



Office of the Governor of Guam

P.O. Box 2950 Hagåtña, Guam 96932
TEL: (671) 472-8931 • FAX: (671) 477-4826 • EMAIL: governor@mail.gov.gu

Felix Perez Camacho
Governor

Kaleo Scott Moylan
Lieutenant Governor

01 JUL 2005

The Honorable Mark Forbes
Speaker
Mina' Bente Ocho Na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 112 (EC), "AN ACT TO TRANSFER ALL SUMS FROM THE DEPARTMENT OF AGRICULTURE'S PLANT PROTECTION AND QUARANTINE REVOLVING FUND TO THE DEPARTMENT OF AGRICULTURE'S GUAM PLANT INSPECTION AND PERMIT FUND FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF SECTIONS 22 AND 23 OF CHAPTER V OF PUBLIC LAW 27-29" which I signed into law on June 30, 2005, as Public Law 28-52.

Sinseru yan Magåhet,

[Handwritten signature of Felix P. Camacho]

FELIX P. CAMACHO
I Maga'låhen Guåhan
Governor of Guam

Attachment: copy attached of signed bill

cc: The Honorable Eddie Baza Calvo
Senator and Legislative Secretary

Office of the Speaker
MARK FORBES

Date: 7/5/05
Time: 4:25 pm
Rec'd by: [Signature]
Print Name: [Signature]
28-05-0286

Senator Edward J.B. Calvo
SECRETARY OF THE LEGISLATURE
ACKNOWLEDGEMENT RECEIPT
Rcv'd by: [Signature]
Print Name & Initial
Time: 3:00
Date: 7-7-05

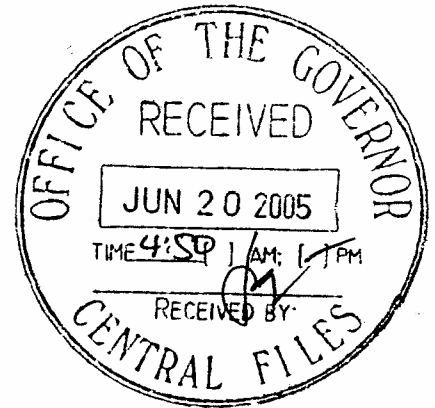
0286



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

June 20, 2005

The Honorable Felix P. Camacho
I Maga'lahen Guåhan
Ufisinan I Maga'lahi
Hagåtña, Guam 96910



Dear *Maga'lahi* Camacho:

Transmitted herewith are Bill Nos. 97(EC) & 103(LS); and Substitute Bill Nos. 41(EC), 46(EC), 59(EC), 61(EC), 69(EC), 77(EC), 87(LS), 100(EC), 112(EC), 119(EC), 122(EC), 128(EC) and 137(EC) which were passed by *I Mina' Bente Ocho Na Liheslaturan Guåhan* on June 17, 2005.

Sincerely,

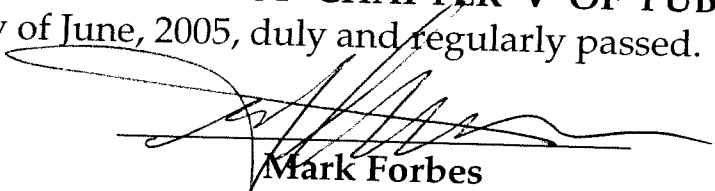
EDWARD J.B. CALVO
Senator and Secretary of the Legislature

Enclosures (15)

I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

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

This is to certify that Substitute Bill No. 112 (EC), "AN ACT TO TRANSFER ALL SUMS FROM THE DEPARTMENT OF AGRICULTURE'S PLANT PROTECTION AND QUARANTINE REVOLVING FUND TO THE DEPARTMENT OF AGRICULTURE'S GUAM PLANT INSPECTION AND PERMIT FUND FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF SECTIONS 22 AND 23 OF CHAPTER V OF PUBLIC LAW 27-29," was on the 17th day of June, 2005, duly and regularly passed.


Mark Forbes
Speaker

Attested:

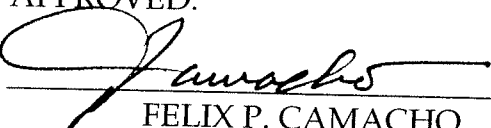

Edward J.B. Calvo

Senator and Secretary of the Legislature

This Act was received by *I Maga'lahaen Guåhan* this 20 day of June, 2005,
at 4:50 o'clock P.M.


Assistant Staff Officer
Maga'lahi's Office

APPROVED:


FELIX P. CAMACHO
I Maga'lahaen Guåhan

Date: 6/30/05

Public Law No. 28-52

I MINA'BENTE OCHO NA LIHESLATURAN GUÅHAN
2005 (FIRST) Regular Session

Bill No. 112 (EC)

As substituted by the Committee on
Finance, Taxation and Commerce, and
amended on the Floor.

Introduced by:

L. F. Kasperbauer
Edward J.B. Calvo
Ray Tenorio
F. B. Aguon, Jr.
J. M.S. Brown
B. J.F. Cruz
Mike Cruz
Mark Forbes
R. Klitzkie
L. A. Leon Guerrero
J. A. Lujan
A. B. Palacios
R. J. Respicio
A. R. Unpingco
J. T. Won Pat

AN ACT TO TRANSFER ALL SUMS FROM THE
DEPARTMENT OF AGRICULTURE'S PLANT
PROTECTION AND QUARANTINE REVOLVING FUND
TO THE DEPARTMENT OF AGRICULTURE'S GUAM
PLANT INSPECTION AND PERMIT FUND FOR THE
PURPOSE OF CARRYING OUT THE PROVISIONS OF
SECTIONS 22 AND 23 OF CHAPTER V OF PUBLIC LAW 27-
29.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Transfer of funds to Department Of Agriculture's Guam
3 Plant Inspection and Permit Fund. All sums remaining in the Department Of

1 Agriculture's Plant Protection and Quarantine Revolving Fund shall be
2 transferred to the Department Of Agriculture's Guam Plant Inspection And
3 Permit Fund. Section 60113 of Chapter 60 of Title 5 of the Guam Code
4 Annotated shall be repealed *immediately* following such transfer.

I MINA' BENTE OCHO NA LIHESLATURAN GUAHAN

2005 (FIRST) Regular Session

Date: 6/17/05

VOTING SHEET

SBill No. 112(EC)

Resolution No. _____

Question: _____

<u>NAME</u>	<u>YEAS</u>	<u>NAYS</u>	<u>NOT VOTING/ ABSTAINED</u>	<u>OUT DURING ROLL CALL</u>	<u>ABSENT</u>
AGUON, Frank B., Jr.	7				
BROWN, Joanne M.S.	7				
CALVO, Edward J.B.	7				
CRUZ, Benjamin J.F,	7				
CRUZ, Michael (Dr.)	7				
FORBES, Mark	7				
KASPERBAUER, Lawrence F.	7				
KLITZKIE, Robert	7				
LEON GUERRERO, Lourdes A.					✓
LUJAN, Jesse A.	7				
PALACIOS, Adolpho B.	7				
RESPICIO, Rory J.	7				
TENORIO, Ray	7				
UNPINGCO, Antonio R.	7				
WON PAT, Judith T.	7				

TOTAL

14 0 _____ _____ 1

CERTIFIED TRUE AND CORRECT:

Clerk of the Legislature

* 3 Passes = No vote
EA = Excused Absence

PL. 28-52



MINA BENTE OCHO NA LIHESLATURAN GUÅHAN
TWENTY-EIGHTH GUAM LEGISLATURE

Senator Edward J.B. Calvo
SECRETARY OF THE LEGISLATURE

Chairman
COMMITTEE ON FINANCE, TAXATION & COMMERCE

OFFICE OF FINANCE AND BUDGET

E-Mail address: senatorcalvo@hotsheet.com
155 Hessler Street Hagåtña, Guam 96910

Telephone: (671) 475-8801
Facsimile: (671) 475-8805

May 06, 2005

The Honorable Mark Forbes
Speaker
Mina Bente Ocho na Liheslaturan Guåhan
155 Hessler Street
Hagåtña, Guam 96910

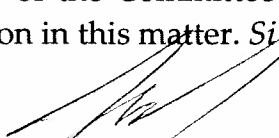
Håfa adai, Mr. Speaker:

The Committee on Finance, Taxation, and Commerce, to which **Bill No. 112 (EC): "An Act To Appropriate The Sum Of \$77,937 From The Department Of Agriculture's Plant Protection And Quarantine Revolving Fund To The Department Of Agriculture's Guam Plant Inspection And Permit Fund For The Purpose Of Carrying Out The Provisions Of Sections 22 And 23 Of Chapter V Of Public Law 27-29"**, was referred, wishes to report its findings and recommendations **TO PASS** Bill No. 112 (EC), as substituted by the Committee.

