



CARL T.C. GUTIERREZ
GOVERNOR OF GUAM

APR 10 2002

The Honorable Joanne M. S. Brown
Legislative Secretary
I Mina'Bente Sais na Liheslaturan Guåhan
Twenty-Sixth Guam Legislature
Suite 200
130 Aspinal Street
Hagåtña, Guam 96910

Dear Legislative Secretary Brown:

Enclosed please find Bill No. 286 (COR) "AN ACT TO GRANT *I MAGA'LAHEN GUÅHAN* THE TRANSFER AUTHORITY NECESSARY TO RESOLVE THE CASH SHORTFALL OF THE GUAM MEDICAID PROGRAM, MEDICALLY INDIGENT PROGRAM, GUAM CHILDREN'S HEALTH INSURANCE PROGRAM AND THE GENERAL WELFARE PUBLIC ASSISTANCE PROGRAM BENEFITS" which was enacted into law without the signature of the Governor. This legislation is now designated as **Public Law No. 26-79**.

Very truly yours,


Carl T. C. Gutierrez
I Maga'Lahen Guåhan
Governor of Guam

Attachments: original bill for vetoed legislation or
copy of bill for signed or overridden legislation
and legislation enacted without signature

cc: The Honorable Antonio R. Unpingco
Speaker

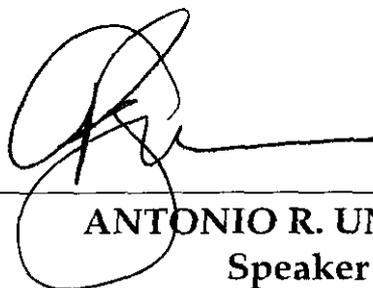
OFFICE OF THE LEGISLATIVE SECRETARY	
ACKNOWLEDGMENT RECEIPT	
Received By	
Time	11:15
Date	4/10/02

0793

MINA'BENTE SAIS NA LIHESLATURAN GUÁHAN
2002 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO I MAGA'LAHEN GUÁHAN

This is to certify that Substitute Bill No. 286 (COR) "AN ACT TO GRANT I MAGA'LAHEN GUÁHAN THE TRANSFER AUTHORITY NECESSARY TO RESOLVE THE CASH SHORTFALL OF THE GUAM MEDICAID PROGRAM, MEDICALLY INDIGENT PROGRAM, GUAM CHILDREN'S HEALTH INSURANCE PROGRAM AND THE GENERAL AND WELFARE PUBLIC ASSISTANCE PROGRAM BENEFITS," was on the 27th day of March, 2002, duly and regularly passed.



ANTONIO R. UNPINGCO
Speaker

Attested:



JOANNE M.S. BROWN
Senator and Legislative Secretary

This Act was received by *I Maga'lahen Guáhan* this 28 day of MARCH, 2002,
at 2:16 o'clock P.M.



Assistant Staff Officer
Maga'lahi's Office

APPROVED:

CARL T. C. GUTIERREZ
I Maga'lahen Guáhan

Date: April 10, 2002

Public Law No. 26-79

Became law without the signature of
I Maga'lahen Guahan, the Governor
of Guam.

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session

Bill No. 286 (COR)

As substituted on the Floor
and amended.

Introduced by:

V. C. Pangelinan
L. A. Leon Guerrero
J. T. Won Pat
J. F. Ada
T. C. Ada
F. B. Aguon, Jr.
J. M.S. Brown
E. B. Calvo
F. P. Camacho
M. C. Charfauros
Mark Forbes
L. F. Kasperbauer
K. S. Moylan
A. L.G. Santos
A. R. Unpingco

AN ACT TO GRANT *I MAGA'LAHEN GUÅHAN*
THE TRANSFER AUTHORITY NECESSARY TO
RESOLVE THE CASH SHORTFALL OF THE
GUAM MEDICAID PROGRAM, MEDICALLY
INDIGENT PROGRAM, GUAM CHILDREN'S
HEALTH INSURANCE PROGRAM AND THE
GENERAL AND WELFARE PUBLIC ASSISTANCE
PROGRAM BENEFITS.

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

2 **Section 1. Legislative Findings and Intent. *I Liheslaturan Guåhan***
3 **finds that the Administration's current projected revenue shortfall for the**

I MINA' BENTE SAIS NA LIHESLATURAN GUAHAN

2002 (SECOND) Regular Session

Date: 3/27/02

VOTING SHEET

5 Bill No. 286(COR)

Resolution No. _____

Question: _____

NAME	YEAS	NAYS	NOT VOTING/ ABSTAINED	OUT DURING ROLL CALL	ABSENT
ADA, Joseph F.	✓				
ADA, Thomas C.	✓				
AGUON, Frank B., Jr. 11	✓				
BROWN, Joanne M. S.	✓				
CALVO, Eddie B.	✓				
CAMACHO, Felix P.	✓				
CHARFAUROS, Mark C.					✓
FORBES, Mark					✓
KASPERBAUER, Lawrence F.	✓				
LEON GUERRERO, Lourdes A.					✓
MOYLAN, Kaleo S.	✓				
PANGELINAN, Vicente C.	✓				
SANTOS, Angel L.G.	✓				
UNPINGCO, Antonio R.	✓				
WON PAT, Judith T.	✓				

