,288

- 1 **NOTES:**
- 2 1/ Indirect Cost Fund
- 3 2/ Indirect Cost Fund (**\$931,303**) and Limited Gaming Fund (**\$88,216**)
- 4 3/ Guam Highway Fund (**\$12,890,339**) and Territorial Educational Facilities Fund
- 5 (**\$7,725,356**)
- 6 4/ Tax Collection Enhancement Fund (**\$993,137**), Better Public Service Fund
- 7 (**\$1,627,476**), and Banking & Insurance Enforcement Fund (**\$442,888**)
- 8 5/ Land Survey Revolving Fund
- 9 6/ Chamorro Land Trust Operations Fund
- 10 7/ Guam Ancestral Lands Commission Survey, Infrastructure & Development
- 11 Fund
- 12 8/ Professional Engineers, Architects and Land Surveyors Fund
- 13 9/ Contractors License Board Fund
- 14 10/ Public Transit Fund (**\$383,571**) and Guam Highway Fund (**\$3,067,073**)
- 15 11/ Corrections Revolving Fund (**\$1,451,161**) and Safe Streets Fund (**\$88,472**)
- 16 12/ Healthy Futures Fund
- 17 13/ Enhanced 911 Emergency Reporting System Fund (**\$2,188,751**), Fire, Life and
- 18 Medical Emergency Fund (**\$844,578**), and Tourist Attraction Fund (**\$827,074**)
- 19 14/ Police Services Fund (**\$1,015,062**), Police Patrol Vehicle & Equipment
- 20 Revolving Fund (**\$318,483**), Guam Highway Fund (**\$1,390,176**), and Tourist
- 21 Attraction Fund (**\$6,733,268**)
- 22 15/ Customs, Agriculture and Quarantine Inspection Services Fund
- 23 16/ Air Pollution Control Fund (**\$220,308**), Guam Environmental Trust Fund
- 24 (**\$407,380**), Water Protection Control Fund (**\$52,567**), Water Research &
- 25 Development Fund (**\$72,823**), and Pesticide Management Fund (**\$124,111**)
- 26 17/ Environmental Health Fund (**\$1,396,119**), Healthy Futures Fund (**\$8,479,699**),
- 27 Office of Vital Statistics Revolving Fund (**\$255,076**), Health Professional

- 1 Licensing Office Revolving Fund **(\$252,460)**, and Sanitary Inspection
2 Revolving Fund **(\$116,688)**
- 3 **18/** Tourist Attraction Fund **(\$3,105,137)**, Public Recreation Services Fund
4 **(\$140,187)**, and Limited Gaming Fund **(\$558,692)**
- 5 **19/** DCA Operations: Tourist Attraction Fund **(\$1,314,690)**; Guam Museum
6 Operations: Guam Museum Fund **(\$480,213)** and Tourist Attraction Fund
7 **(\$488,623)**
- 8 **20/** Tourist Attraction Fund
- 9 **21/** Manpower Development Fund
- 10 **22/** School Lunch/SAE/Child Nutritional Meal/Cash Collections Fund
11 **(\$12,504,000)**, Territorial Educational
12 Facilities Fund **(\$12,831,891)**, Public School Library Resources Fund
13 **(\$971,308)**, and Limited Gaming Fund **(\$558,692)**
- 14 **23/** Territorial Educational Facilities Fund
- 15 **24/** Guam Plant Inspection and Permit Fund **(\$97,090)**, Tourist Attraction Fund
16 **(\$484,605)**, Guam Invasive Species
17 Inspection Fee Fund **(\$534,966)**, and Rabies Prevention Fund **(\$47,499)**
- 18 **25/** The amounts reflect the funding allocation pursuant to § 4107, Chapter 4, Title 5
19 of the Guam Code Annotated as amended by Section 19, Chapter XII of Public
20 Law 33-66. The GDOE is mandated to submit its budget request to *I*
21 *Liheslaturan Guåhan* pursuant to § 3121, Chapter 3, Title 17 of the Guam Code
22 Annotated.
- 23 **26/** The amount reflects the funding allocation pursuant to § 4107, Chapter 4, Title 5
24 of the Guam Code Annotated as amended by Section 19, Chapter XII of Public
25 Law 33-66. The GCEC is mandated to submit its budget request to *I*
26 *Liheslaturan Guåhan* pursuant to § 27008(b), Chapter 27, Title 17 of the Guam
27 Code Annotated.

1 **27/** The amounts reflect the funding allocation pursuant to § 4107, Chapter 4, Title 5
2 of the Guam Code Annotated as amended by Section 19, Chapter XII of Public
3 Law 33-66. The UOG is mandated to submit its budget request to *I*
4 *Liheslaturan Guåhan* pursuant to § 16118, Chapter 16, Title 17 of the Guam
5 Code Annotated.

6 **28/** The amounts reflect the funding allocation pursuant to § 4107, Chapter 4, Title 5
7 of the Guam Code Annotated as amended by Section 19, Chapter XII of Public
8 Law 33-66. The GCC is mandated to submit its budget request to the *I*
9 *Liheslaturan Guåhan* pursuant to § 33101, Chapter 33, Title 17 of the Guam
10 Code Annotated.

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CHAPTER III

MISCELLANEOUS APPROPRIATIONS

Section 1. Appropriations to the Guam Department of Education (GDOE) for Education Programs. Notwithstanding any other provision of law, for Fiscal Year 2020, the sum of Four Hundred One Thousand Two Hundred Seven Dollars (\$401,207) is appropriated from the General Fund, and the sum of Eight Hundred Ninety One Thousand Seven Hundred Fifty Four Dollars (\$891,754) is appropriated from the Healthy Futures Fund to the Guam Department of Education for the following education programs:

(a) **Chamoru Studies.** Such appropriation in this Section from the General Fund is for the *Chamoru* Studies Division administered by the GDOE to be expended for personnel salaries and benefits, contractual services, professional development and training, supplies and materials, and equipment for the support and the implementation of the Content Standards and Performance Indicators of the course syllabi for the emphasis of fluency and for the promotion of the proficiency skills in the areas of listening, speaking, reading, and writing in the *Chamoru* language.

(b) **Interscholastic Sports Fund.** Such appropriation in this Section from the Healthy Futures Fund is to the Interscholastic Sports Fund administered by the GDOE to be expended pursuant to § 7108, Chapter 7, Title 17 of the Guam Code Annotated. The appropriation made herein *shall* be available to fund the Outrigger Canoe, Rugby, and other sports programs, to include the payment of head coaches, assistant coaches, league fees, busing services, and other expenses normally associated with interscholastic sports.

(c) **Health and Physical Education Activities.** Such appropriation in this Section from the Healthy Futures Fund is to the GDOE for the Health and Physical Education programs, intramural sports, and similar activities.

1 **Section 2. Appropriation to the Guam Department of Education**
2 **(GDOE) for Textbooks and Collateral Material.** The following is the

3 appropriation to the Guam Department of Education for the purchase of textbooks,
4 e-book readers and collateral materials, to include software, sheet music, and
5 music books, in accordance with the following terms and conditions:

6 **(a)** For Fiscal Year 2020, the sum of One Million Five Hundred
7 Thousand Dollars **(\$1,500,000)** is appropriated from the General Fund from Fiscal
8 Year 2021 revenues to the GDOE for the purchase or development and production
9 of textbooks and instructional materials related to specific content areas. The
10 Superintendent of GDOE may, *if* necessary, through agreements with textbook
11 vendors, defer payment for said materials until after October 1, 2020, but *no later*
12 *than* December 31, 2020, with the full faith and credit of the Government of Guam.

13 **(b)** The Superintendent of GDOE *shall* order materials funded by this
14 Section for Fiscal Year 2020 *no later than* March 1, 2020. The Bureau of Budget
15 and Management Research *shall* release such allotments as are necessary to ensure
16 that said materials are ordered by March 1, 2020. The Superintendent of GDOE
17 *shall* receive said materials and distribute them to schools *no later than* thirty (30)
18 days before the start of the school calendar established pursuant to § 4111, Chapter
19 4, Title 17 of the Guam Code Annotated. All funds appropriated for said materials
20 *shall not* be used for any other purpose.

21 **(c)** On the first (1st) day of each quarter of Fiscal Year 2020, the
22 Superintendent of GDOE *shall* provide to *I Maga'hågan Guåhan* and the Speaker
23 of *I Liheslaturan Guåhan*, and post on the GDOE website, a detailed report
24 regarding all receipts, purchase orders, and expenditures for textbooks and
25 instructional materials. Said report *shall* be accompanied by the certified list of
26 textbooks approved by the Guam Education Board and a list or copies of all
27 purchase orders issued related to this Section. The report *shall* summarize:

1 (1) purchases by allotment account number, unit cost, and the total
2 cost of
3 textbooks or instructional materials charged against an appropriation
4 account, the vendor, quantity, title, copyright date, and International
5 Standard Book Number (ISBN) of textbooks or instructional materials
6 ordered, the allocation of such books by school and grade, and
7 whether books are for teachers or students;

8 (2) instructional materials adopted in accordance with § 4104,
9 Chapter 4, Title 17 of the Guam Code Annotated; and

10 (3) other information that may be useful *or* that is requested by *I*

11 *Liheslaturan Guåhan*

12 regarding the funds appropriated and authorized herein. Non-
13 compliance with these reporting requirements by the Superintendent
14 of GDOE *shall* result in the sanctions and penalties imposed by this
15 Act.

16 **Section 3. Guam Department of Education Alternative Dispute**
17 **Resolution/Mediation Services.** Notwithstanding any other provision of law, for
18 Fiscal Year 2020, the sum of Fifty Thousand Dollars (**\$50,000**) is appropriated
19 from the Territorial Educational Facilities Fund to the Guam Department of
20 Education to obtain and provide Alternative Dispute Resolution/Mediation
21 Services to all public schools on Guam.

22 **Section 4. Appropriation to the Guam Department of Education**
23 **(GDOE) for School Safety Program, Facilities Upgrades, and for Simon**
24 **Sanchez High School .** For Fiscal Year 2020, the sum of Five Hundred Thousand
25 Dollars (**\$500,000**) is appropriated from the Territorial Educational Facilities Fund
26 to the Guam Department of Education for the school safety program, school

1 facilities upgrades, and/or the cost associated with the construction of a new Simon
2 Sanchez High School.

3 **Section 5. Guam Department of Education (GDOE) Summer School**
4 **Fund.** Pursuant to § 6119, Article 1, Chapter 6, Division 2, Title 17 of the Guam
5 Code Annotated which established the Summer School Fund, such sums as are
6 necessary to fund the operations of the Fiscal Year 2020 Summer School Program
7 are hereby appropriated to the Guam Department of Education. The
8 Superintendent of Education *shall* submit a detailed report to *I Maga'hågan*
9 *Guåhan* and the Speaker of *I Liheslaturan Guåhan* regarding the receipt and
10 expenditure of said funds *no later than* thirty (30) days after the close of summer
11 school and post the same on the GDOE website. Such report *shall* include the
12 following:

- 13 (a) total revenues received, including identification of each revenue
14 source;
- 15 (b) total expenditures and encumbrances by object classification and by
16 school; and
- 17 (c) the fund balance.

18 **Section 6. Appropriations to the University of Guam.** Notwithstanding
19 any other provision of law, for Fiscal Year 2020, the sum of Three Million Nine
20 Hundred Sixty One Thousand Five Hundred Forty Seven Dollars (**\$3,961,547**) is
21 appropriated from the General Fund and Two Hundred Thousand Dollars
22 (**\$200,000**) is appropriated from the Tourist Attraction Fund to the University of
23 Guam for the following purposes:

- 24 (a) **Student Scholarships, Financial Assistance Programs, and**
25 **Program Administration.** Such appropriation in this Section from the General
26 Fund is for: Merit Awards, Student Loans, Nurse Training Programs, Jesus U.
27 Torres Professional and Technical Awards, Reserve Officer Training Corps

1 (ROTC), Regent Scholarships, Marine Lab Graduate Assistance Programs, Early
2 High School Admission Programs, Pedro “Doc” Sanchez Scholarship Programs,
3 John F. Quan Memorial Scholarship Program, and the administration of all student
4 financial assistance programs for Fiscal Year 2020. The President of the
5 University of Guam *shall* allocate this appropriation in order to fund said student
6 scholarships, financial assistance programs and program administration.