The voting record for Bill No. 112 (EC) is as follows:

TO PASS	<u>7</u>
NOT TO PASS	<u>Ø</u>
TO REPORT OUT	<u>Ø</u>
ABSTAIN	<u>Ø</u>
TO PLACE IN INACTIVE FILE	<u>Ø</u>

Copies of the Committee Report and other pertinent documents are attached. Thank you for your attention in this matter. *Si Yu'os Ma'åse!*


Senator Edward J.B. Calvo



MINA' BEN'E OCHO NA LIHESLATURA GUÅHAN
TWENTY-EIGHTH GUAM LEGISLATURE

Senator Edward J.B. Calvo
SECRETARY OF THE LEGISLATURE

Chairman
COMMITTEE ON FINANCE, TAXATION & COMMERCE

OFFICE OF FINANCE AND BUDGET

E-Mail address: senatorcalvo@hotsheet.com
155 Hessler Street Hagåtña, Guam 96910

Telephone: (671) 475-8801
Facsimile: (671) 475-8805

May 06, 2005

MEMORANDUM

To: Committee Members

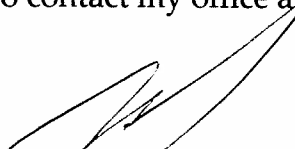
From: Chairman, Committee on Finance, Taxation, and Commerce

Subject: Committee report on Bill 112 (EC), as substituted by the Committee

This memorandum is accompanied by the following:

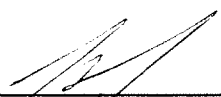
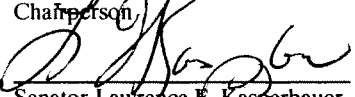
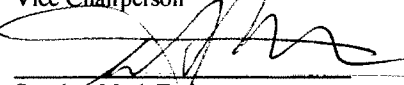

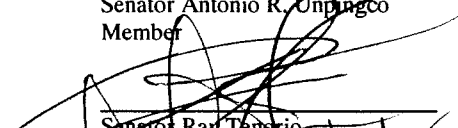

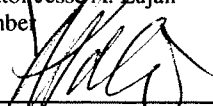
1. Committee voting sheet
2. Public Hearing sign-in sheet
3. Notice of Public Hearing
4. Testimonies submitted

Please take the appropriate action on the attached voting sheet. Your attention and cooperation in this matter is greatly appreciated. Should there be any questions regarding this matter, please feel free to contact my office at 475-8801.


Senator Edward J.B. Calvo
Chairman

Committee Voting Sheet
Committee on Finance, Taxation, and Commerce
Office of Finance and Budget
Sinadot Edward J.B. Calvo, Ge'Hilo'

Bill No. 112 (EC): *An Act To Appropriate The Sum Of \$77,937 From The Department Of Agriculture's Plant Protection And Quarantine Revolving Fund To The Department Of Agriculture's Guam Plant Inspection And Permit Fund For The Purpose Of Carrying Out The Provisions Of Sections 22 And 23 Of Chapter V Of Public Law 27-29, as substituted by the Committee.*

Committee Members	To Pass	Not to Pass	Report Out	Abstain	Inactive File
 Senator Edward J.B. Calvo Chairperson	✓				
 Senator Lawrence R. Kasperbauer Vice Chairperson	x				
 Speaker Mark Forbes Member	✓				
 Senator Antonio R. Onpingco Member	✓				
 Senator Ray Tenorio Member	✓				
 Senator Jesse A. Lujan Member	✓				
 Senator Adolpho B. Palacios Member	✓				
Senator Frank B. Aguon, Jr. Member					

MINA' BENTE OCHO NA LIHESLATURAN GUÅHAN **roduced**
2005 (FIRST) Regular Session

Bill No.

112 (EC)

APR 04 2005
[Signature]

Introduced by:

L.F. Kasperbauer *[Signature]*

AN ACT TO APPROPRIATE THE SUM OF \$77,937 FROM THE DEPARTMENT OF AGRICULTURE'S PLANT PROTECTION AND QUARANTINE REVOLVING FUND TO THE DEPARTMENT OF AGRICULTURE'S GUAM PLANT INSPECTION AND PERMIT FUND FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF SECTIONS 22 AND 23 OF CHAPTER V OF PUBLIC LAW 27-29.

2005 APR -1 PM 5:03

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Appropriation to Department Of Agriculture's *Guam Plant Inspection And Permit Fund*. The sum of \$77,937 is hereby appropriated from the Department Of Agriculture's *Plant Protection And Quarantine Revolving Fund* to the Department Of Agriculture's *Guam Plant Inspection And Permit Fund* for the purpose of carrying out the provisions of sections 22 and 23 of Chapter V of Public Law 27-29.

**Bureau of Budget & Management Research
Fiscal Note of Bill No. 112 (EC)**

Bill Title (Preamble): AN ACT TO APPROPRIATE THE SUM OF \$77,937 FROM THE DEPARTMENT OF AGRICULTURE'S PLANT PROTECTION AND QUARANTINE REVOLVING FUND TO THE DEPARTMENT OF AGRICULTURE'S GUAM PLANT INSPECTION AND PERMIT FUND FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF SECTIONS 22 AND 23 OF CHAPTER V OF PUBLIC LAW 27-29.

Department/Agency Appropriation Information

Dept./Agency Affected: Department of Agriculture	Dept./Agency Head: Paul C. Bassler
Department's General Fund (GF) appropriation(s) to date:	\$2,112,185
Dept's Other Fund: Agriculture's Plant Protection and Quarantine Revolving Fund (PPQRF) appropriation(s) to date:	\$0
Total Department/Agency Appropriation(s) to date:	\$2,112,185

Fund Source Information of Proposed Appropriation

	General Fund:	Other (PPQRF):	Total:
FY 2005 Adopted Revenues	\$447,441,000	\$0	\$447,441,000
FY Appro. to P.L. 28-16	(\$447,821,707)	\$0	(\$447,821,707)
Sub-total:	(\$380,707)	\$0	(\$380,707)
Less appropriation in Bill (See Footnote)	\$0	(\$77,937)	(\$77,937)
Total:	(\$380,707)	(\$77,937)	(\$458,644)

Estimated Fiscal Impact of Bill

	One Full Fiscal Year	For Remainder of Current FY (if applicable)	Second Year	Third Year	Fourth Year	Fifth Year
General Fund	\$0	\$0	\$0	\$0	\$0	\$0
Other (PPQRF)	(\$77,937)	\$0	\$0	\$0	\$0	\$0
Total	(\$77,937)	\$0	\$0	\$0	\$0	\$0

- Does the bill contain "revenue generating" provisions?
If Yes, see attachment / / Yes /X/ No
- Is amount appropriated adequate to fund the intent of the appropriation? See Footnote
If no, what is the additional amount required? \$ _____ / / Yes / / No
- Does the Bill establish a new program/agency?
If yes, will the program duplicate existing programs/agencies? /X/ N/A / / Yes /X/ No
Is there a federal mandate to establish the program/agency? /X/ N/A / / Yes / / No
- Will the enactment of this Bill require new physical facilities? / / Yes /X/ No
- Was Fiscal Note coordinated with the affected dept/agency? If no, indicate reason:
/ / Requested agency comments not received by due date /X/ Yes / / No
/ / Other: _____

Analyst: iforce Date: _____ Director: Carlos P. Bordallo Date: APR 21 2005
Carlos P. Bordallo, Acting

Footnotes: The Department of Agriculture has provided printouts of revenue account 310056606 and disbursement account 5504C021633CE504 as support of the availability of funds. However, based on the revenue collected under the Department of Agriculture's Plant Protection and Quarantine Revolving Fund, as per the audited FY 2003 Financial Statements, amounts may not be correct due to different fund code citations, and are still subject for reconciliation. Therefore, funds may not be available for appropriation to carry out the intent of the proposed legislation.