TOTAL

12 0 0 0 3

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

Office of



the People

Mina'Bente Sais Na Liheslaturan Guåhan

Senator vicente (ben) c. pangelinan
Minority Leader (D)

MAR 26 2002

The Honorable Antonio R. Unpingco
Speaker, *I Liheslaturan Guåhan*
155 Hesler Street
Hagåtña, Guam 96932

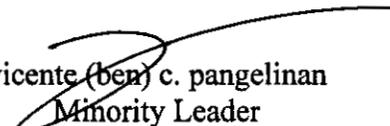
Re: Request for Emergency Declaration of Bill No. 286

Dear Mr. Speaker:

I hereby request that you, pursuant to the authority of the Speaker, certify as an emergency measure Bill No. 286, "AN ACT TO GRANT THE GOVERNOR THE TRANSFER AUTHORITY NECESSARY TO RESOLVE THE CASH SHORTFALL OF THE GUAM MEDICAID PROGRAM, MEDICALLY INDIGENT PROGRAM, GUAM CHILDREN'S HEALTH INSURANCE PROGRAM AND THE GENERAL AND WELFARE PUBLIC ASSISTANCE PROGRAM BENEFITS," and immediately take action in the current session to address the matter presented.

I thank you in advance for your favorable consideration of this matter.

Sincerely,


vicente (ben) c. pangelinan
Minority Leader

enclosure: Bill No. 286

cc: All Senators

ACKNOWLEDGEMENT

RECEIPT

Date: 3/27/02
Time: 8:00 AM
Rec'd by: Emg
Print Name: 6/12



MINA' BENTE SAIS NA LIHESLATURAN GUÅHAN
TWENTY-SIXTH GUAM LEGISLATURE
155 Hessler Place, Hagåtña, Guam 96910

2002 (SECOND) Regular Session

I, Antonio R. Unpingco, Speaker of *I Mina'Bente Sais Na Liheslaturan Guåhan*, hereby certify, in conformance with Title 2 Guam Code Annotated § 2103, *Public Hearings Mandatory*, as amended, that an emergency condition exists involving danger to the public health and welfare of the People and therefore waive the statutory requirements for a public hearing on Bill Number 286 (COR), "AN ACT TO GRANT THE GOVERNOR THE TRANSFER AUTHORITY NECESSARY TO RESOLVE THE CASH SHORTFALL OF THE GUAM MEDICAID PROGRAM, MEDICALLY INDIGENT PROGRAM, GUAM CHILDREN'S HEALTH INSURANCE PROGRAM AND THE GENERAL AND WELFARE PUBLIC ASSISTANCE PROGRAM BENEFITS," which was introduced on March 25, 2002, and therefore waive the statutory requirements for a public hearing on Bill Number 286 (COR).

Dated: March 27, 2002



ANTONIO R. UNPINGCO
Speaker and Presiding Officer

MINA'BENTE SAIS NA LIHESLATURAN GUÅHAN
2002 (SECOND) Regular Session

Bill No. 286 (COR)

Introduced by:

v.c. pangelinan



AN ACT TO GRANT THE GOVERNOR THE
TRANSFER AUTHORITY NECESSARY TO RESOLVE
THE CASH SHORTFALL OF THE GUAM MEDICAID
PROGRAM, MEDICALLY INDIGENT PROGRAM,
GUAM CHILDREN'S HEALTH INSURANCE
PROGRAM AND THE GENERAL AND WELFARE
PUBLIC ASSISTANCE PROGRAM BENEFITS.

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

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*

3 finds that the Administration's current projected revenue shortfall for the
4 entire fiscal year amounts to a relatively high figure of approximately Sixty
5 Million Dollars (\$60,000,000.00).

1 In finding ways to resolve the projected shortfall, the Governor
2 concluded that "with no transfer authority under the law and with reduced
3 revenues, as Governor, (his) options are extremely limited." Such transfer
4 authority was necessary, as he claimed in his proposed measure to the
5 Legislature, in order for him "to reallocate(d) government resources in a
6 manner consistent with ensuring the continuation of those government
7 services deemed essential."

8 Therefore, *I Liheslaturan Guåhan* wishes to assist the Governor in his
9 attempt to resolve the current cash crisis of the Guam Medicaid Program,
10 Medically Indigent Program, Guam Children's Health Insurance Program and
11 General and Welfare Public Assistance Program benefits, by granting him the
12 authority to transfer funds.

13 **Section 2. Governor's Transfer Authority.** The Governor is hereby
14 authorized to transfer appropriations from the departments and agencies of
15 the Executive Branch as contained in Public Law No. 26-35, as amended, into
16 the following programs: (1) Guam Medicaid Program, (2) Medically Indigent
17 Program, (3) Guam Children's Health Insurance Program, and (4) General
18 and Welfare Public Assistance Program benefits, including but not limited to,
19 Temporary Assistance for Needy Families ("TANF"), Old Age Assistance
20 ("OAA"), Aid to the Blind ("AB"), and Aid to Permanently and Totally
21 Disabled ("APTD").

22 **Section 3. Severability.** *If* any provision of this Law or its
23 application to any person or circumstance is found to be invalid or contrary to
24 law, such invalidity shall *not* affect other provisions or applications of this

- 1 Law which can be given effect without the invalid provisions or application,
- 2 and to this end the provisions of this Law are severable.