7 **(b) Dr. Antonio C. Yamashita Educator Corps.** Such appropriation in
8 this Section from the General Fund is for the Dr. Antonio C. Yamashita Educator
9 Corps. The President of the University of Guam *shall* disburse, pursuant to the
10 directives and policies of the Educator Corps Council, stipends for the Dr. Antonio
11 C. Yamashita Educator Corps, and funds for the administration of said program
12 pursuant to Chapter 18, Title 17 of the Guam Code Annotated and § 15107,
13 Chapter 15, Title 17 of the Guam Code Annotated, as *amended*. The President of
14 the University of Guam *shall* post on the University of Guam’s website all reports
15 mandated by this Act regarding the Dr. Antonio C. Yamashita Educator Corps.

16 **(c) Aquaculture Development and Training Center.** Such
17 appropriation in this Section from the General Fund is for the purpose of funding
18 the continued operations of the Aquaculture Development and Training Center.

19 **(d) WERI’s Guam Hydrologic Survey.** Such appropriation in this
20 Section from the General Fund is for the purpose of funding the Guam Hydrologic
21 Survey (GHS) administered by the Water and Environmental Research Institute of
22 the Western Pacific (WERI). WERI *shall* continue to administer the GHS for
23 those purposes previously established by Guam law.

24 **(e) WERI’s Comprehensive Water Resource Monitoring Program.**
25 Such appropriation in this Section from the General Fund *shall* be used to fund the
26 Water and Environmental Research Institute of the Western Pacific (WERI) for the
27 *sole* purpose of matching the federal funding for the Comprehensive Water

1 Resource Monitoring Program. WERI *shall* continue to administer the
2 Comprehensive Water Resource Monitoring Program for those purposes
3 previously established by Guam law.

4 **(f) Northern and Southern Soil and Water Conservation Districts**
5 **Program.** Such appropriation in this Section from the General Fund is for
6 operations and activities of the Northern and Southern Soil and Water
7 Conservation Districts (SWCD) Program and *shall* be equally divided between the
8 Northern and Southern Soil Conservation Districts. Expenditures from this
9 appropriation *shall* be made upon the approval of the District Directors, with the
10 consent of the SWCD Board and *shall not* require further approval by the
11 University of Guam *or* any other government entity.

12 **(g) KPRG (Public Radio).** Such appropriation in this Section from the
13 General Fund is for KPRG (Public Radio) operations. The President of the
14 University of Guam *shall* disburse the funds to KPRG. *No later than* thirty (30)
15 days after the close of each fiscal quarter of Fiscal Year 2020, the General
16 Manager of KPRG *shall* submit to the President of the University of Guam, and
17 post on KPRG's website, all reports mandated by this Act.

18 **(h) Guampedia Foundation.** Such appropriation in this Section from the
19 Tourist Attraction Fund is for the operations of the Guampedia Foundation.

20 **Section 7. Appropriations to the University of Guam Capital**
21 **Improvements Fund.** Notwithstanding any other provision of law, for Fiscal
22 Year 2020, the following are appropriated to the University of Guam:

23 **(a)** The sum of Five Hundred Thousand Dollars (**\$500,000**) is appropriated
24 from the Territorial Educational Facilities Fund to the University of Guam Capital
25 Improvements Fund for the purpose of paying for the debt service pursuant to §
26 16132, Chapter 16, Division 3, Title 17 of the Guam Code Annotated.

1 (b) The sum of Eight Hundred Seventy Four Thousand Fifty Six Dollars
2 (\$874,056) is appropriated from the Territorial Educational Facilities Fund to the
3 University of Guam Capital Improvements Fund for the purpose of paying rental
4 payments due under the lease-back agreement pursuant to Section 18 of Public
5 Law 31-229, as repealed and reenacted by Public Law 31-277.

6 **Section 8. Appropriation to the University of Guam for Guam Cancer**
7 **Trust Fund.** Notwithstanding § 26603(d)(5)(B), Chapter 26, Article 6, Title 11 of
8 the Guam Code Annotated, for Fiscal Year 2020, the sum of Two Million Eight
9 Hundred Thousand Dollars (\$2,800,000) is appropriated from the Healthy Futures
10 Fund to the University of Guam for the administration of the Guam Cancer Trust
11 Fund. This appropriation shall be used to fund cancer screening, treatment,
12 educational outreach programs, and support services for qualified applicants.

13 **Section 9. Appropriations to the Guam Community College.**
14 Notwithstanding any other provision of law, for Fiscal Year 2020, the sum of Nine
15 Hundred Fifty Thousand One Hundred Twenty Five Dollars (\$950,125) is
16 appropriated from the General Fund, Twenty Four Thousand One Hundred Fifty
17 Four Dollars (\$24,154) is appropriated from the Tourist Attraction Fund, Five
18 Hundred Sixty Two Thousand Three Hundred Seventy Nine Dollars (\$562,379) is
19 appropriated from the Manpower Development Fund, and Three Hundred Eighty
20 Six Thousand Five Hundred Nine Dollars (\$386,509) is appropriated from the
21 Territorial Educational Facilities Fund to the Guam Community College for the
22 following training programs:

23 (a) **Licensed Practical Nursing and Vocational Guidance Programs.**
24 Such appropriation in this Section from the General Fund is to support the
25 operations of the Licensed Practical Nursing Program and Vocational Guidance
26 Program.

1 **(b) Lodging Management Program/ProStart.** Such appropriation in
2 this Section from the Tourist Attraction Fund is for the Lodging Management
3 Program/ProStart Program.

4 **(c) Apprenticeship Program.** Such appropriations in this Section from
5 the Manpower Development Fund and from the Territorial Educational Facilities
6 Fund are for the Guam Community College Apprenticeship Program. In addition
7 to the authorization contained in § 7120, Chapter 7, Title 22 of the Guam Code
8 Annotated, the appropriation herein shall be available and authorized to be used by
9 the Guam Community College to fund the operations of other programs at the
10 College, as approved by the Board and Administration of the College, after all the
11 Apprenticeship Program requirements and obligations have been fully funded.

12 **Section 10. Appropriation to the Guam Community College Capital**
13 **Improvements Fund.** For Fiscal Year 2020, the sum of Two Hundred Thousand
14 Four Hundred Dollars (**\$200,400**) is appropriated from the Territorial Educational
15 Facilities Fund to the Guam Community College Capital Improvements Fund for
16 the purpose of paying rental payments due under the lease-back agreement
17 pursuant to Section 22(b) of Public Law 31-229.

18 **Section 11. Appropriation to the Department of Corrections for Cost of**
19 **Care and Custody for Prisoners Confined in Federal Facilities.** For Fiscal
20 Year 2020, the sum of Five Hundred Three Thousand Five Hundred Dollars
21 (**\$503,500**) is appropriated from the General Fund to the Department of
22 Corrections for the payment of current year obligations for prisoners confined in
23 federal facilities of the Federal Bureau of Prisons.

24 **Section 12. Appropriation to the Department of Corrections for Cost-**
25 **Sharing Initiative Related to the Criminal Justice Information System (CJIS)**
26 **Integration Report.** For Fiscal Year 2020, the sum of Eighty Nine Thousand
27 Seven Hundred Thirty Dollars (**\$89,730**) is appropriated from the General Fund to

1 the Department of Corrections for its share of the total annual cost of message
2 switch maintenance and National Law Enforcement Telecommunications System
3 (NLETS) membership pursuant to the Multi-Agency Agreement to Facilitate a
4 Cost Sharing Initiative of May 2013 entered into by the Chief of Police, the
5 Director of the Department of Corrections, the Attorney General of Guam, and the
6 Administrator of the Courts.

7 **Section 13. Appropriation to the Guam Police Department for Cost-**
8 **Sharing Initiative Related to the Criminal Justice Information System (CJIS)**
9 **Integration Report.** For Fiscal Year 2020, the sum of Eighty Nine Thousand
10 Seven Hundred Thirty Dollars (**\$89,730**) is appropriated from the General Fund to
11 the Guam Police Department for its share of the total annual cost of message
12 switch maintenance and National Law Enforcement Telecommunications System
13 (NLETS) membership pursuant to the Multi-Agency Agreement to Facilitate a
14 Cost Sharing Initiative of May 2013 entered into by the Chief of Police, the
15 Director of the Department of Corrections, the Attorney General of Guam, and the
16 Administrator of the Courts.

17 **Section 14. Appropriation to the Department of Youth Affairs for**
18 **Youth Programs.** For Fiscal Year 2020, the sum of Three Hundred Thirty Two
19 Thousand One Hundred Fifty Dollars (**\$332,150**) is appropriated from the General
20 Fund to the Department of Youth Affairs to fund programs contracted out to non-
21 governmental organizations for services to youths who are runaways, homeless, or
22 victims of abuse.

23 **Section 15. Appropriations to the Guam Environmental Protection**
24 **Agency.** Notwithstanding any other provision of law, for Fiscal Year 2020, the
25 following are appropriated to the Guam Environmental Protection Agency:

26 (a) **Beach Monitoring.** The sum of One Hundred Eight Thousand Two
27 Hundred Eighty Nine Dollars (**\$108,289**) is appropriated from the Tourist

1 Attraction Fund to the Guam Environmental Protection Agency for the *sole*
2 purpose of beach monitoring. This appropriation is *not* subject to transfer or use for
3 any other purpose.

4 **(b) Landfill Costs.** The sum of Two Hundred Two Thousand Nine
5 Hundred Ninety Two Dollars **(\$202,992)** is appropriated from the Solid Waste
6 Operations Fund to the Guam Environmental Protection Agency for costs in the
7 closure, monitoring and opening of the island's landfills.

8 **(c) Recycling Revolving Fund.** The sum of Two Million Eight Hundred
9 Seventy Four Thousand Four Hundred Twenty Three Dollars **(\$2,874,423)** is
10 appropriated from the Recycling Revolving Fund to the Guam Environmental
11 Protection Agency for the sole purpose pursuant to Article 3, Chapter 51, Title 10
12 of the Guam Code Annotated for Fiscal Year 2020.

13 **Section 16. Guam Behavioral Health and Wellness Center**
14 **Detoxification and Rehabilitation Services.** For Fiscal Year 2020, the sum of
15 One Million Eight Hundred Three Thousand Twenty Five Dollars **(\$1,803,025)** is
16 appropriated from the Healthy Futures Fund to the Guam Behavioral Health and
17 Wellness Center to fund drug and alcohol detoxification, rehabilitation, and
18 prevention services programs, which may be contracted out to non-governmental
19 organizations; provided, that the expenditure of such funds shall comply with §
20 1421b(p) of 48 United States Code.

21 **Section 17. Guam Behavioral Health and Wellness Center Focus on**
22 **Life Suicide Prevention Program.** For Fiscal Year 2020, the sum of Eighty Six
23 Thousand Dollars **(\$86,000)** is appropriated from the General Fund to the Guam
24 Behavioral Health and Wellness Center to fund the Focus on Life - Suicide
25 Prevention Program.

26 **Section 18. Guam Behavioral Health and Wellness Center Inpatient**
27 **Detox Program (New Beginnings).** For Fiscal Year 2020, the sum of One

1 Million Dollars (**\$1,000,000**) is appropriated from the Healthy Futures Fund to the
2 Guam Behavioral Health and Wellness Center to fund inpatient services of drug
3 and alcohol detoxification, rehabilitation, and prevention services programs.