KNOWLEDGEMENT RECEIPT
 Received by: Nikola
 Print Name & Initial

Committee on Finance, Taxation and Commerce
Office of Finance and Budget

Date Rcv'd: 4/22/05

Time: 1:19pm

Rcv'd by: PN ROSAN



MINA' BENI E OCHO NA LIHESLATURA GUÅHAN
TWENTY-EIGHTH GUAM LEGISLATURE

Senator Edward J.B. Calvo
S E C R E T A R Y O F T H E L E G I S L A T U R E

Chairman
COMMITTEE ON FINANCE, TAXATION & COMMERCE

OFFICE OF FINANCE AND BUDGET

E-Mail address: senatorcalvo@hotsheet.com
155 Hessler Street Hagåtña, Guam 96910

Telephone: (671) 475-8801
Facsimile: (671) 475-8805

Committee Report on

Bill No. 112 (EC): An Act To Appropriate The Sum Of \$77,937 From The Department Of Agriculture's Plant Protection And Quarantine Revolving Fund To The Department Of Agriculture's Guam Plant Inspection And Permit Fund For The Purpose Of Carrying Out The Provisions Of Sections 22 And 23 Of Chapter V Of Public Law 27-29, as substituted by the Committee on Finance, Taxation, and Commerce.

I Mina' Bente Ocho Na Liheslaturan Guåhan
Committee on Finance, Taxation, and Commerce
Sinadot Edward J.B. Calvo, Ge' hilo

I. OVERVIEW

The Committee on Finance, Taxation, and Commerce held a Public Hearing on Tuesday, April 19, 2005, 2:00 p.m. at *I Liheslaturan Guahan's* Public Hearing Room on Bill no. 112 (EC), "*An Act To Appropriate The Sum Of \$77,937 From The Department Of Agriculture's Plant Protection And Quarantine Revolving Fund To The Department Of Agriculture's Guam Plant Inspection And Permit Fund For The Purpose Of Carrying Out The Provisions Of Sections 22 And 23 Of Chapter V Of Public Law 27-29*". Notices of this public hearing were disseminated throughout all local media via facsimile and are attached herein.

a. Senators present:

Senator Edward J.B. Calvo, Chairman
Senator Lawrence F. Kasperbauer, Vice-Chairman
Vice-Speaker Joanne M.S. Brown
Senator Adolpho B. Palacios, Member
Senator Robert Klitzkie

b. Appearing before the Committee:

Mr. Joseph D. Torres, Deputy Director, Department of Agriculture (*was present in the absence of Mr. Paul C. Bassler, Dept. of Agriculture Director*)

c. Written testimony submitted:

Mr. Paul C. Bassler, Director, Department of Agriculture (*testimony attached herein*)

II. SUMMARY OF VERBAL TESTIMONIES:

Following introductory remarks by Chairman Edward J.B. Calvo, Senator Lawrence F. Kasperbauer provided brief comments relative to the intent of Bill No. 112 (EC). Senator Kasperbauer indicated that the amount identified in the proposed legislation was never transferred from the Department of Agriculture to the Customs and Quarantine Agency of Guam following the movement of the Plant Inspection Station from the former to the latter with the implementation of Public Law. Bill 112 (EC), according to Senator Kasperbauer, would allow for the transfer of funds between these agencies.

Mr. Joseph D. Torres, Deputy Director of the Department of Agriculture, read the written testimony offered by his agency's director, Mr. Paul C. Bassler. According Mr. Bassler's testimony, officials from the Customs and Quarantine Agency of Guam agreed to allow the Department of Agriculture to keep the amounts contained in the Department of Agriculture's Plant Protection and Quarantine Revolving Fund. Mr. Bassler's testimony further mentioned that since the transfer of these funds was not outlined in Public Law 27-29, the Bureau of Budget Management and Research has not been able to transfer the funds, which Bill No. 112 (EC) intends to rectify. Mr. Bassler's written testimony concluded by suggesting that the funds identified are needed in order to finance the development of the new Plant Inspection Station and the inland pest management function that used to be funded by the Passenger Users Fee program, but was lost in the transfer of PPQ to the Customs and Quarantine Agency, as provided in Public Law 27-29.

Following Mr. Torres' presentation, Senator Lawrence Kasperbauer reiterated that the proposed legislation was introduced in order to address the concerns addressed in the Director of the Department of Agriculture's written testimony and that such appropriation by the Legislature is essential.

Chairman Edward J.B. Calvo concluded by extending his appreciation to those in attendance for presenting their testimony on Bill No. 112 (EC). The Chairman informed the public that an additional ten (10) working days is provided for individuals wanting

to submit written testimony on said legislation. Chairman Calvo adjourned this Public Hearing of the Committee on Finance, Taxation, and Commerce at 5:30 p.m.

III. COMMITTEE FINDINGS AND RECOMMENDATIONS

The Committee on Finance, Taxation, and Commerce finds that Public Law 27-29 specifically provided for the transfer of all books, records, papers..., supplies, money, funds, appropriations..., connected with the transfer of, administration of, or held for the benefit or use of, Plant Protection and Quarantine Officers transferred from the Department of Agriculture (DOA) to the Customs and Quarantine Agency (CQA). Subsequent to the passage of P.L. 27-29, and according to written testimony provided by Mr. Paul Bassler, Director of DOA, officials from the CQA agreed to allow the DOA to keep the amounts contained in the DOA's Plant Protection and Quarantine Revolving Fund. This fund shall be used exclusively for agricultural quarantine purposes, including, but not limited to, the purchasing of necessary capital equipment or uniforms for Plant Protection and Quarantine Officers, and an authorized uniform allowance procedure.

The Committee further finds that the contrary to written testimony provided by the DOA's Director during a public hearing, Public Law 27-29 clearly outlines and authorizes the transfer of all books..., money, funds, appropriations...and other functions provided in Title 5, Section 22, §73206, item (c). Through Public Law 27-29, a transition team consisting of the Director, or a designee of the DOA, and the Director, or a designee, of the CQA, was created in order to help with the following: (a) ensure the smooth transition of the operations of the Plant Protection and Quarantine Section of DOA to CQA; and (b) examine and recommend any other facts or data as may be necessary to ensure the smooth transition from the transfer of employees and duties of the Plant Protection and Quarantine Section of DOA to CQA.

The findings and recommendations of the transition team resulted in a mutual agreement that funds contained within the Plant Protection and Quarantine Revolving

Fund should remain with the Department of Agriculture in meeting with the objectives of the new Plant Inspection Station. The Committee concurs with the transition team's recommendation in facilitating new economic industries through the success of the Plant Protection Station.

The Committee summarizes its findings with new information received from the Department of Agriculture regarding the accurate amount contained in the Plant Protection and Quarantine Fund of approximately Forty eight Thousand Nine Hundred and Ninety Dollars (\$48,990.00). The Committee recommends that a substitute bill be formulated to ensure that all sums remaining in the Department of Agriculture's *Plant Protection and Quarantine Revolving Fund*, upon reconciliation, is transferred to the Department of Agriculture's *Guam Plant Inspection and Permit Fund* for the purpose of carrying out the provisions of sections 22 and 23 of Chapter V of Public Law 27-29.

