

MINA'TRENTA NA LIHESLATURAN GUÅHAN
2009 (FIRST) Regular Session

Bill No. 144 (COR)
Introduced by:

FRANK B. AGUON, JR. 
A. B. PALACIOS, SR. 

AN ACT RELATIVE TO ADDING A NEW SUBSECTION (h) TO §51821 OF ARTICLE 8, DIVISION 2, CHAPTER 51, TITLE 10 OF THE GUAM CODE ANNOTATED, RELATIVE TO THE REALLOCATION OF FUNDING PROCEEDS FROM THE 2009 SOLID WASTE MANAGEMENT SYSTEM BOND FUNDS TO ADDRESS CAPITAL IMPROVEMENT PROJECTS FOR THE COMMUNITY OF GUAM, SUBJECT TO THE APPROVAL OF THE GOVERNMENT OF GUAM FINANCING LOAN APPLICATION WITH THE U. S. DEPARTMENT OF AGRICULTURE.

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BE IT ENACTED BY THE PEOPLE OF GUAM:

- 1 **Section 1.** A *new* Subsection (h) is hereby added to §51821 of Article
2 8, Division 2, Chapter 51, Title 10 of the Guam Code Annotated, to read:
3 “(h) Subject to the approval of the Government of Guam’s 2009
4 financing loan application with the U. S. Department of Agriculture
5 (USDA), any fund balance of the Solid Waste Management System Bond,
6 as identified herein, shall be appropriated and expended for the following
7 Capital Improvement Projects (CIP):
8 (1) Closure of the Ordot Dump \$40,000,000.00

1	(2) Guam Public School System Capital	
2	Improvement Projects	\$20,000,000.00
3	(3) University of Guam Capital Improvement	
4	Projects	\$ 5,000,000.00
5	(4) Guam Community College Capital	
6	Improvement Projects	\$ 5,000,000.00
7	(5) Guam Memorial Hospital Authority Expansion/	
8	Guam-Military Build-up CIP Projects	\$10,000,000.00
9	(6) Judiciary of Guam/new Northern Satellite	
10	Court	\$ 5,000,000.00
11	(7) I Liheslaturan Guåhan/Restoration of the	
12	Old Guam Legislative Building	\$ 2,000,000.00
13	(8) Guam Police Department Headquarters/	
14	Guam Fire Department Headquarters	\$ 5,000,000.00
15	(9) A&E Design for the new Northern High	
16	School	\$ 5,000,000.00
17	(10) Mayors' Council of Guam Capital	
18	Improvement Projects	\$ 8,000,000.00

19 The allocation and expense of the funds provided herein shall be
20 subject to the following conditions, which must be complied with by the
21 appropriate government of Guam agency:

- 22 i.) The funds identified and appropriated herein shall be restricted
23 for the financing of capital improvement projects, i.e. buildings,

1 structures, and for equipment purchases; and shall not be
2 utilized for governmental operations. Capital projects for
3 purposes of this subsection shall be defined as the construction,
4 reconstruction or renovation of permanent structural
5 buildings/facilities (to include the A&E design process) and the
6 procurement of equipment and facility furnishings.

7 ii.) The respective government of Guam entity shall, prior to any
8 expenditure and use of such funds, conduct a public hearing in
9 which said project proposal shall be presented to the
10 community for comments and consideration.

11 iii.) The aforementioned requirement for a public hearing, shall not
12 limit the Governor of Guam from delegating such public
13 hearing requirement to a single government entity for purposes
14 of presenting a comprehensive proposal on all the capital
15 improvement projects in which said funds will be utilized, and
16 thus shall meet the requirements as set forth in the previous
17 subsection.

18 iv.) The appropriate government of Guam entity shall provide
19 semi-annual financial reports on the expenditure and
20 utilization of the funds allocated herein to I Maga'lahen
21 Guahan and I Liheslaturan Guahan. Such reports shall be
22 transmitted no later than January 31 and June 30 of each year,
23 until such time said funds are fully expended."