4 **Section 19. Appropriation to the Department of Public Health and**
5 **Social Services for Guam Cancer Registry.** Pursuant to § 26603(d)(5)(D),
6 Article 6, Chapter 26, Title 11 of the Guam Code Annotated, for Fiscal Year 2020,
7 the sum of Four Hundred Fifteen Thousand One Hundred Seventy Dollars
8 (**\$415,170**) is appropriated from the Healthy Futures Fund to the Department of
9 Public Health and Social Services to maintain the Guam Cancer Registry pursuant
10 to § 3201.1, Article 2, Chapter 3, Title 10 of the Guam Code Annotated.

11 **Section 20. Appropriation to the Department of Public Health and**
12 **Social Services for Insurance Premiums for Foster Children.** The sum of Five
13 Hundred Forty Nine Thousand Dollars (**\$549,000**) is appropriated from the
14 General Fund to the Department of Public Health and Social Services (DPHSS)
15 for the purpose of paying the premiums for health insurance in Fiscal Year 2020.
16 The DPHSS Bureau of Social Services Administration shall be the subscriber for
17 foster children covered under Public Law 32-189 and shall remit payments to the
18 Department of Administration or to the insurance provider for the purpose of
19 paying premiums.

20 **Section 21. Department of Public Health and Social Services Medical**
21 **Marijuana Laboratory.** For Fiscal Year 2020, the sum of Seven Hundred Fifty
22 Thousand Dollars (**\$750,000**) is appropriated from the General Fund to the
23 Department of Public Health and Social Services (DPHSS) for the purposes of
24 funding a Medical Marijuana Laboratory.

25 **Section 22. Appropriations to the Guam Memorial Hospital Authority.**
26 Notwithstanding any other provision of law, for Fiscal Year 2020, the following
27 are appropriated to the Guam Memorial Hospital Authority:

1 **(a)** Pursuant to §§ 26208 and 26208.1, Article 2, Chapter 26, Title 11 of
2 the Guam Code Annotated, the sum of Nineteen Million Five Hundred Fifteen
3 Thousand Seven Hundred Forty Dollars **(\$19,515,740)** is appropriated from the
4 Guam Memorial Hospital Authority Pharmaceuticals Fund to the Guam Memorial
5 Hospital Authority.

6 **(b)** Notwithstanding § 26603(d)(5)(C), Article 6, Chapter 26, Title 11 of
7 the Guam Code Annotated, the sum of Five Million Nine Hundred Thirty Two
8 Thousand Four Hundred Thirteen Dollars **(\$5,932,413)** is appropriated from the
9 Healthy Futures Fund to the Guam Memorial Hospital Authority for its operations.

10 **Section 23. Appropriations to the Department of Parks and Recreation.**

11 Notwithstanding any other provision of law, for Fiscal Year 2020, the sum of Five
12 Hundred Forty Nine Thousand Three Hundred Seventy Seven Dollars **(\$549,377)**
13 is appropriated from the Tourist Attraction Fund to the Department of Parks and
14 Recreation (DPR) for the following programs:

15 **(a) Maintenance and Repair of Public Restrooms.** Such appropriation
16 in this Section is for the maintenance, utilities and repair of restroom facilities in
17 public parks island-wide. *No later than* thirty (30) days after the end of every
18 fiscal quarter, the Director of DPR *shall* submit a quarterly report of the
19 expenditures from this appropriation to the Public Auditor and post the same on
20 DPR's website.

21 **(b) Maintenance of Pool Facilities.** Such appropriation in this Section is
22 for the maintenance, utilities, and repair of pool facilities. These funds *shall* be
23 used for the northern pool and the *Hagatña* pool. *No later than* thirty (30) days
24 after the end of every fiscal quarter, the Director of DPR *shall* submit a quarterly
25 report of the expenditures from this appropriation to the Public Auditor and post
26 the same on DPR's website.

1 **Section 24. Appropriation to the Department of Labor for Worker’s**
2 **Compensation Fund.** For Fiscal Year 2020, the sum of Six Hundred Ninety
3 Eight Thousand Five Hundred Ninety Three Dollars (**\$698,593**) is appropriated
4 from the General Fund to the Department of Labor for the Worker’s Compensation
5 Fund for Worker’s Compensation payments pursuant to § 9144, Chapter 9, Title 22
6 of the Guam Code Annotated, including obligations incurred in past years and in
7 the future. Said appropriation may be used to pay for medical, surgical, and other
8 treatment; nurses; hospital services; medical travel and per diem costs; medicine;
9 crutches; and equipment required by a claimant for such period as his injury and
10 the recovery therefrom may require. Said appropriation *shall not* be expended for
11 disability compensation payments for Full-Time Equivalents (FTEs) funded by this
12 Act. The Director of the Department of Labor may use *no more than* Forty
13 Thousand Dollars (\$40,000) from said appropriation to pay for legal services for
14 Workers’ Compensation hearings.

15 **Section 25. Appropriation to the Guam Council on the Arts and**
16 **Humanities Agency for the Guam Territorial Band.** For Fiscal Year 2020, the
17 sum of Forty Thousand Dollars (**\$40,000**) is appropriated from the Tourist
18 Attraction Fund to the Guam Council on the Arts and Humanities Agency for the
19 Guam Territorial Band.

20 **Section 26. Appropriation to the Department of Agriculture for Animal**
21 **Shelter Operations.** For Fiscal Year 2020, the sum of One Hundred Fifty
22 Thousand Dollars (**\$150,000**) is appropriated from the General Fund to the
23 Department of Agriculture to fund the operations of the animal shelter.

24 **Section 27. Appropriation to the Department of Administration for**
25 **Support of Child in Custody.** For Fiscal Year 2020, the sum of Eight Hundred
26 Two Thousand Four Hundred Sixteen Dollars (**\$802,416**) is appropriated from the
27 General Fund to the Department of Administration for the *sole* purpose of paying

1 orders of the court pursuant to § 5116, Chapter 5, Title 19 of the Guam Code
2 Annotated.

3 **Section 28. Appropriation to the Department of Administration for**
4 **Residential Treatment Fund.** The sum of Two Million Three Hundred
5 Thousand Dollars (**\$2,300,000**) is appropriated from the General Fund to the
6 Department of Administration (DOA) for Fiscal Year 2020 to pay the expenses of
7 persons under the jurisdiction of the Superior Court of Guam who require
8 residential care because of physical, mental *or* emotional disabilities *or* severe
9 emotional disturbances. All such persons and their escorts referred off-Guam for
10 treatment and care *shall* submit to the Director of DOA appropriate documentation
11 to justify and receive reimbursement of their travel expenses. The Director of
12 DOA *shall* submit reports to *I Maga'hågan Guåhan* and the Speaker of *I*
13 *Liheslaturan Guåhan* describing all expenditures made pursuant to this
14 appropriation *no later than* thirty (30) days after the end of each quarter of Fiscal
15 Year 2020 and post the same on the DOA website.

16 **Section 29. Appropriation to the Department of Administration for**
17 **Government Claims Fund.** The sum of Two Hundred Fifty Thousand Dollars
18 (**\$250,000**) is appropriated from the General Fund to the Department of
19 Administration (DOA) for the Government Claims Fund for payment of approved
20 government claims in Fiscal Year 2020. The Director of DOA shall, *no later than*
21 thirty (30) days after the close of each quarter of Fiscal Year 2020, submit to the
22 Speaker of *I Liheslaturan Guåhan*, in a Microsoft Excel file and written report
23 describing expenditures made pursuant to the appropriations herein, and post the
24 same on the DOA website.

25 **Section 30. Appropriations to the Department of Administration for**
26 **Government of Guam's Single Audit Reports.** Notwithstanding any other

1 provision of law, for Fiscal Year 2020, the following is appropriated to the
2 Department of Administration:

3 (a) The sum of Four Hundred Thirty Nine Thousand Eight Hundred
4 Dollars (\$439,800) is appropriated from the General Fund to the Department of
5 Administration for the Fiscal Year 2019 Audit of the Government of Guam's
6 General Purpose Financial Statement and the Single Audit Report. The Public
7 Auditor *shall* administer said funds and *shall* oversee the annual audit.

8 (b) The sum of Twenty Thousand Five Hundred Dollars (\$20,500) is
9 appropriated from the Tourist Attraction Fund to the Department of Administration
10 for the Fiscal Year 2019 Audit of the Government of Guam's Tourist Attraction
11 Fund Financial Statement and Single Audit Report. The Public Auditor *shall*
12 administer said funds and *shall* oversee the annual audit.

13 (c) The sum of Eighteen Thousand Five Hundred Dollars (\$18,500) is
14 appropriated from the Guam Highway Fund to the Department of Administration
15 for the Fiscal Year 2019 Audit of the Government of Guam's Highway Fund
16 Financial Statement and Single Audit Report. The Public Auditor *shall* administer
17 said funds and *shall* oversee the annual audit.

18 **Section 31. Appropriations to Retirees for Supplemental Annuity**
19 **Benefits and Other Costs.**

20 (a) The sum of Seven Million Six Hundred Ninety One Thousand Nine
21 Hundred Seventy Dollars (\$7,691,970) is appropriated from the General Fund to
22 the Supplemental Annuity Benefits Special Fund for Fiscal Year 2020, for direct
23 payments to Government of Guam retirees who retired *prior* to October 1, 1995, or
24 their survivors, for the continuing payment of Four Thousand Two Hundred Thirty
25 Eight Dollars (\$4,238) per year in supplemental annuity benefits, consisting of the
26 sum of One Thousand Two Hundred Dollars (\$1,200), One Thousand Five
27 Hundred Dollars (\$1,500), Seven Hundred Dollars (\$700), and Eight Hundred

1 Thirty Eight Dollars (\$838) in annual benefits authorized by various General
2 Appropriation Acts.

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

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

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

26 (e) For Fiscal Year 2020, the Guam Power Authority, the A.B. Won Pat
27 International Airport Authority, the Guam Economic Development Authority, the

1 Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose
2 D. Leon Guerrero Commercial Port, the Guam Waterworks Authority, and the
3 Guam Visitors Bureau shall remit to DOA an amount equal to the number of
4 retirees eligible pursuant to Subsection (a) hereof who have retired from that entity
5 multiplied by Four Thousand Two Hundred Thirty Eight Dollars (\$4,238). Said
6 remittances *shall* be paid in two (2) equal installments on or before October 10,
7 2019, and April 15, 2020. Said remittances *shall not* be subject to *I Maga'hågan*
8 *Guåhan's* transfer authority.

9 (f) For Fiscal Year 2020, the Guam Power Authority, the A.B. Won Pat
10 International Airport Authority, the Guam Economic Development Authority, the
11 Guam Housing Corporation, the Government of Guam Retirement Fund, the Jose
12 D. Leon Guerrero Commercial Port, the Guam Waterworks Authority, and the
13 Guam Visitors Bureau *shall* remit to the GGRF payments for medical, dental, and
14 life insurance payments for retirees who have retired from those respective
15 agencies. Said remittances *shall* be paid in two (2) equal installments on or before
16 October 10, 2019, and on or before April 15, 2020, respectively. The agencies'
17 remittances for medical, dental, and life insurance benefits mandated herein are *ex*
18 *gratia* payments, and are for Fiscal Year 2020.

19 (g) For Fiscal Year 2020, the sum of Three Million Four Hundred Fifty
20 Six Thousand Dollars (**\$3,456,000**) is appropriated from the General Fund to the
21 Government of Guam Retirement Fund, to pay the cost of Medicare premiums,
22 inclusive of premiums for Medicare Parts B and D, for government of Guam
23 retirees and their survivors domiciled on Guam who are eligible to receive Social
24 Security income benefits, and who are eligible to enroll in the Government of
25 Guam Group Health Insurance Program. No government of Guam retiree or their
26 survivor shall be required to enroll in the Government of Guam Health Insurance
27 Program in order to receive the reimbursement. For those government of Guam

1 retired employees and their survivors who do participate in the Government of
2 Guam Group Health Insurance Program and are enrolled in Medicare Parts A and
3 B, and elect either Class I or Class II coverage, reimbursement *shall only* be made
4 to those who opt for the Retiree Supplemental Plan.