The Committee on Finance, Taxation, and Commerce, to which Bill No. 112 (EC) *"An Act To Appropriate The Sum Of \$77,937 From The Department Of Agriculture's Plant Protection And Quarantine Revolving Fund To The Department Of Agriculture's Guam Plant Inspection And Permit Fund For The Purpose Of Carrying Out The Provisions Of Sections 22 And 23 Of Chapter V Of Public Law 27-29"*, was referred, does hereby submit its findings and recommendations to *I Mina' Bente Ocho Na Liheslaturan Guahan* **TO PASS** Bill No. 112 (EC), as substituted by the Committee.



MINA' BEN OCHO NA LIHESLATURAN GUÅHAN
TWENTY-EIGHTH GUAM LEGISLATURE

Senator Edward J.B. Calvo
SECRETARY OF THE LEGISLATURE

Chairman
COMMITTEE ON FINANCE, TAXATION & COMMERCE

OFFICE OF FINANCE AND BUDGET

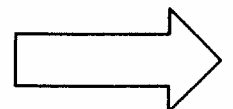
E-Mail address: senatorcalvo@hotsheet.com
155 Hesler Street Hagåtña, Guam 96910

Telephone: (671) 475-8801
Facsimile: (671) 475-8805

April 19, 2005

Public Hearing Agenda:

1. **Bill 19 (LS):** An Act To Add New Item (36), Subsection K, Section 26203, Article 2, Chapter 26, Division 2, Title 11, Guam Code Annotated, For The Purpose Of Exempting The Application Of The Gross Receipt Tax From The Sale Of Medicine, Medical Supply And Medical Equipment.
2. **Bill 22 (EC):** An Act To Add To A New Item (5) To Subsection 26202. Of Article 2, Chapter 26, Division 2, 11GCA And A New Subsection (I) To Section 28106. Of Chapter 28, Article 2, Chapter 28, 11GCA, For The Purpose Of Exempting The Sale Of Medicine, Pharmaceuticals, Medical Equipment And Medical Supply, As Well As The Provision Of Medical Services From The Application Of The Gross Receipts Tax And To Remove The Application Of The Use Tax From The Importation Of Medical Equipment.
3. **Bill 108 (EC):** An Act To Add §26209 And §26210 To Article 2, Chapter 26, Division 2 Of 11 GCA And A New §28108.2 And §28108.3 To Article 2, Chapter 28, Division 2 Of 11 GCA Earmarking The Proceeds From Gross Receipts Tax Collections On The Sale Of Medicine, Pharmaceuticals, Medical Equipment And Medical Supply As Well As The Provision Of Medical Services And Use Tax Collections On The Importation Of Medical Equipment And Medical Supplies And To Add §80119 To Division 4, Chapter 80, 10 GCA Establishing The "Guam Memorial Hospital Improvement Fund" To Improve, Modernize, Expand Or Construct New Health Care Facilities And For The Purchase Of New Medical Equipment For The Guam Memorial Hospital.
4. **Bill 67 (LS):** An Act Relative To Authorizing The Department Of Administration To Close Government Of Guam Financial Accounts Which It Considers No Longer Necessary And In Which Have Been Inactive Or Have Had No Transaction Activity For No Less Than One Year; Requiring That Any Fund Balances Identified In These Accounts Be Deposited Into The General Fund; And Further Requiring A Written Comprehensive Report On The Closure Of Such Accounts To *I Maga'låhen Guåhan*.



5. **Bill 100 (EC):** An Act To Reassign Rulemaking Authority, And Contracting Authority And To Require An Economic Impact Assessment For Advance Disposal Fees By Amending Title 10, G.C.A. Sections 51505 And 51507.

6. **Bill 112 (EC):** An Act To Appropriate The Sum Of \$77,937 From The Department Of Agriculture's Plant Protection And Quarantine Revolving Fund To The Department Of Agriculture's Guam Plant Inspection And Permit Fund For The Purpose Of Carrying Out The Provisions Of Sections 22 And 23 Of Chapter V Of Public Law 27-29.

Individuals wishing to submit verbal/written testimonies, please sign your name on the sign-in sheet available at the Legislative Staff Table.



Department of Agriculture
Dipattamenton Agrikottura
 142 Dairy Road, Mangilao, Guam 96913



Felix P. Camacho
 Governor
 Kaleo S. Moylan
 Lt. Governor

Director's Office
 Agricultural Development Services
 Plant Nursery
 Aquatic & Wildlife Resources
 Forestry & Soil Resources
 Plant Inspection Station

734-3942/43; Fax 734-6569
 734-3946; 735-3946; 735-3950
 734-3949
 735-3955/56; Fax 734-6570
 735-3949/51; Fax 734-0111
 475-1426/27; Fax 477-9487

Paul C. Bassler
 Director

Joseph D. Torres
 Deputy Director

April 18, 2005

To: 28th Guam Legislature
From: Paul Bassler, Director
Department of Agriculture
Subject: Testimony on Bill 112

Bill 112 (EC): An act to appropriate the sum of \$77,937 from the Department of Agriculture plant protection and quarantine revolving fund to the Department of Agriculture Guam Plant and Permit Fund for the purpose of carrying out the provisions of Section 22 and 23 of Chapter V of Public Law 27-29.

Position Statement: The Department of Agriculture is in favor of Bill 112, and is very grateful to Senator Brown, Senator Kasperbauer and Senator Respicio for introducing Bill 112, an act that essentially returns to the Plant Inspection Station funds earned by the Department of Agriculture's Plant Protection and Quarantine Revolving Fund prior to the budget bill of 2004, which transferred the Plant Protection Quarantine personnel, services, funds and funding source to Customs. During the transfer process, Customs officials agreed to allow the Department of Agriculture to keep those funds and use them for the development of the Plant Inspection Station. Since the transfer of these funds was not outlined in Public Law 27-29, BBMR has been unable to transfer the funds, and Bill 112 rectifies that oversight. This funding is needed to fund the development of the new Plant Inspection Station and the inland pest management function that used to be funded by the Passenger Users Fee, but was lost in the transfer of PPQ to Customs in Public Law 27-29.

Paul C. Bassler
 PAUL C. BASSLER



COPY

CUSTOMS & QUARANTINE AGENCY, GUAM

Guam's First Line of Defense. Protecting Our Island, Our People, Our Resources.

Logistics and Support Division.

Acting Director - Maj. Raffaele Sgambeluni
Deputy Director - Col. Ricardo C. Blas

December 09, 2003

CQA-DIR-515-03

Honorable John M. Quinata, Senator
Twenty-seventh Guam Legislature
Ada Commercial & Professional Bldg.
Suite 110-F
215 A Chalan Santo Papa Road
Hagatna, Guam 96932

RECEIVED

12/11/03 13:55
Sen. Quinata
office

RE: Transition Report on Customs and PPQ Merger

Dear Senator Quinata:

Buenas! Pursuant to Public Law 27-29, the Plant Protection and Quarantine Section (PPQ) of the Department of Agriculture was transferred to the Customs and Quarantine Agency (CQA) effective October 1, 2003. Consequently, all PPQ personnel, programs, powers, and equipment, among others, are now under the purview and responsibility of CQA.

On October 10, 2003, a Transition Committee was formed for the purpose of facilitating the transition, and to develop a Memorandum of Understanding covering the operations of the Plant Inspection Station and the technical and scientific assistance provided to CQA.

The Transition Committee was comprised of Chief Ricardo Blas and Major Paul Toves for CQA, and Director Paul Bassler and Dr. Russel Campbell for the Department of Agriculture. Mr. Frank Blas, Jr. served as committee chair to facilitate the transition.

Over the course of the last two months, the committee met each week to accomplish these objectives, and to address ongoing issues relative to operations and services. In this regard, all primary requirements and concerns were addressed accordingly to the satisfaction of the law and the parties hereto. Both CQA and Agriculture will continue to work on the specific details of this transition over the course of the next several months, and adjustments will be made on a case by case basis as may be necessary.

In accordance with Section 22, §73206(f), included for your review and information is a more detailed summary on the transition of PPQ to Customs, and the requirements as outlined under PL 27-29.

PPQ Programs and Services

On October 1, 2003, the Customs and Quarantine Agency assumed purview and responsibility over all programs and services provided by PPQ personnel. Notwithstanding the transfer of responsibility, PPQ personnel continue to provide the same level of service and protection as previously provided while under the Department of Agriculture. Although Customs and PPQ personnel can only provide those services for which they are currently certified for, we are in the process of initiating a cross-training program to certify all our personnel in both areas of enforcement. Upon completion, all personnel will be certified to perform customs and PPQ enforcement functions, and both the Government of Guam, and People of Guam, will be able to receive the full benefits of this merger. The details of this cross training are provided later.

In terms of programs, the department has identified most of the major program areas enforced by PPQ, and is working closely with the Department of Agriculture to realign these programs, procedures, services, and forms as may be necessary to properly reflect the transfer. Among the enforcement areas include, but are not limited to, the following:

PPQ ENFORCEMENT AREAS			
NO	PROGRAM	LOCAL	FEDERAL
1	Propagative (Plants, seeds)	5GCA61; Regulation 37; 8GAR, Chapter 10; 9 GAR Chapter 3	7CFR319; MOU
2	Fruits and Vegetables	5GCA61; Regulation 37; 8GAR, Chapter 10; 9 GAR Chapter 3	7CFR; MOU
3	Animal Products	5GCA61; 9GAR, Chapter 2	MOU; 9CFR
4	Egg Shell	5GCA60; 5GCA61; 5GCA66; 8GAR, Chapter 11	MOU; 9CFR Part 94
5	Live Animals	5GCA61; 9GAR, Chapter 1	MOU; 9CFR
6	Dogs and Cats	5GCA61; 9GAR, Chapter 1; 10GCA34	
7	Fish	5GCA61; 9GAR, Chapter 2	MOU; 50CFR23
8	Birds	5GCA61; 9GAR, Chapter 2	MOU; 9CFR Part 93
9	Poultry	5GCA61; 9GAR, Chapter 1&2	MOU; 9CFR Part 93
10	Exotic	5GCA61; 9GAR, Chapter 1	MOU; 9CFR Part 93

PPQ ENFORCEMENT AREAS (continued)			
N	PROGRAM	LOCAL	FEDERAL
11	Sand and Quarried Products	5GCA61; 9GAR, Chapter 1	MOU; 7 CFR 330
12	Soil	5GCA61; 9GAR, Chapter 2	MOU; 7 CFR 330
13	Biological Weapons		MOU; 7 CFR 331; 9 CFR 121
14	Fumigation		MOU; FIFRA; 7 USC 136
15	Endangered Species	5GCA61	MOU; 50CFR23
16	Pests and Diseases	8GAR, Chapter 10	MOU; 7CFR; 9CFR
17	Viruses, Pathogenic Organism, Parasites	9 GAR Chapter 1 and 2	MOU; 9CFR104
18	Semen, Embryos		MOU; 9 CFR 98
19	Garbage	5GCA61; 9GAR, Chapter 2	MOU; 7CFR330; 9CFR94

Note: This list is not all inclusive.

Realigning these programs will require considerable review and coordination, and may eventually entail adjustments to statutes, regulations, executive orders, and cooperatives, among others, for which we will need legislative and executive assistance. Notwithstanding the need for such adjustments, the language of Public Law 27-29 does provide the Government of Guam with adequate flexibility for Customs to continue to operate under the current statutory framework until such time necessary adjustments are completed.

PPQ Personnel

On October 1, 2003, all Plant Protection and Quarantine Personnel (except the entomologist and cashier) were transferred to CQA as required. All necessary documents (GG1's) have been prepared and submitted to the Department of Administration (DOA) for processing, and we are currently awaiting receipt of the Notice of Personnel Action (NOPA) to finalize these changes. A total of 23 personnel were transferred smoothly without any lapse in compensation or benefits. Of the 23 personnel, one employee has since resigned and two were re-employed by the Department of Agriculture as Commodity Inspectors in accordance with DOA and CSC requirements. No further action outside of routine payroll and record maintenance by CQA is necessary for the remaining personnel.

Transfer of Records

Pursuant to the transfer of programs and functions, the Department of Agriculture transferred to Customs the most critical records essential for maintaining programs and continuing personnel management and administration. Most day to day operational logs, files, and records were already maintained by PPQ personnel at their field stations, and thus did not require any actual change in physical custody. The Agency, however, has identified additional historic, financial, and other pertinent records needed, and is working closely with the Department of Agriculture to receive those files. The Agency anticipates that the transfer of these records will be completed within the next two weeks.

Transfer of Property

Likewise pursuant to the transfer of programs and functions, the Department of Agriculture relinquished physical custody of most PPQ property and equipment to the Agency. Again, most, if not all equipment had already been maintained by PPQ personnel or at their respective field stations. Consequently, relocating these items did not become necessary. The Agency, however, is currently working closely with the Department of Agriculture to take a full inventory and accountability over all the items being transferred, and to execute the appropriate transfer of custody documents required under GSA procedures. The Agency expects to complete this process before the end of December.

Transfer of Funds

The Department of Administration previously maintained two funds on the account of PPQ and its programs. One fund is the Customs, Agriculture, and Quarantine Inspection Service Charge (CAQISC) fund used as PPQ's primary funding source in its operations. The other fund is known as the Plant Protection and Quarantine Revolving Fund (PPQR) established for the deposit of all revenues received from import permits, export fees, and PPQ inspections, among several others. This fund was to be used exclusively for agricultural quarantine purposes, including, but not limited to, the purchasing of necessary capital equipment or uniforms for Plant Protection and Quarantine Officers.

All revenues under that CAQISC fund have already been re-allocated to Customs upon the transfer of PPQ, and therefore, no further action is required. In terms of the Plant Protection and Quarantine Revolving Fund, however, the Agency is exploring alternative arrangements as outlined below.

Although PL. 27-29 requires that PPQR funds be transferred to Customs, the fund has been used by Agriculture as a general revenue account for all agricultural fees, not only PPQ. For these and other reasons, the Agency is currently reviewing the possibility of allowing Agriculture to retain these revenues to offset unexpected FY2004 funding shortfalls in its Plant Inspection Station

operations. Agriculture has already established a new revolving account for this purpose, and will be revising its fee schedules in accordance with PL 27-29 to better recover its operating costs in FY2005. In this regard, the Agency will be working closely with Agriculture to retain these funds for FY2004, and to ensure that its revised fee schedule includes necessary adjustments that properly reflect the transfer of PPQ and its programs to Customs.

Memorandum of Understanding

Pursuant to Section 22, §73206(e)(3), the Customs and Quarantine Agency and Department of Agriculture developed a Memorandum of Understanding (MOU) relative to the operations of the Plant Inspection Station and technical and scientific assistance to be provided Customs.

This MOU recognized, and was predicated upon, Customs' authority, responsibility, and purview over all local and federal laws relative to the inspection and clearance of agricultural commodities subject to regulation at Guam's borders, as well as Agriculture's authority, responsibility, and purview over all local and federal laws relative to inland agricultural programs.

In short, the Department of Agriculture will manage the Plant Inspection Station (PIS) in accordance with USDA certification requirements, and Customs will carry out its local and federal plant inspections at the PIS in support of these certification requirements. In addition, Agriculture will be providing Customs with technical and scientific assistance upon request in support of Customs agriculture enforcement programs. A complete work plan outlining the details of this agreement is incorporated with the MOU as an attachment.