5 (h) For Fiscal Year 2020, the sum of Three Hundred Forty Thousand
6 Dollars (**\$340,000**) is appropriated from the General Fund to the Government of
7 Guam Retirement Fund for *I Maga'låhi* and *I Sigundo Maga'låhi/I Sigundo*
8 *Maga'håga* pensions.

9 (i) For Fiscal Year 2020, the sum of Three Hundred Sixty Seven
10 Thousand Dollars (**\$367,000**) is appropriated from the General Fund to the
11 Government of Guam Retirement Fund for retirement annuities for former judges
12 and justices of the Superior Court and Supreme Court of Guam.

13 (j) The Government of Guam Retirement Fund Board of Trustees *shall*
14 enact and, *if necessary*, amend administrative regulations that establish procedures
15 to ensure the proper submission, receipt, and accounting of all sums remitted
16 pursuant to Subsections (e) and (f) hereof.

17 **Section 32. Survivor Supplemental Annuity Additions.** § 8135(d) (6),
18 Article 1, Chapter 8, Title 4 of the Guam Code Annotated is *amended* to read:

19 “(6) the prospective payment of supplemental benefits for the period of
20 [~~October 1, 2018, through September 30, 2019~~] October 1, 2019, through
21 September 30, 2020 for Fiscal Year 2020 for survivors of those employees
22 who retired prior to October 1, 1995, to be paid in the following manner:

23 (A) Four Thousand Two Hundred Thirty Eight Dollars (\$4,238) in
24 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand
25 Two Hundred Dollars (\$1,200), One Thousand Five Hundred Dollars
26 (\$1,500), Seven Hundred Dollars (\$700), and Eight Hundred Thirty Eight

1 Dollars (\$838) in annual benefits formerly contained in various General
2 Appropriation Acts.

3 (B) No person eligible for Retiree Supplemental Annuity Benefits
4 provided for in this Section shall receive such benefits if her/his regular
5 annual retirement annuity, exclusive of the supplemental amounts authorized
6 hereby, exceeds Forty Thousand Dollars (\$40,000). No persons eligible for
7 Retiree Supplemental Annuity Benefits shall receive more than the sum of
8 Forty Thousand Dollars (\$40,000) in combined retirement annuities and
9 supplemental retirement annuities.

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

14 **Section 33. Disability Supplemental Annuity Additions.** § 8129(g),
15 Article 1, Chapter 8, Title 4 of the Guam Code Annotated is *amended* to read:

16 “(g) Any disability retirement annuitant who commenced receiving a
17 disability retirement annuity prior to October 1, 1995, and who is entitled to
18 disability retirement benefits under this Chapter shall receive, during the
19 period commencing on [~~October 1, 2018, and ending on September 30,~~
20 ~~2019~~] October 1, 2019 and ending on September 30, 2020, for Fiscal Year
21 2020, prospective non-cumulative supplemental annuity benefits as follows:

22 (1) Four Thousand Two Hundred Thirty Eight Dollars (\$4,238) in
23 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand
24 Two Hundred Dollars (\$1,200), One Thousand Five Hundred Dollars
25 (\$1,500), Seven Hundred Dollars (\$700), and Eight Hundred Thirty Eight
26 Dollars (\$838) in annual benefits formerly contained in various General
27 Appropriation Acts.

1 (2) (A) No persons eligible for Retiree Supplemental Annuity
2 Benefits provided for in Paragraph (g) of this Section shall receive such
3 benefit if their regular annual retirement annuity, excluding survivor
4 benefits, prior to the supplemental amounts herein exceeds Forty Thousand
5 Dollars (\$40,000).

6 (B) No persons eligible for Retiree Supplemental Annuity
7 Benefits shall receive more than the sum of Forty Thousand
8 Dollars (\$40,000) in combined retirement annuities and
9 supplemental retirement annuities.

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

14 **Section 34. Retirees Supplemental Annuity Additions.** § 8122(d) (6),
15 Article 1, Chapter 8, Title 4 of the Guam Code Annotated is hereby *amended* to
16 read as follows:

17 “(6) Any retirement annuitant who commenced receiving a retirement
18 annuity *prior* to October 1, 1995, and who is entitled to retirement benefits
19 under this Chapter, shall receive, during the period commencing on [~~October~~
20 ~~1, 2018, and ending on September 30, 2019~~] October 1, 2019 and ending on
21 September 30, 2020, for Fiscal Year 2020, prospective, non-cumulative
22 supplemental annuity benefits as follows:

23 (A) Four Thousand Two Hundred Thirty Eight Dollars (\$4,238) in
24 Retiree Supplemental Annuity Benefits, known as the sum of One Thousand
25 Two Hundred Dollars (\$1,200), One Thousand Five Hundred Dollars
26 (\$1,500), Seven Hundred Dollars (\$700), and Eight Hundred Thirty Eight

1 Dollars (\$838) in annual benefits formerly contained in various General
2 Appropriation Acts.

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

10 (C) Any retiree or survivor eligible to receive the supplemental
11 annuity may waive the supplemental annuity payment authorized herein by
12 the filing of a notarized affidavit waiving such payment with the Retirement
13 Fund.”

14 **Section 35. Appropriation for Cost of Living Allowance (COLA).**

15 (a) *I Maga'hågan Guåhan shall provide a “Cost of Living Allowance”*
16 (COLA) of Two Thousand Dollars (\$2,000) to each retiree of the Government of
17 Guam Retirement Fund (GGRF) who is retired as of September 30, 2019, *or* his
18 survivor, *no later than* November 1, 2019. The sum of Fourteen Million Four
19 Hundred Thirty Four Thousand Dollars (**\$14,434,000**) is appropriated from the
20 General Fund to the Department of Administration for Fiscal Year 2020, to pay
21 said COLA.

22 (b) The Guam Power Authority, the A.B. Won Pat International Airport
23 Authority, the Guam Economic Development Authority, the Guam Housing
24 Corporation, the Government of Guam Retirement Fund, the Jose D. Leon
25 Guerrero Commercial Port, the Guam Waterworks Authority, and the Guam
26 Visitors Bureau *shall* pay a COLA in a single payment of Two Thousand Dollars
27 (\$2,000) to every Government of Guam Retirement Fund retiree who retired from

1 each respective aforementioned agency as of September 30, 2019, *or* his survivor,
2 *no later than* November 1, 2019 for Fiscal Year 2020.

3 (c) Each agency mentioned in Subsection (b) *shall* reimburse the General
4 Fund for any COLA paid by the Fund in Fiscal Year 2020 to retirees who have
5 retired from that agency and their survivors *no later than* December 31, 2019.

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

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

11 **Section 36. Appropriation to Government of Guam Retirement Fund**
12 **(GGRF) for Retiree Medical, Dental, and Life Insurance Expenses.** For Fiscal
13 Year 2020, the sum of Thirty Eight Million Five Hundred Thousand Dollars
14 **(\$38,500,000)** is appropriated from the General Fund to pay the following items
15 for current retirees:

16 (a) Retiree group medical, dental, and life insurance premiums, including
17 premiums and coverage for Judiciary of Guam retirees, to continue existing
18 programs currently contained in the semi-monthly payments.

19 (b) Retiree life insurance subsidy, including subsidy for Judiciary of
20 Guam retirees, to continue existing programs currently contained in the semi-
21 monthly payments.

22 **Section 37. Appropriations to the Department of Administration for the**
23 **Tiyan Lease.** For Fiscal Year 2020, the following sums are hereby appropriated
24 from the Territorial Educational Facilities Fund to the Department of
25 Administration for the Guam Department of Education (GDOE) lease of Tiyan
26 facilities:

1 (a) Tiyan High School - Four Million One Hundred Seventy Thousand
2 One Hundred Fifty Five Dollars and Ninety Seven Cents **(\$4,170,155.97)**
3 for base rent, and Eight Hundred Twenty Nine Thousand Eight Hundred Forty
4 Four Dollars and Three Cents **(\$829,844.03)** for insurance and maintenance;

5 (b) GDOE Office Building - Two Hundred Eighty Two Thousand Three
6 Hundred Sixty One Dollars and Forty Two Cents **(\$282,361.42)** for base rent, and
7 Seventy Three Thousand Two Hundred Eleven Dollars and Twenty Eight Cents
8 **(\$73,211.28)** for insurance and maintenance;

9 (c) GDOE Warehouse I – Seventy Nine Thousand Six Hundred Twelve
10 Dollars and Seventy Three Cents **(\$79,612.73)** for base rent, and Twenty Three
11 Thousand One Hundred Fifty Four Dollars and Forty One Cents **(\$23,154.41)** for
12 insurance and maintenance;

13 (d) Tiyan High School Gymnasium - Four Hundred Seventy Three
14 Thousand Twenty Six Dollars and Twenty Cents **(\$473,026.20)** for base rent, and
15 One Hundred Three Thousand One Hundred Ninety Two Dollars and Forty One
16 Cents **(\$103,192.41)** for insurance and maintenance;

17 (e) New GDOE Office Building - Two Million Three Hundred Forty Four
18 Thousand Five Hundred Thirteen Dollars and Seventy One Cents **(\$2,344,513.71)**
19 for base rent, and Four Hundred Ninety Six Thousand Four Hundred Seventy Eight
20 Dollars and Thirty Five Cents **(\$496,478.35)** for insurance and maintenance;

21 (f) New GDOE Warehouse II - One Hundred Thirty Four Thousand One
22 Hundred Twenty Dollars and Twenty One Cents **(\$134,120.21)** for base rent, and
23 Thirty Eight Thousand Five Hundred Twelve Dollars and Eighty Eight Cents
24 **(\$38,512.88)** for insurance and maintenance;

25 (g) GDOE Warehouse I Mezzanine - Fifty Two Thousand Eight
26 Hundred Thirty Five Dollars and Twenty Three Cents **(\$52,835.23)** for

1 base rent, and Fifteen Thousand One Hundred Seventy One Dollars and Seventy
2 Four Cents (**\$15,171.74**) for insurance and maintenance;

3 (h) Lot for New GDOE Office and Warehouse II – Forty Four
4 Thousand Six Hundred Sixty Six Dollars and Sixty Three Cents
5 (**\$44,666.63**) for base rent; and

6 (i) Tiyan 3 Building and Facilities - Seven Hundred Seventy One
7 Thousand One Dollars and Eighty Seven Cents (**\$771,001.87**) for base rent, and
8 One Hundred Eighty Two Thousand Sixty Eight Dollars and Twenty Seven Cents
9 (**\$182,068.27**) for insurance and maintenance.

10 **Section 38. Appropriation to the Department of Administration for**
11 **Membership to Western Interstate Commission for Higher Education**
12 **(WICHE).** For Fiscal Year 2020, the sum of Seventy Eight Thousand Five
13 Hundred Dollars (**\$78,500**) is appropriated from the General Fund to the
14 Department of Administration to fund Guam’s proportionate share of its annual
15 dues to the Western Interstate Commission for Higher Education (WICHE) for
16 School Year 2019-2020.

17 **Section 39. Appropriation to the Department of Administration for**
18 **Competitive Wage Act Study.** For Fiscal Year 2020, the sum of Three Hundred
19 Fifty Thousand Dollars (**\$350,000**) is appropriated from the General Fund to the
20 Department of Administration for the purpose of contracting with a consulting
21 expert on classification and compensation in public employment to conduct a study
22 of all government of Guam positions, to include the Nurse and Educator Pay Plans.
23 The contract *shall* include the conduct of compensation training to the Human
24 Resources staff throughout the government.

25 **Section 40. Appropriation to the Department of Administration for the**
26 **Pacific Islands Development Bank.** For Fiscal Year 2020, the sum of One
27 Million Dollars (**\$1,000,000**) is appropriated from the General Fund to the

1 Department of Administration for the payment to the Pacific Islands Development
2 Bank as authorized under Public Law 22-148.