The MOU is currently under final review by both departments, a copy of which has been provided as attachment 1 (*this is a working document subject to further revision*). Upon the satisfaction of both parties, the MOU will be transmitted to the Governor and Attorney General for their review and concurrence. The Agency anticipates that the entire review and concurrence process will be completed before the end of December.

Cross-Training

As part of the government-wide effort to reduce costs and improve services, the Agency is taking steps to eliminate redundant border inspection and clearance functions in our operations by cross-training PPQ officers to perform customs enforcement work, and cross training Customs Officers to perform PPQ enforcement work. Doing so will not only help address critical manpower shortfalls in both operations, but will also eliminate the duplicative costs and government border clearance functions currently affecting the people of Guam.

As part of this cross-training, the Department will send three law enforcement certified PPQ personnel to the Customs technical training beginning December 9, 2003, and ending the first week of February 2004. These Customs/PPQ certified officers will provide the on-site PPQ expertise and assistance needed to our newly certified customs officers in PPQ enforcement, while in the mean time, the remaining PPQ officers will undergo the Basic Law Enforcement and Customs Technical Training.

In this regard, the Agency will begin sending its Customs personnel to a two-week PPQ enforcement training in February provided by USDA and Guam PPQ. Customs Officers will be sent in teams of 25 to minimize the impact of their absence on inspection operations. Altogether, this segment will take approximately eight weeks to cross-train and certify all customs personnel in PPQ enforcement.

Upon completion of that training, all remaining PPQ personnel will be sent to the Basic Law Enforcement Academy (BLEA) at the Guam Community College to receive a 3 month training in law enforcement. Upon graduation, these officers will immediately undergo a 3 month Customs technical training to become educated in all the laws, regulations, policies, procedures, and programs enforced by the Agency.

Altogether, this entire process will take approximately 8 months to complete. The Agency is targeting February as the earliest commencement date for this project, and is working closely with the Guam Community College, USDA, Department of Agriculture, and all the other collaborating agencies to ensure that this cross training is as smooth as possible. Any unforeseen delay will essentially push back the estimated date of completion (October 1, 2004), of which we are working diligently to avoid. Notwithstanding, both disciplines are eager and look forward to expanding their enforcement knowledge, skills, and authorities.

Reclassification of Personnel

Pursuant to Section 22, §73206(a), the Director of Customs is authorized to reorganize and realign positions as may be necessary to improve services and reduce costs to the people of Guam, among others. Upon completing the cross certification and training, the Agency intends to reclassify PPQ personnel to become Customs Officers, and to pursue a rate and pay adjustment for the Customs Officer positions based upon the added duties and responsibilities of plant protection and quarantine enforcement.

In this regard, the Agency has requested the professional guidance and assistance of the Civil Service Commission (CSC) and the Department of Administration (DOA) to begin this process as soon as possible. This undertaking will most assuredly entail an upward adjustment in pay for PPQ officers, for Customs officers, or both. For these reasons, as well as the timeline

to complete the cross-training, the Agency will be working very closely with CSC and DOA to ensure that all requisites are properly evaluated, applied, and implemented by October 1, 2004 or sooner.

Plant Inspection Station funds

Pursuant to Section 22, §73207, the Department of Agriculture was mandated to establish an account for its various fees, and to revise its fee schedules in order to meet the operations of the Plant Inspection Station. As indicated earlier, the Department has established an account and is beginning the processes to revise its fee schedules. In order to facilitate this fund, however, the Agency is reviewing the feasibility of allowing Agriculture to retain the Plant Protection and Quarantine Revolving Fund revenues as seed money to offset unexpected FY2004 funding shortfalls in its Plant Inspection Station operations.

Statutory Modifications

Pursuant to Section 22, §73206(b), all PPQ personnel, to include all powers, duties, and functions performed by them, were essentially transferred under the purview and responsibility of Customs. Whether expressed or implied, all affected programs and powers, or parts thereof, that were once assigned to the Director of Agriculture are now assigned to the Director of Customs. For these reasons, it is important that all affected program guidelines are closely reviewed, delineations identified, and appropriate modifications made accordingly.

As indicated previously, most programs and authorities have already been identified. Both Customs and Agriculture, however, will be working closely to properly identify adjustments to statutes, regulations, agreements, and other guidelines as may be necessary to accurately reflect the transfer of powers and responsibilities. Consequently, we will eventually require legislative, executive, and compiler of law assistance to effectuate these changes accordingly.

Other Recommendations

With the additional program responsibilities of PPQ enforcement, it has become essential (even more so now than before) that the Agency adjust its fees in the cargo area of operations. For many years, the Agency has struggled with manpower and resource limitations at these ports of entry due to cost recovery shortfalls. To address these concerns, the Agency contracted KPMG in 2000 to evaluate its cargo operations, workloads, and cost recovery programs, and to determine whether adjustments were necessary in any of the areas. Based upon report findings, KPMG recommended that adjustments be made to the CAQISC cargo fee schedules not only to more accurately recover the costs of these operations, but just as importantly, to allocate costs more fairly, and to provide the numbers of personnel needed to meet the relative workload demand in those areas, among others.

For these reasons, we will be initiating the process of review and adjustment within the next few weeks. As part of this process, it is important that both government and business be an active component, and therefore, we will be working closely with the various interest groups (i.e. Maritime Chamber of Commerce, Freight Forwarders, etc.) to discuss and develop these adjustments. Your office will also be an essential element, and we would certainly appreciate your participation and assistance. Upon the completion of cooperative roundtable work, we will proceed with recommended cargo fee adjustments in accordance with the Administrative Adjudication Law (AAL).

Conclusion

In summary, we believe that we have met, or are in the process of meeting, all essential requirements of PL 27-29 relative to the Customs-PPQ merger. Again, all levels of services and protection previously provided by PPQ while under the Department of Agriculture continue in full force and effect today. Notwithstanding that several program adjustments are necessary, the short term effect that these adjustments pose to services are minimal, whereas the long term effects represent a substantial benefit to programs, services, and the public.

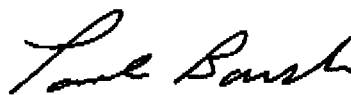
In this regard, we hope that we have satisfied the transition requirement as provided, and that we can now proceed with program improvements and adjustments under regular government protocols. We will, of course, continue to keep you informed as to progress made in the various areas of our enforcement, and more importantly, our efforts to protect the People of Guam.

If you should have any questions, please feel free to call us at 475-6202 (Director of Customs), or 734-3942 (Director of Agriculture). We would be more than happy to assist you. Thank you for your continued support.

Customs and Quarantine Agency
Tiyon, Guam 96913


Major Raffaele Sgambelluri
Director of Customs, Acting

Department of Agriculture
Agana, Guam 96910


Mr. Paul Bassler
Director of Agriculture



Felix P. Camacho
Governor

Kaleo S. Moylan
Lt. Governor

Department of Agriculture Dipattamenton Agrikottura

192 Dairy Road, Mangilao, Guam 96913

Director's Office
Agricultural Dev. Services
Animal Health
Aquatic & Wildlife Resources
Forestry & Soil Resources
Plant Nursery
Plant Protection & Quarantine

734-3942/43; Fax 734-6569
734-3946/47; Fax 734-8096
734-3940
735-3955/56; Fax 734-6570
735-3949/50; Fax 734-0111
734-3949
472-1651; 475-1426
Fax 477-9487



PAUL C. BASSLER
Director

JOSEPH D. TORRES
Deputy Director

FAX TRANSMITTAL

DATE: 5/3/05
FAX NO.: 475-8805
ATTN.: ROLAND VILLAVERDE
DEPT.: SENATOR CALVO'S OFFICE
FROM: TONI SANTOS
SUBJECT: PLANT PROTECTION QUARANTINE

URGENT
 FOR YOUR FILES
 FOR YOUR INFORMATION
 AS REQUESTED
 PLEASE PROVIDE COMMENTS

No. of pages including this page: 2

MESSAGE:

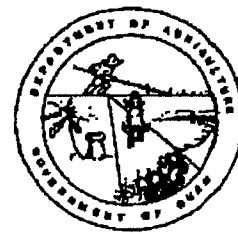
Roland,

Per our conversation

If you did not receive all of the pages or find that they are not legible, please call, or telefax back as soon as possible.



Department of Agriculture
Dipattamenton Agrikottura
 142 Dairy Road, Mangilao, Guam 96913



Felix P. Camacho
 Governor

Kaleo S. Moylan
 Lt. Governor


Director's Office 734-3942/43; Fax 734-6569
 Agricultural Development Services 734-3946; 735-3946; 735-3950
 Plant Nursery 734-3949
 Aquatic & Wildlife Resources 735-3955/56; Fax 734-6570
 Forestry & Soil Resources 735-3949/51; Fax 734-0111
 Plant Inspection Station 475-1426/27; Fax 477-9487

Paul C. Bassler
 Director

Joseph D. Torres
 Deputy Director

May 03, 2005

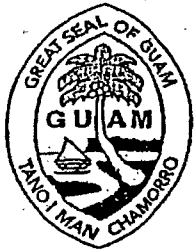
To: Roland Villaverde
 Senator Calvo's Office

From: Toni Santos 

Subject: Plant Protection Quarantine Funds

Per our recent conversation reference revenue account, transaction as follows:

\$61,875	-Total amount with supporting documents (10/03/02 – 9/24/03)
(28,387)	-Modified to disbursement account (4/11/03) with balance \$15,502
33,488	-Total amount to be transferred from General Fund/Revolving Fund
<u>15,502</u>	-Balance on disbursement account
\$48,990	-Total balance for transfer from PPQ to Plant Inspection Station



Felix P. Camacho
Governor

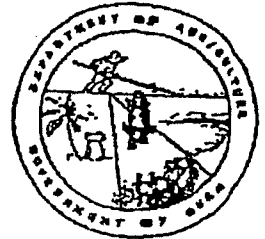
Kaleo S. Moylan
Lt. Governor

Department of Agriculture Dipattamenton Agrikottura

192 Dairy Road, Mangilao, Guam 96913

Director's Office
Agricultural Dev. Services
Animal Health
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734-3949
472-1651; 475-1426
Fax 477-9487



PAUL C. BASSLER
Acting Director

JOSEPH D. TORRES
Deputy Director

FAX TRANSMITTAL

DATE: 5/03/05
FAX NO.: 475-8805
ATTN.: ROLAND VILLAVERDE
DEPT.: SENATOR'S CALVO'S OFFICE
FROM: TONI SANTOS
SUBJECT: PLANT PROTECTION QUARANTINE

- URGENT
- FOR YOUR FILES
- FOR YOUR INFORMATION
- AS REQUESTED
- PLEASE PROVIDE COMMENTS

No. of pages including this page: 10

Senator Edward J.B. Calvo
ACKNOWLEDGEMENT RECEIPT

Rcv'd by: [Signature]
Print Name & Initial

MESSAGE:

Roland,

Breakdown of actual balance on acct

Time: 5:30
Date: 5/3/05

[Signature]

If you did not receive all of the pages or find that they are not legible, please call, or telefax back as soon as possible.



Department of Agriculture
Dipattamenton Agrikottura
 142 Dairy Road, Mangilao, Guam 96913



Felix P. Camacho
 Governor

Kaleo S. Moylan
 Lt. Governor

Director's Office
 Agricultural Development Services
 Plant Nursery
 Aquatic & Wildlife Resources
 Forestry & Soil Resources
 Plant Inspection Station


734-3942/43; Fax 734-6569
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 735-3955/56; Fax 734-6570
 735-3949/51; Fax 734-0111
 475-1426/27; Fax 477-9487

Paul C. Bassler
 Director

Joseph D. Torres
 Deputy Director

May 03, 2005

To: Roland Villaverde
 Senator Calvo's Office

From: Toni Santos 

Subject: Plant Protection Quarantine Funds

Per our recent conversation reference revenue account, transaction as follows:

\$61,875	- total amount with supporting deposits (10/03/02 -9/24/03)
(28,387)	-modified to disbursement account (4/11/03)showing balance \$15,502)
<u>15,502</u>	- balance on disbursement account
\$48,990	- Total balance for transfer

ADVISE NUMBER

Date: April 11, 2003

REQUEST FOR APPROPRIATION/ALLOTMENT MODIFICATIONS

Department/Agency Name: Agriculture

Division/Section's Name: Plant Protection & Quarantine Revolving Fund

TYPE APPROPRIATION / X / ALLOTMENT / X /

DESCRIPTION OF ACTION:

To transfer fund from the special deposit account to disbursement account for various object categories

ACCOUNT NUMBER	CURRENT BALANCE	MODIFICATION + OR -	REVISED BALANCE
APPROPRIATION			
310056606	0	(26,528)	0
5504A021633CE504	0	26,528 28,387	26,528 28,387
			per Act 5/7/03
ALLOTMENT			
310056606	0	-26,528	0
5504A021633CE504-230(APR03)	0	10,000	10,000
5504A021633CE504-240(APR03)	0	1,828 3,687	1,828 3,687
5504A021633CE504-250(APR03)	0	2,500	2,500
5504A021633CE504-290(APR03)	0	7,200	7,200
5504A021633CE504-450(APR03)	0	5,000	5,000

Loaded 5/5/03

Modification(s) requires immediate Update of Accounting File: YES / XX / NO / /

SIGNATURE:

REQUESTOR: RUFO J. LUJAN, ACTING DIRECTOR

DATE: 4/14/03

APPROVED/DISAPPROVED

DATE:

ACCOUNTING FILES MODIFIED:

AGRSANTA

Transaction Records

WRKTRN

10/01/03

13:33:01

Position to Account No, Tran date . . . _____

5=Display

Opt	Account No Inv No	P/O number	Cde	Tran Date Prior Ref	TNO Btch	Vendor Add Date	Trans Amount Add User	Amount CkYr	Rvs RunId
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—	310056606		593	3 13 2003	JD01031303			1,839.00	
—	310056606		593	3 18 2003	JD01031803			30.00	(MOD)
—	310056606		593	3 25 2003	JD01032503			60.00	2838
—	310056606		593	3 26 2003	JD03032603			875.00	
—	310056606		593	3 31 2003	JD03033103			1,992.00	
—	310056606		593	4 2 2003	JD01040203			75.00	
—	310056606		593	4 7 2003	JD03040703			337.00	
—	310056606		593	4 10 2003	JD01041003			50.00	
—	310056606		593	4 10 2003	J030610971			90.00	

More...

F3=Exit

F5=Refresh

F9=Selection

F11=Change View

F12=Cancel

F19=List Total

F21=Print list

4730

3479

AGRSANTA

Transaction Records

WRKTRN

10/01/03

13:33:01

Position to Account No, Tran date . . .

5=Display

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—	310056606		593	4 18	2003	JD03041803			1,395.00	
—	310056606		593	4 21	2003	JD01042103			385.00	
—	310056606		593	4 25	2003	JD01042503			62.00	
—	310056606		593	4 30	2003	JD01043003			35.00	
—	310056606		593	4 30	2003	JD03043003			825.00	
—	310056606		593	5 2	2003	JD03050203			415.00	
—	310056606		593	5 7	2003	JD01050703			90.00	
—	310056606		593	5 7	2003	JD03050703			1,399.00	
—	310056606		593	5 15	2003	JD03051503			1,260.00	

More...

F3=Exit
F12=Cancel

F5=Refresh
F19=List Total

F9=Selection
F21=Print list

F11=Change View

7873

AGRSANTA

Transaction Records

WRKTRN
13:33:01

10/01/03

Position to Account No, Tran date . . .