3 **Section 41. Appropriation to the Department of Administration for the**
4 **Guam Autism Center.** For Fiscal Year 2020, the sum of One Hundred Fifty
5 Thousand Dollars (**\$150,000**) is appropriated from the General Fund to the
6 Department of Administration for the Guam Autism Center.

7 **Section 42. Department of Revenue and Taxation Tax Attorney.** For
8 Fiscal Year 2020, the sum of Three Hundred Thousand Dollars (**\$300,000**) is
9 appropriated from the General Fund to the Department of Revenue and Taxation
10 for a tax attorney to assist in the enforcement and collection of taxes.

11 **Section 43. Department of Revenue and Taxation for Real Property**
12 **Tax Triennial Re-Valuation.** For Fiscal Year 2020, the sum of Two Million
13 Dollars (**\$2,000,000**) is appropriated from the General Fund to the Department of
14 Revenue and Taxation for the real property tax triennial re-valuation.

15 **Section 44. Appropriations to the Department of Administration for**
16 **Public Streetlights.** Notwithstanding any other provision of law, for Fiscal Year
17 2020, the following is appropriated to the Department of Administration:

18 (a) One Million One Hundred Thirty Seven Thousand Seven Hundred
19 Sixty Three Dollars (**\$1,137,763**) is appropriated from the Guam Highway Fund to
20 the Department of Administration to pay the Guam Power Authority for the
21 installation and operation of the public streetlights.

22 (b) Four Million Five Hundred Sixty Two Thousand Six Hundred Thirty
23 Eight Dollars (**\$4,562,638**) is appropriated from the Street Light Fund to the
24 Department of Administration to pay the Guam Power Authority for the operation
25 of the public streetlights.

26 **Section 45. Appropriation to the Guam Solid Waste Authority.**
27 Notwithstanding any other provision of law, for Fiscal Year 2020, the sum of

1 Eighteen Million Nine Hundred Eighty Thousand Eighty One Dollars
2 **(\$18,980,081)** is appropriated from the Solid Waste Operations Fund to the Guam
3 Solid Waste Authority for its operations.

4 **Section 46. Appropriations to the Unified Judiciary.** Notwithstanding
5 any other provision of law, for Fiscal Year 2020, the sum of Two Million Six
6 Hundred Twenty Nine Thousand Eight Hundred Sixteen Dollars **(\$2,629,816)** is
7 appropriated from the General Fund, and One Hundred Thirty Two Thousand
8 Seven Hundred Seven Dollars **(\$132,707)** is appropriated from the Safe Streets
9 Fund to the Unified Judiciary for the following programs:

10 **(a) Court-Appointed Attorney Fees.** Such appropriation in this Section
11 from the General Fund is for the purpose of paying court-appointed attorney fees
12 arising from the defense of indigent peoples. Said funds *shall* be deposited into the
13 Judicial Client Services Fund account, as created by Chapter 9.6, Division 1, Title
14 7 of the Guam Code Annotated and *shall not* be subject to any transfer authority.
15 Any unexpended funds appropriated herein *shall* be reverted to the General Fund
16 at the end of Fiscal Year 2020.

17 **(b) Adult and Juvenile Drug Courts.** Such appropriation in this
18 Section from the General Fund is for the operations of the Adult and Juvenile Drug
19 Courts, the Mental Health Court, and other therapeutic court program(s) approved
20 by the Judicial Council for Fiscal Year 2020.

21 **(c) Family Visitation Center.** Such appropriation in this Section from
22 the Safe Streets Fund is for the operation of the Family Visitation Center pursuant
23 to § 8404.1, Title 19 of the Guam Code Annotated.

24 **(d) Mental Health Court.** Such appropriation in this Section from the
25 General Fund is to pay for the operations of the Mental Health Court.

26 **Section 47. Appropriation to the Office of the Attorney General for**
27 **Cost-Sharing Initiative Related to the Criminal Justice Information System**

1 **(CJIS) Integration Report.** For Fiscal Year 2020, the sum of Eighty Nine
2 Thousand Seven Hundred Thirty Dollars **(\$89,730)** is appropriated from the
3 General Fund to the Office of the Attorney General for its share of the total annual
4 cost of message switch maintenance and National Law Enforcement
5 Telecommunications System (NLETS) membership pursuant to the Multi-Agency
6 Agreement to Facilitate a Cost Sharing Initiative of May 2013 entered into by the
7 Chief of Police, the Director of the Department of Corrections, the Attorney
8 General of Guam, and the Administrator of the Courts.

9 **Section 48. Appropriations to the Mayors' Council of Guam (MCOG).**

10 Notwithstanding any other provision of law, for Fiscal Year 2020, the sum of Eight
11 Hundred Fifty Eight Thousand Nine Hundred Thirty Five Dollars **(\$858,935)** is
12 appropriated from the Territorial Educational Facilities Fund, the sum of One
13 Million Three Hundred Six Thousand Two Hundred Fifty Two Dollars
14 **(\$1,306,252)** is appropriated from the Tourist Attraction Fund, and the sum of
15 Three Hundred Thousand Dollars **(\$300,000)** is appropriated from the Host
16 Community Fund to the Mayors' Council of Guam for the following programs:

17 **(a) Streets Maintenance and Beautification.** Such appropriation in this
18 Section from the Tourist Attraction Fund is for the maintenance and beautification
19 of non-routed public roads, and for the operations of Mayors' offices, but *not* for
20 personnel costs. Said funds *shall not* be subject to any transfer authority of *I*
21 *Maga'hågan Guåhan* and *shall* be divided among the Village Mayors as follows:

22 (1) each Mayor *shall* receive the sum of Twenty Thousand Dollars
23 (\$20,000); and

24 (2) the remaining balance of the fund *shall* be distributed to each
25 Mayor *pro rata* based on the total road mileage in his village as
26 a percentage of Guam's total road mileage in the most current

1 report of the Guam Roads Pavement Inventory of the
2 Department of Public Works.

3 **(b) Island-wide Village Beautification Projects.** Such appropriation in
4 this Section from the Tourist Attraction Fund is for Island-wide Village
5 Beautification Projects to include:

- 6 (1) the maintenance and repair of the village's recreational facilities
7 under the jurisdiction of the Mayor;
- 8 (2) the maintenance and repair of each village's main roads; and
- 9 (3) the planting and maintenance of each village's official flower
10 and other flowering plants, shrubs, and trees adjacent to the
11 village's main roads, public restrooms, and recreational
12 facilities. A Mayor may contract with a private entity to
13 provide the services authorized by this Section subject to the
14 Guam Procurement Law, Chapter 5, Title 5 of the Guam Code
15 Annotated.

16 **(c) Grounds Maintenance for Schools.** Such appropriation in this
17 Section from the Territorial Educational Facilities Fund is for the grounds
18 maintenance of Guam Department of Education schools. Subject to approval and
19 scheduling of the public school principals, the Mayors are responsible for regular
20 ground maintenance of Guam Department of Education school grounds in their
21 respective districts where ground maintenance is *not* already subject to an existing
22 contract for a minimum of twice a month during a regular school calendar year.
23 Subject to approval of scheduling with the public school principals, the Mayor may
24 contract with a private entity to provide the services authorized by this Section.

25 **(d) Public Safety and Social Education Programs.** Such appropriation
26 in this Section from the Territorial Educational Facilities Fund is to the MCOG for
27 Fiscal Year 2020, to be expended in accordance with plans approved by the

1 MCOG *or* the respective village municipal planning council and filed with the
2 Director of Administration, to fund public safety and social education programs
3 that enforce alcohol regulations, reduce underage drinking, support traffic safety,
4 reduce drug-related violence and abuse, to support government of Guam substance
5 abuse prevention programs, and to support organized sports programs in the
6 community.

7 **(e) Appropriation to the Mayors' Council of Guam for Host**
8 **Community Premiums.** Such appropriation in this Section from the Host
9 Community Fund is to the Municipal Planning Council Funds of the villages of
10 *Ordot* and *Inarajan* pursuant to § 51405, Article 4, Chapter 51, Title 10 of the
11 Guam Code Annotated, as added by Public Law 30-165.

12 **Section 49. Department of Public Health and Social Services (DPHSS)**
13 **Continuing Appropriation Authorization for MIP, Medicaid, and Operations.**
14 The unexpended balance of appropriations from the General Fund and Special
15 Funds to the Department of Public Health and Social Services for Operations,
16 Medically Indigent Program (MIP), and Medicaid for Fiscal Year 2019 *shall not*
17 revert to the General Fund and Special Funds and *shall* be available until fully
18 expended for Medicaid, MIP, and operations. The Director of DPHSS *shall* submit
19 a report to the Speaker of *I Liheslaturan Guåhan* regarding the allocation,
20 demographics, and expenditures of the appropriations contained herein *no later*
21 *than* thirty (30) days after the end of each quarter and post the same on the DPHSS
22 website. The Director of Administration *shall* pay MIP and Medicaid vendors on a
23 first-in, first-out basis.

24 **Section 50. Continuing Appropriation for the Office of *I Maga'hågan***
25 ***Guåhan*.** Notwithstanding any other provision of law, the unexpended balance of
26 funds appropriated to the Office of *I Maga'hågan Guåhan* for Fiscal Year 2019
27 *shall not* lapse and *shall* continue to be available until fully expended.

1 **Section 51. Continuing Appropriation for Unified Judiciary.**

2 Notwithstanding any other provision of law, the allotted but unexpended balance
3 of funds appropriated to Unified Judiciary of Guam for Fiscal Year 2019 and prior
4 *shall not* lapse and *shall* continue to be available until fully expended.

5 **Section 52. Continuing Appropriation for the Mayors' Council of**

6 **Guam.** Notwithstanding any other provision of law, the allotted but unexpended
7 balance of funds appropriated to the Mayors' Council of Guam for Fiscal Year
8 2019 and prior *shall not* lapse and *shall* continue to be available until fully
9 expended.

1 positions. Positions *shall* be terminated when the incumbent returns from military
2 service. Retired corrections officers may be hired *only* in the ranks of Corrections
3 Officers Supervisor I and below, *only* at Step 1, and *shall not* receive sick and
4 annual leave. Officers hired under this Section *shall* meet requirements for the
5 position in question, *except* for written examinations. The Director of DOC *shall*
6 certify that every retiree hired is fit for duty. Notwithstanding § 8121(a), Article 1,
7 Chapter 8, Title 4 of the Guam Code Annotated, retirees hired temporarily
8 pursuant hereto may continue to receive retirement benefits. Any employee hired
9 under this Section *shall only* be eligible to enroll in the Government of Guam
10 Health Insurance Program as an active employee.

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

12 The Guam Police Department (GPD) may hire retired Guam police officers *if* a
13 critical need arises because of military activation of police officers, *or* absence due
14 to a long-term disability status which has been certified by a medical doctor. The
15 GPD may exercise this hiring authority *provided* its authorized budget for
16 personnel is *not* exceeded. The retiree hired *shall* fill such a vacant position and
17 *shall* be terminated when the incumbent returns from military service. Retired
18 officers may be hired *only* at the ranks of Sergeant I and below, *only* at Step 1, and
19 *shall not* receive sick and annual leave. Officers hired under this Section *shall* first
20 meet the requirements for the position in question, *except* for written examinations.
21 The Chief of Police *shall* certify that every retiree hired is fit for duty.
22 Notwithstanding § 8121(a), Article 1, Chapter 8, Title 4 of the Guam Code
23 Annotated, retirees hired temporarily pursuant hereto may continue to receive
24 retirement benefits. The GPD may pay for Civilian Volunteer Police Reserve
25 stipends to a Police Reserve Officer to provide temporary services of a regular
26 police officer. Any employee hired under this Section *shall only* be eligible to

1 enroll in the Government of Guam Health Insurance Program as an active
2 employee.

3 **Section 5. Temporary Employment of Retired Guam Fire Fighters.**

4 The Guam Fire Department (GFD) may hire retired GFD firefighters *if* a critical
5 need arises because of military activation of GFD firefighters, *or* absence due to a
6 long-term disability status which has been certified by a medical doctor. The GFD
7 may exercise this hiring authority *provided* its authorized budget for personnel is
8 *not* exceeded. The retiree hired *shall* fill such a vacant position and *shall* be
9 terminated when the incumbent returns from military service. Retired firefighters
10 may be hired *only* at the ranks of Fire Specialist and below, *only* at Step 1, and
11 *shall not* receive sick and annual leave. Retired firefighters hired under this
12 Section *shall* first meet the requirements for the position in question, *except* for
13 written examinations. The Fire Chief *shall* certify that every retiree hired is fit for
14 duty. Notwithstanding § 8121(a), Article 1, Chapter 8, Title 4 of the Guam Code
15 Annotated, retirees hired temporarily pursuant hereto may continue to receive
16 retirement benefits. Any employee hired under this Section *shall only* be eligible
17 to enroll in the Government of Guam Health Insurance Program as an active
18 employee.

19 **Section 6. Temporary Employment of Retired Customs and**
20 **Quarantine Officers.** The Customs and Quarantine Agency (CQA) may hire
21 retired customs and quarantine officers *if* a critical need arises as a result of
22 military activation of customs officers, *or* absence due to a long-term disability
23 status which has been certified by a medical doctor, *or* when vacancies *cannot* be
24 filled within six (6) months because of the lack of qualified applicants. The CQA
25 may exercise this hiring authority *provided* its authorized budget for personnel is
26 *not* exceeded. The retired officer *shall* fill such a vacant position and *shall* be
27 terminated when the incumbent returns from military service, *or* when a fully-

1 qualified applicant is available. Retired officers may be hired *only* in the ranks of
2 Customs Officer III and below, *only* at Step 1, and *shall not* receive sick and
3 annual leave. Retired customs and quarantine officers hired pursuant to this
4 Section *shall* meet requirements for the position in question, *except* for written
5 examinations. The Director of CQA *shall* certify that every retiree hired is fit for
6 duty. The requirements of Chapter 51, Title 17 of the Guam Code Annotated are
7 waived for employment pursuant hereto, *except* for § 51104(b)(4).
8 Notwithstanding § 8121(a), Article 1, Chapter 8, Title 4 of the Guam Code
9 Annotated, retirees hired temporarily pursuant to this Section may continue to
10 receive their retirement benefits. Any employee hired under this Section *shall only*
11 be eligible to enroll in the Government of Guam Health Insurance Program as an
12 active employee.

13 **Section 7. Temporary Employment of Retired Department of Revenue**
14 **and Taxation Employees.** The Department of Revenue and Taxation (DRT) may
15 hire retired employees of the Department of Revenue and Taxation *if* a critical
16 need arises, *or* in the absence of a DRT employee due to a long-term disability
17 status which has been certified by a medical doctor. The DRT may exercise this
18 hiring authority provided its authorized budget for personnel is *not* exceeded in the
19 areas of tax collection, taxpayer assistance, tax investigation, auditing, and tax
20 processing provided its authorized budget for personnel is *not* exceeded. Said
21 retirees *shall* be hired at Step 1 for the position in question, and *shall not* receive
22 sick and annual leave. Notwithstanding § 8121(a), Article 1, Chapter 8, Title 4 of
23 the Guam Code Annotated, retirees hired temporarily pursuant hereto may
24 continue to receive retirement benefits. Any employee hired under this Section
25 *shall only* be eligible to enroll in the Government of Guam Health Insurance
26 Program as an active employee.

1 **Section 8. Temporary Employment of Retired Government of Guam**
2 **Social Workers.** The Department of Public Health and Social Services (DPHSS)
3 may hire retired social workers of the government of Guam *if* a critical need arises.
4 DPHSS may exercise this hiring authority for social workers in the Child
5 Protective Service, provided its authorized budget for personnel is *not* exceeded.
6 Said retirees *shall* be hired at a minimum of Step 1 for the position in question, and
7 *shall not* receive sick and annual leave. Notwithstanding § 8121(a), Article 1,
8 Chapter 8, Title 4 of the Guam Code Annotated, retirees hired temporarily
9 pursuant hereto may continue to receive retirement benefits. Any employee hired
10 under this Section *shall only* be eligible to enroll in the Government of Guam
11 Health Insurance Program as an active employee.

12 **Section 9. Locum Tenens Exemption During the Absence of the Chief**
13 **Medical Examiner.** The Office of Post-Mortem Examinations is exempt from the
14 Government of Guam Procurement Law in contracting for the professional
15 services of a qualified medical examiner to be provided when the Chief Medical
16 Examiner is absent from work.

17 **Section 10. Advance Payments for Medical Services.** In order to
18 expedite acceptance of Medically Indigent Program (MIP) clients by facilities in
19 California, Hawaii, or Manila for medical treatment approved by the MIP, the
20 Director of Public Health and Social Services may advance payments for said
21 medical treatment, and may establish escrow accounts for immediate and advance
22 payment of medical treatment at those Joint Commission Accredited hospitals
23 determined by the Director to be best able to serve Medically Indigent Program
24 clients.

25 **Section 11. Transfer of Employees.** Notwithstanding any other provision
26 of law, and in recognition of personnel shortages in certain areas, *I Maga'hågan*

1 *Guåhan* is authorized to transfer employees during Fiscal Year 2020 within *or*
2 between any department *or* agency of the government of Guam, *except* that:

3 (a) This Section *shall not* apply to any employee of the Legislative *or*
4 Judicial Branches, or any employee within the Mayors' Council of Guam and
5 Village Mayors' Offices;

6 (b) The transfer of an employee *shall not* result in a loss of pay *or* salary;

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

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

14 (e) *I Maga'hågan Guåhan shall* transfer the funding authorized for that
15 employee's position from the transferor agency to the transferee agency, including
16 the Guam Memorial Hospital Authority, the Department of Public Health and
17 Social Services, and the Guam Behavioral Health and Wellness Center, *unless* the
18 transfer is from a line agency to an autonomous agency;

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

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

1 **(h)** No employee who has filed a whistleblower complaint as provided for
2 in statute shall be transferred, *unless* the employee consents to such transfer.

3 **Section 12. Contracts.** Positions in the classified and unclassified service
4 *shall not* be filled pursuant to a contractual arrangement *except* as provided in this
5 Section for Fiscal Year 2020:

6 **(a)** Subject to Chapter 5, Title 5 of the Guam Code Annotated,
7 government of Guam departments and agencies may contract with independent
8 contractors; *provided*, that no agency may contract for services customarily
9 provided by employees in the classified service, *except* as provided by law.

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

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

1 (d) This Section *shall not* apply to the Guam Department of Education;
2 the University of Guam; the Guam Community College; the Unified Judiciary
3 when filling positions of justices and judges *pro tem*, law clerks, and legal interns;
4 the Department of Revenue and Taxation when filling the position of legal
5 counsel; *I Liheslaturan Guåhan*; the Guam Memorial Hospital Authority; and the
6 Department of Public Health and Social Services and the Guam Behavioral Health
7 and Wellness Center when filling positions of licensed health professionals.

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

13 **Section 13. Authorization for Legal Services for the Department of**
14 **Public Works, the Guam Building Code Council, the Contractors License**
15 **Board, and the Board of Registration for PEALS.** The Department of Public
16 Works (DPW), the Guam Building Code Council (GBCC), the Guam Contractors
17 License Board (GCLB), and the Guam Board of Registration for Professional
18 Engineers, Architects and Land Surveyors (PEALS) may enter into a
19 Memorandum of Understanding to jointly fund an Assistant Attorney General to
20 specifically provide legal services to DPW, GBCC, GCLB, and PEALS *only*. The
21 DPW, GBCC, GCLB, and PEALS *shall* reimburse the Office of the Attorney
22 General for such services from their respective funds.

23 **Section 14. Temporary Employment of Retired Attorneys.** The
24 Attorney General of Guam may hire retired government attorneys when a critical
25 need arises. The Attorney General may exercise this hiring authority in the areas
26 of tax collection and criminal prosecution, provided the authorized budget for
27 personnel of the Office of the Attorney General is *not* exceeded. Said attorneys

1 *shall* be hired at a maximum salary of Attorney Level-1, Step 1, and *shall not*
2 receive sick and annual leave. Notwithstanding § 8121(a), Article 1, Chapter 8,
3 Title 4 of the Guam Code Annotated, retirees hired temporarily pursuant hereto
4 may continue to receive retirement benefits. Any attorney hired under this Section
5 *shall only* be eligible to enroll in the Government of Guam Health Insurance
6 Program as an active employee. Such employment *shall not* close vacancies to
7 qualified applicants. The Attorney General *shall* report to *I Liheslaturan Guåhan*
8 on July 1, 2020 and again thirty (30) days after the end of the fiscal year, the
9 number of retired attorneys hired pursuant to this Section, the positions filled, the
10 length of employment, the cost of said hiring, and the nature of the critical need
11 that was filled.

12 **Section 15. Board and Commission Stipends.** Any compensation or
13 stipend owed to a board or commission member for attending a regular or special
14 meeting in Fiscal Year 2020 *shall* be paid from appropriations in this Act by the
15 department or agency responsible for the administrative support and operations of
16 such board or commission. *Except* for Commissioners of the Civil Service
17 Commission, any board member who has served on a board continuously for ten
18 (10) years or more may receive a stipend totaling *no more than* Two Hundred Fifty
19 Dollars (\$250) per month for meetings attended; however, board and commission
20 members may elect to *not* receive said compensation. *I Maga'hågan Guåhan* may,
21 by Executive Order, waive the payment of meeting stipends owed to any board or
22 commission member.

23 **Section 16. Consolidated Revenue and Expenditure Reporting**
24 **Requirement.** Notwithstanding § 4109(c)(3), Chapter 4, Title 5 of the Guam
25 Code Annotated, § 4105(f), Chapter 4, Title 5 of the Guam Code Annotated, and §
26 13109(a)(1), Chapter 13, Title 2 of the Guam Code Annotated, relative to General
27 Fund revenue reporting, the Director of the Bureau of Budget and Management

1 Research, in collaboration with the Director of Revenue and Taxation and the
2 Director of Administration, *shall* prepare a monthly Consolidated Revenue and
3 Expenditure Report (CRER) which *shall* report and recognize revenues on a cash
4 basis with the exception of Section 30 revenues, which *shall* be reported as
5 collected in full in October of each year; and *shall* for each month, identify and
6 note any and all non-recurring revenues by General Fund revenue category, by
7 month collected, and by amount; and *shall* compare the budgeted and actual
8 departmental program appropriations with expenditures and encumbrances. The
9 Director of the Bureau of Budget and Management Research, the Director of
10 Administration, and the Director of Revenue and Taxation *shall* certify said
11 reports, which *shall* be transmitted to *I Maga'hågan Guåhan* and the Speaker of *I*
12 *Liheslaturan Guåhan* no later than twenty (20) days after the end of each month.

13 The reports *shall* include, at a minimum, the following components relative to
14 General Fund revenues:

15 (a) comparison of revenues for the preceding month contrasted with the
16 same month for the prior fiscal year;

17 (b) comparison of year-to-date revenues for the preceding month
18 contrasted with the same period for the prior fiscal year;

19 (c) comparison of adopted revenues allocated for the preceding month
20 contrasted with the actual revenues collected for the month;

21 (d) comparison of quarterly adopted revenues allocated for the preceding
22 quarter contrasted with actual quarterly revenues collected;

23 (e) comparison of year-to-date adopted revenues contrasted with actual
24 year-to-date revenues collected; and

25 (f) comparison of adopted revenues for the fiscal year contrasted with
26 actual year-to-date revenues collected plus the remaining projected revenues to be
27 collected for the remainder of the fiscal year.

1 **Section 17. Inmate Commissary.** A new § 90.41, Article 1, Chapter 90,
2 Title 9 of the Government Code of Guam is added, to read:

3 **“§ 90.41 Inmate Commissary**

- 4 (a) The Director of the Department of Corrections (DOC) may
5 operate, or contract with another person to operate, a
6 commissary for the use of the inmates committed to the
7 Department of Corrections.
- 8 (b) The Department of Corrections is authorized to enter into a
9 contract for the lease of up to 300 square feet of its property, in
10 accordance with Guam procurement law, for an inmate
11 commissary.
- 12 (c) Funds directed, as a result of revenue received from the contract
13 under Subsection (b), *shall* be subject to an annual audit by the
14 Office of Public Accountability.
- 15 (d) There is hereby established a fund to be known as the
16 Corrections Commissary Fund (CCF) which shall be
17 maintained separate and apart from other funds of the
18 government of Guam. All funds collected by the government
19 from the operations of a commissary shall be deposited into the
20 CCF. Interest and investment earnings credited to the assets of
21 the CCF shall become part of the CCF. Any remaining balance
22 at the end of the fiscal year shall be carried over to the next
23 fiscal year.
- 24 (e) The use of the proceeds of the CCF shall be authorized by the
25 Director of the
26 Department of Corrections (DOC) and may be used as follows:

- (1) Fund, staff, and equip a program addressing the social needs of the inmates, including an education or recreational program and religious or rehabilitative counseling;
- (2) Supply inmates with clothing, writing materials, and hygiene supplies;
- (3) Establish, staff, and equip the commissary operation and fund the salaries of staff responsible for managing the inmates' commissary accounts;
- (4) Fund, staff, and equip both an educational and a law library for the education use of inmates; and/or
- (5) Fund physical plan improvements, technology, equipment, programs, services, and activities that provide for the well-being, health, safety, and security of the inmates and the facility.

(f) Inmate Improvement. The Director of DOC may use up to fifty percent (50%) of net proceeds of the CCF to develop or enhance inmate work industries.

(g) When entering into a contract under Subsection (a), the Director or the Director's designee shall consider the following:

- (1) Whether the contract should provide for a fixed rate of return combined with a sales growth incentive;
- (2) The menu items offered by the provider and the price of those items;
- (3) The value, as measured by a best value standard, and benefits to inmates and the commissary, as offered by the provider;

1 (4) Safety and security procedures to be performed by the
2 provider; and

3 (5) The performance record of the provider, including service
4 availability, reliability, and efficiency.

5 (h) The Department of Corrections *shall* establish policy and
6 procedures for the administration of this § 90.41.”

7 **Section 18. Civilian Volunteer Territorial Park Patrol Officer Reserve.**

8 A new § 77203.1 is

9 hereby *added* to Article 2, Chapter 77, Division 2, Title 21 of the Guam Code
10 Annotated to read:

11 **“§ 77203.1 Civilian Territorial Park Patrol Officer Reserve**

12 (1) Creation.

13 (2) Functions and Duties.

14 (3) Recruitment.

15 (4) Training, Equipment, and Maintenance Records.

16 (5) Territorial Park Patrol Officer Reservist: Authority.

17 (6) Same: Allowance.

18 (7) Same: Eligibility and Oath.

19 (8) Rules and Regulations: Recommendations.

20 (9) Effective Date.

21 **(1) Creation.** There is hereby created within the Department of
22 Parks and Recreation of the territory of Guam the Civilian Territorial
23 Park Patrol Officer Reserve, which shall be headed by the Director.
24 The Director, subject to the advice and control of the Commission,
25 shall be responsible for carrying out the purpose of this Chapter and

1 shall have such additional duties as authorized herein, or as may be
2 prescribed by the Commission.

3 **(2) Functions and Duties.** The general function and duties of the
4 Civilian Territorial Park Patrol Officer Reserve shall be to provide
5 back-up, supplemental manpower for the provision of the park
6 protection duties and services of the Department. The Director shall
7 formulate a program whereby members of the Territorial Park Patrol
8 Officer Reserve program shall adhere to the functions and duties
9 herein prescribed. From time to time, the Director, with the consent of
10 the Commission, shall review and revise the functions of the
11 Territorial Park Patrol Officer Reservist to ensure an amicable
12 discharge of responsibilities and duties knowing the fact that their
13 roles are the extension of duties of the regular personnel.

14 **(3) Recruitment.** The Director shall recruit, on an entirely
15 volunteer basis, local residents who desire to make available their
16 services to assist the Department of Parks and Recreation in carrying
17 out its law enforcement duties and emergency functions. The Director,
18 with the concurrence of the Commission, shall further promulgate
19 rules and regulations consistent with requirements of hiring regular
20 Territorial Park Patrol Officers.

21 **(4) Training, Equipment, and Maintenance Records.** The
22 Director shall devise a program whereby the Park Protection Section
23 in the Department of Parks and Recreation and the Civil Defense
24 Office provide the members of the Territorial Park Patrol Officer
25 Reserve training in crime prevention and operational techniques and
26 procedures for natural man made emergencies. The Territorial Park
27 Patrol Officer Reserve shall maintain a roster of volunteers who have

1 received the training prescribed herein. In order to maintain
2 membership in the Reserve, each member must keep up with his or
3 her scheduled training and no reservist may remain in the Reserve if
4 he or she is unable to keep up with or otherwise absorb the training.
5 Additionally, basic supplies and equipment shall be provided to
6 ensure a constant operability of the Territorial Park Patrol Officer
7 Reserve, including a continuing program for replacement.

8 **(5) Territorial Park Patrol Officer Reservist: Authority.**

9 Whenever the Territorial Park Patrol Officer Reserve and the
10 members thereof are rendering assistance to the Territorial Park Patrol
11 Officers, such volunteers shall have the same powers, duties, rights
12 (including coverage under the Worker's Compensation Act),
13 privileges and immunities, as if they were paid, full-time members of
14 the Department of Parks and Recreation, except that they shall earn
15 recruitment credit for services performed as reservists.

16 **(6) Same: Allowance.** Each member of the Territorial Park Patrol
17 Officer Reserve who successfully completes probationary
18 requirements as established by the Director and who contributes a
19 minimum of forty-two hours or more per month, shall receive an
20 allowance of Two Hundred Fifty Dollars (\$250) per month, to defray
21 the costs of maintenance of their equipment and uniforms. The
22 Department of Parks and Recreation shall identify funds within
23 department appropriations to satisfy the intent of this Section.

24 **(7) Same: Eligibility and Oath.** No person shall be a volunteer
25 member of the Territorial Park Patrol Officer Reserve established
26 under this Chapter who advocates a change by force or violence in the
27 constitutional form of the Government of the United States or in this

1 Territory or the overthrow of any government in the United States by
2 force, or who has been convicted of or is under indictment or
3 information charging any subversive act against the United States.
4 Every reservist shall, entering upon his or her duties, take an oath, in
5 writing, before a person authorized to administer oaths in this
6 Territory, which oath shall be substantially as follows:

7 ‘I _____, do solemnly swear (or affirm) that I
8 will support and defend the Constitution of the United States and the
9 laws of the territory of Guam, against all enemies, foreign or
10 domestic; that I will bear true faith and allegiance to the same; that I
11 take this obligation freely, without any mental reservation or purpose
12 of evasion; and that I will well and faithfully discharge the duties
13 upon which I am about to enter and I do further swear (or affirm) that
14 I do not advocate, nor am I a member of any political party or
15 organization that advocates the overthrow of the Government of the
16 United States or of this Territory by force or violence; and that during
17 such time as I am a member of any political party or organization that
18 advocates the overthrow of the Government of the United States or of
19 this Territory by force or violence.’

20 **(8) Rules and Regulations: Recommendations.** The Director is
21 authorized and empowered to recommend, with the concurrence of the
22 Commission, to the Governor for issuance as executive orders the
23 making, amendment and recession of such orders, rules and
24 regulations as may be necessary to carry out the provisions of this
25 Chapter. The Director also shall have the authority to amend and
26 create rules and regulations to implement and maintain the Territorial

1 Park Patrol Officer Reserve through the Administrative Adjudication
2 Process.

3 **(9) Effective Date.** This Act *shall* become effective on October 1,
4 2019.”

5 **Section 19. Volunteer Police Reserve Allowance.** § 66.104.1, Chapter 66,
6 Title 10 of the Guam Code Annotated is amended to read:

7 **“§ 66.104.1. Same: Allowance.**

8 Each member of the civilian Volunteer Police Reserve who
9 successfully completes probationary requirements as established by
10 the Chief of Police, and who contributes a minimum of forty-two
11 hours or more per month, shall receive an allowance of ~~Two Hundred~~
12 ~~Fifty Dollars (\$250)~~ Five Hundred Dollars (\$500) per month, to
13 defray the cost of maintenance of their equipment and uniforms. The
14 Guam Police Department shall identify funds within their department
15 appropriations to satisfy the intent of this Section.”

16 **Section 20. Rainy Day Fund.** Article 9, Chapter 22, Division 2, Title 5 of
17 the Guam Code Annotated is hereby *amended* to read:

18 **“Article 9**

19 **Rainy Day Fund**

20 § 22901. Creation.

21 § 22902. Separate Fund and Bank Account.

22 § 22903. Purpose and Expenditures.

23 § 22904. Deposits and Appropriations.

24 § 22905. Administration.

25 § 22906. Investment.

26 **§ 22901. Creation.**

1 There is hereby created, separate and apart from the other funds of the
2 government of Guam, a reserve fund known as the “Rainy Day Fund.”

3 **§ 22902. Separate Fund and Bank Account.**

4 The Rainy Day Fund shall not be commingled with the General Fund
5 or any other fund of the government of Guam. The Rainy Day Fund shall be
6 maintained in a separate bank account.

7 **§ 22903. Purpose and Expenditures.**

8 The Rainy Day Fund shall be expended by appropriation by law for
9 the following purposes: Eliminating or reducing any General Fund deficit
10 existing at the end of a fiscal year substantially resulting from an
11 unexpected, substantial decline in revenues received or due to the General
12 Fund or for expenses caused by a Guam emergency. No monies can be
13 transferred from the Rainy Day Fund by the Governor pursuant to any of his
14 or her transfer authority.

15 **§ 22904. Deposits and Appropriations.**

16 All ~~revenues in excess of expenditures authorized through~~
17 ~~appropriations from the General Fund~~ funds appropriated pursuant to §
18 22436, Chapter 22, Title 5 of the Guam Code Annotated shall be deposited
19 in the Rainy Day Fund. However, no deposits to the Rainy Day Fund shall
20 be made if the Fund’s assets exceed ~~twenty five percent (25%)~~ ten percent
21 (10%) of the average gross operating requirements funded by the General
22 Fund over the prior three (3) fiscal years. No ~~appropriations~~ expenditures
23 from the Rainy Day Fund shall be made that reduce the Rainy Day Fund
24 below the said ~~twenty five percent (25%)~~ ten percent (10%) average of the
25 gross operating requirements funded by the General Fund over the prior
26 three (3) fiscal years with the exception that expenditures from the Rainy
27 Day Fund shall only be authorized by an appropriation or appropriations

1 authorization by the Guam Legislature of two-thirds majority vote of its
2 members.

3 **§ 22905. Administration.**

4 The Director of Administration shall account for and administer the
5 Rainy Day Fund. The Director shall keep all books, records, files and
6 accounts of the Rainy Day Fund. The Director shall prepare ~~monthly~~
7 quarterly reports relative to the Rainy Day Fund reflecting the transactions
8 and the financial condition of the Rainy Day Fund, which ~~monthly~~ quarterly
9 reports shall be transmitted to the Legislature and the Governor not later
10 than thirty (30) days after the end of each quarter during the fiscal year.

11 **§ 22906. Investment.**

12 The Director of Administration shall invest money held in the Rainy
13 Day Fund in any type of investment approved for the Retirement Fund. All
14 proceeds and income from investments of the Rainy Day Fund shall be
15 deposited in the Rainy Day Fund provided that if the Fund exceeds ~~twenty-~~
16 ~~five (25%)~~ ten percent (10%) of the average gross operating requirements
17 funded by the General Fund over the prior three (3) fiscal years the amount
18 greater than said ~~twenty-five percent (25%)~~ ten percent (10%) shall be
19 deposited in the General Fund.”

20 **Section 21. General Fund Continuing Appropriations to the Rainy Day**
21 **Fund.** § 22436, Chapter 22, Division 2, Title 5 of the Guam Code Annotated is
22 hereby *amended* to read:

23 **“§ 22436. General Fund Continuing Appropriations to the Rainy Day**
24 **Fund Cap.**

25 ~~(a) Beginning in Fiscal Year 2010, *Lihe*slatura (the Legislature)~~
26 ~~shall not appropriate more than ninety eight percent (98%) of the total~~
27 ~~revenues projected for the General Fund for the fiscal year until such time as~~

1 ~~the General Fund deficit is eliminated. All unappropriated annual General~~
2 ~~Fund revenues collected in excess of appropriations shall be used to~~
3 ~~liquidate obligations for refunds, earned income tax credits and prior years'~~
4 ~~vendor payables.~~

5 *I Liheslatura* (the Legislature) shall continuously appropriate *not less*
6 *than* two percent (2%) of the total revenues projected for the General Fund
7 for each fiscal year to the Rainy Day Fund established pursuant to § 22901,
8 Article 9, Division 2, Chapter 22, Title 5 of the Guam Code Annotated, until
9 such time as indicated in § 22904, Article 9, Division 2, Chapter 22, Title 5
10 of the Guam Code Annotated.

11 ~~(b) — Emergency. To the extent necessary to deal with any disaster or~~
12 ~~emergency this General Fund Appropriations Cap may be temporarily lifted~~
13 ~~in the event *I Maga'lahi* (the Governor), the President of the United States,~~
14 ~~or *I Liheslatura* (the Legislature) by vote of majority of its members declares~~
15 ~~Guam to be in a state of emergency or any similar designation.”~~

16 **Section 22. Bureau of Budget and Management Research (BBMR)**
17 **Competitive Wage Act Employee Appeals Pay.** Pursuant to the authority under
18 § 6218.1, Chapter 6, Title 4 of the Guam Code Annotated to allow retroactive pay
19 adjustments, the Bureau of Budget and Management Research is hereby authorized
20 to utilize its General Fund appropriation in Section 1(I)(D), Chapter II of this Act
21 for the *sole* purpose of paying retroactive pay adjustments to affected BBMR
22 employees (as intended in Section 1(e)(2), Chapter V of Public Law 34-42). This
23 authorization shall be applied retroactively for the period of January 26, 2014 to
24 September 30, 2020.

25 **Section 23. Appointment of Deputy Chief of Police.** The Chief of Police
26 may appoint a Deputy Chief of Police who shall occupy a position in the

1 unclassified service. The Deputy Chief of Police shall perform the duties as
2 designated by the Chief of Police.

3 **Section 24. Amendment to Appointment of the Chief of Police.** §
4 77109(a), Article 1, Chapter 77, Title 10 of the Guam Code Annotated is hereby
5 *amended* to read:

6 **“§ 77109. Appointment of the Chief of Police.**

7 (a) The Chief of Police shall be appointed by *I Maga’lahen Guåhan*
8 with the advice and consent of *I Liheslaturan Guåhan*, and shall meet
9 the
10 following qualifications:

11 (1) be at least thirty-five (35) years of age;

12 ~~(2) have no less than fifteen (15) years of progressive~~
13 ~~experience~~
14 ~~in a government law enforcement position, including at least five (5)~~
15 ~~years at the~~
16 ~~supervisory command level, and five (5) years in a senior position~~
17 ~~with law enforcement~~
18 ~~management responsibilities, or equivalent executive management~~
19 ~~experience in the field of public administration, criminal justice~~
20 ~~administration, or law, or a closely~~
21 ~~related field or discipline;~~

22 (3) (2) graduated with a Bachelor’s degree or higher in police
23 science, criminal justice administration, public administration, law, or
24 a closely related field or discipline from an accredited institution
25 recognized by the Council for Higher Education Accreditation
26 (CHEA) or its successors; or have no less than fifteen (15) years of
27 progressive experience in a government law enforcement position,

1 including at least five (5) years at the supervisory command level, and
2 five (5) years in a senior position with law enforcement management
3 responsibilities, or equivalent executive management experience in
4 the field of public administration, criminal justice administration, or
5 law, or a closelyrelated field or discipline;

6 (4) (3) have no felony, domestic or family violence convictions;

7 (5) (4) have no misdemeanor convictions involving moral
8 turpitude;

9 (6) (5) submit to and pass a drug screening test, including, but
10 not limited to, urinalysis testing, unless the appointee is a current
11 employee of the Guam Police Department occupying a Test-
12 Designated Position (TDP) pursuant to the Department’s Drug-Free
13 Workplace Program;

14 (7) (6) be of good health and good moral character;

15 (8) (7) submit to psychological testing;

16 (9) (8) submit to a polygraph examination; and

17 (10) (9) submit to a thorough investigation of his or her
18 background
19 and moral character.”

20 **Section 25. Appointment of Deputy Director of the Guam Customs and**
21 **Quarantine Agency.** The Guam Customs and Quarantine Agency may hire a
22 Deputy Director who shall serve in the unclassified service.

23 **Section 26. Amendment to Customs and Quarantine Agency.** §
24 3127(d), Article 1, Chapter 3, Title 5 of the Guam Code Annotated is hereby
25 *amended* to read:

26 “(d) ~~The senior ranking classified Customs and Quarantine Officer~~
27 ~~within the Agency shall act as the Deputy Director of the Agency with all~~

1 ~~the powers of such a deputy but without additional compensation.~~ The
2 compensation of the Director of the Agency and of such Director's personal
3 secretary shall be set by the Director of Administration."

1 General Fund Executive Branch appropriations of departments and agencies, and
2 between Fiscal Year 2020 Special Fund Executive Branch appropriations of
3 departments and agencies, for Fiscal Year 2020. This Section does not apply to
4 appropriations made to the Unified Judiciary and *I Liheslaturan Guåhan*.

5 **Section 6. Independent Contractors.** The Office of *I Maga'hågan*
6 *Guåhan*, the Office of *I Sigundo Maga'låhen Guåhan*, and the Guam State
7 Clearinghouse may enter into agreements with independent contractors pursuant to
8 Guam procurement laws.

9 **Section 7. Facilities Insurance Requirements.** Every department and
10 agency of the government of Guam through the Department of Administration
11 *shall only* expend such sums as necessary, from the department or agency's
12 appropriations for operations contained in this Act, for insurance of government-
13 owned facilities built or repaired with Federal Emergency Management Agency
14 (FEMA) grant funds, where such insurance is required by FEMA.

15 **Section 8. Reporting Requirements for Non-Profit Organizations.** All
16 non-profit organizations that receive funds pursuant to this Act *shall* maintain
17 financial records that accurately account for said funds and *shall* provide a
18 budgetary breakdown by object category to the department *or* agency that oversees
19 the appropriation. The non-profit organization *shall* also provide to said
20 department:

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

24 (b) Notification of all procurement of equipment and services of Five
25 Thousand Dollars (\$5,000) *or* more prior to awarding the contract
26 therefore;

- 1 (c) Access to the overseeing department *or* agency's duly authorized
2 representative, and government of Guam auditors to appropriate
3 records for the purpose of audit and examination of books, documents,
4 papers, and records of funds expended under the appropriation;
- 5 (d) Submission of a detailed inventory listing of each year's purchases, as
6 certified by its certifying officer; and
- 7 (e) A final report to the overseeing department *or* agency for submission
8 to *I Liheslaturan Guåhan* containing a full disclosure of all
9 expenditures of funds appropriated by this Act *no later than*
10 November 15, 2020, for Fiscal Year 2020. The overseeing
11 department *or* agency *shall* post the same on its website.

12 Non-compliance with these reporting requirements will subject the non-
13 profit organization to a three percent (3%) reduction of its appropriation(s) and the
14 overseeing agency's contract with the organization *shall* so provide.

15 **Section 9. Fund Reversions.** *Unless* otherwise specified in this Act:

16 (a) **General Fund Reversion.** All unexpended *or* unencumbered
17 appropriations made from the General Fund pursuant to this Act *shall* revert to the
18 General Fund on the last day of Fiscal Year 2020.

19 (b) **Tourist Attraction Fund Reversion.** All unexpended *or*
20 unencumbered appropriations made from the Tourist Attraction Fund pursuant to
21 this Act *shall* revert to the Tourist Attraction Fund on the last day of Fiscal Year
22 2020.

23 (c) **Healthy Futures Fund Reversion.** All unexpended *or*
24 unencumbered appropriations made from the Healthy Futures Fund pursuant to this
25 Act *shall* revert to the Healthy Futures Fund on the last day of Fiscal Year 2020.

26 (d) **Territorial Educational Facilities Fund Reversion.** All
27 unexpended *or* unencumbered appropriations made from the Territorial

1 Educational Facilities Fund pursuant to this Act *shall* revert to the Territorial
2 Educational Facilities Fund on the last day of Fiscal Year 2020.

3 **(e) Guam Highway Fund Reversion.** All unexpended *or*
4 unencumbered appropriations made from the Guam Highway Fund pursuant to this
5 Act *shall* revert to the Guam Highway Fund on the last day of Fiscal Year 2020.

6 **Section 10. Authorization for Payment of Prior Years' Obligations.**
7 Appropriations made in this Act may be expended for the payment of prior years'
8 obligations, provided it does not negatively impact the current operational needs of
9 the department or agency requesting such prior years' payment.

10 **Section 11. Funding Source.** The following departments are authorized to
11 expend up to the level of revenues collected for their respective special revenue
12 funds for Fiscal Year 2020:

13 **(a)** Guam Police Department - Police Services Fund; and Police Patrol
14 Vehicle and Equipment Revolving Fund;

15 **(b)** Department of Corrections - Corrections Revolving Fund;

16 **(c)** Customs and Quarantine Agency - Customs, Agriculture, and
17 Quarantine Inspection Services Fund;

18 **(d)** Guam Environmental Protection Agency - Air Pollution Control
19 Special Fund; Guam Environmental Trust Fund; Pesticide
20 Management Fund; Water Protection Fund; Water Research and
21 Development Fund; and Recycling Revolving Fund;

22 **(e)** Department of Land Management - Land Survey Revolving Fund;

23 **(f)** Chamorro Land Trust Commission - Chamorro Land Trust Operations
24 Fund;

25 **(g)** Department of Agriculture - Guam Plant Inspection and Permit Fund;
26 Guam Invasive

27 Species Inspection Fee Fund; and Rabies Prevention Fund;

1 authorized to use its appropriation in this Act from the Better Public Service Fund
2 for the purpose of tax collection.

3 **Section 13. Off-island Travel by Executive Security of the Guam Police**

4 **Department.** The Guam Police Department is authorized to expend from its
5 appropriation in this Act for off-island travel and per diem expenses for Police
6 Officers assigned to Executive Security functions under the Guam Police
7 Department for the purpose of providing executive security to *I Maga'hågan*
8 *Guåhan*, the First Gentleman, and *I Sigundo Maga'låhen Guåhan* when traveling
9 off-island to represent the people of Guam at meetings and functions determined
10 critical to the welfare of Guam.

11 **Section 14. Uniform Allowances.** Uniform allowances authorized in this
12 Act *shall not* be less than One Hundred Fifty Dollars (\$150.00) for the fiscal year
13 and *shall* be issued to the employees *no later than* the end of the first quarter of
14 Fiscal Year 2020.

15 **Section 15. Severability.** *If* any provision of this Act or its application to
16 any person or circumstances is held invalid, the invalidity shall *not* affect other
17 provisions or applications of this Act which can be given effect without the invalid
18 provision or application, and to this end the provisions of this Act are severable.