5=Display

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	Inv No	P/O number	Prior	Ref	Btch	Add Date	Add User	CkYr	RunId
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—	310056606		593	5 22 2003	JD03052203			715.00	
—	310056606		593	5 29 2003	JD01052903			15.00	
—	310056606		593	5 29 2003	JD03052903			744.00	
—	310056606		593	6 4 2003	JD01060403			772.00	
—	310056606		593	6 10 2003	JD01061003			2.00	
—	310056606		593	6 13 2003	JD03061303			1,664.00	
—	310056606		593	6 17 2003	JD01061703			1,380.00	
—	310056606		593	6 24 2003	JD03062403			752.00	
—	310056606		593	6 27 2003	JD03062703			992.00	

More...

F3=Exit

F5=Refresh

F9=Selection

F11=Change View

F12=Cancel

F19=List Total

F21=Print list

8011

AGRSANTA

Transaction Records

WRKTRN

10/01/03

13:33:01

Position to Account No, Tran date . . .

5=Display

Opt	Account No	Cde	Tran Date	TNO	Vendor	Trans	Amount	Rvs
	Inv No	P/O number	Prior Ref	Btch	Add Date	Add User	CkYr	RunId
—	310056606	593	6 30 2003	JD01063003			47.00	
—	310056606	593	7 1 2003	JD01070103			15.00	
—	310056606	593	7 2 2003	JD01070203			865.00	
—	310056606	593	7 3 2003	JD01070303			15.00	
—	310056606	593	7 8 2003	JD01070803			65.00	
—	310056606	593	7 10 2003	JD03071003			297.00	
—	310056606	593	7 11 2003	JD01071103			60.00	
—	310056606	593	7 14 2003	JD01071403			937.00	
—	310056606	593	7 15 2003	JD01071503			65.00	
—	310056606	593	7 24 2003	JD03072403			1,052.00	

More...

F3=Exit
F12=Cancel

F5=Refresh
F19=List Total

F9=Selection
F21=Print list

F11=Change View

3418

AGRSANTA

Transaction Records

WRKTRN

10/01/03

13:33:01

Position to Account No, Tran date . . . _____

5=Display

Dpt	Account No	Cde	Tran Date	TNO	Vendor	Trans Amount	Rvs
	Inv No	P/O number	Prior Ref	Btch	Add Date	Add User	CkYr RunId
—	310056606	593	7 29 2003	JD01072903			45.00
—	310056606	593	7 31 2003	JD03073103			1,502.00
—	310056606	593	8 1 2003	JD03080103			320.00
—	310056606	593	8 4 2003	JD03080403			467.00
—	310056606	593	8 6 2003	J030611757			30.00
—	310056606	593	8 7 2003	JD01080703			15.00
—	310056606	593	8 7 2003	JD03080703			830.00
—	310056606	593	8 11 2003	JD01081103			22.00
—	310056606	593	8 14 2003	JD01081403			70.00
—	310056606	593	8 15 2003	JD03081503			755.00

More...

F3=Exit
F12=Cancel

F5=Refresh
F19=List Total

F9=Selection
F21=Print list

F11=Change View

4076

AGRSANTA
10/01/03

Transaction Records

WRKTRN
13:33:01

Position to Account No, Tran date . . . _____

5=Display

Opt	Account No	Cde	Tran Date	TNO	Vendor	Trans	Amount	Rvs
	Inv No	P/O number	Prior Ref	Btch	Add Date	Add User	CkYr	RunId
—	310056606	593	8 18 2003	JD03081803			10.00	
—	310056606	593	8 20 2003	JD03082003			612.00	
—	310056606	593	8 21 2003	JD03082103			492.00	
—	310056606	593	8 22 2003	JD03082203			60.00	
—	310056606	593	8 25 2003	JD03082503			105.00	
—	310056606	593	8 27 2003	JD03082703			510.00	
—	310056606	593	8 29 2003	JD01082903			90.00	
—	310056606	593	8 29 2003	JD03082903			482.00	
—	310056606	593	9 2 2003	JD03090203			250.00	
—	310056606	593	9 4 2003	JD01090403			60.00	

More...

F3=Exit
F12=Cancel

F5=Refresh
F19=List Total

F9=Selection
F21=Print list

F11=Change View

2671

AGRSANTA
10/01/03

Transaction Records

WRKTRN
13:33:01

Position to Account No, Tran date . . . _____

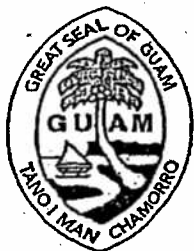
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Dpt	Account No	Cde	Tran Date	TNO	Vendor	Trans Amount	Rvs
	Inv No	P/O number	Prior Ref	Btch	Add Date	Add User	CkYr RunId
—	310056606	593	9 5 2003	JD03090503			660.00
—	310056606	593	9 12 2003	JD03091203			1,265.00
—	310056606	593	9 15 2003	JD03091503			780.00
—	310056606	593	9 18 2003	JD03091803			490.00
—	310056606	593	9 19 2003	JD01091903			90.00
—	310056606	593	9 19 2003	JD03091903			190.00
—	310056606	593	9 22 2003	JD03092203			240.00
—	310056606	593	9 23 2003	JD03092303			190.00
—	310056606	593	9 24 2003	JD01092403			75.00

F3=Exit F5=Refresh F9=Selection F11=Change View
 F12=Cancel F19=List Total F21=Print list
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WRKTRN

3980



Felix P. Camacho
Governor

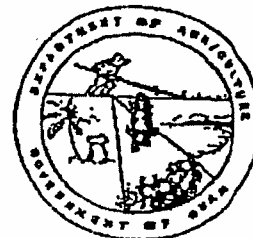
Kaleo S. Moylan
Lt. Governor

Department of Agriculture Dipattamenton Agrikottura

192 Dairy Road, Mangilao, Guam 96913

Director's Office
Agricultural Dev. Services
Animal Health
Aquatic & Wildlife Resources
Forestry & Soil Resources
Plant Nursery
Plant Protection & Quarantine

734-3942/43; Fax 734-6569
734-3946/47; Fax 734-8096
734-3940
735-3955/56; Fax 734-6570
735-3949/50; Fax 734-0111
734-3949
472-1651; 475-1426
Fax 477-9487



PAUL C. BASSLER
Acting Director

JOSEPH D. TORRES
Deputy Director

FAX TRANSMITTAL

DATE: 5/03/05
FAX NO.: 475-8805
ATTN.: ROLAND VILLAVERDE
DEPT.: SENATOR'S CALVO'S OFFICE
FROM: TONI SANTOS
SUBJECT: PLANT PROTECTION QUARANTINE

URGENT
 FOR YOUR FILES
 FOR YOUR INFORMATION
 AS REQUESTED
 PLEASE PROVIDE COMMENTS

No. of pages including this page: 10

MESSAGE:

Roland,

Breakdown of actual balance on acct

Mi

If you did not receive all of the pages or find that they are not legible, please call, or telefax back as soon as possible.



Department of Agriculture
Dipattamenton Agrikottura
142 Dairy Road, Mangilao, Guam 96913



Felix P. Camacho
Governor

Kaleo S. Moylan
Lt. Governor

Director's Office
Agricultural Development Services
Plant Nursery
Aquatic & Wildlife Resources
Forestry & Soil Resources
Plant Inspection Station


734-3942/43; Fax 734-6569
734-3946; 735-3946; 735-3950
734-3949
735-3955/56; Fax 734-6570
735-3949/51; Fax 734-0111
475-1426/27; Fax 477-9487

Paul C. Bassler
Director

Joseph D. Torres
Deputy Director

May 03, 2005

To: Roland Villaverde
Senator Calvo's Office

From: Toni Santos 

Subject: Plant Protection Quarantine Funds

Per our recent conversation reference revenue account, transaction as follows:

\$61,875	- total amount with supporting deposits (10/03/02 -9/24/03)
(28,387)	-modified to disbursement account (4/11/03) showing balance \$15,502)
<u>15,502</u>	- balance on disbursement account
\$48,990	- Total balance for transfer

Date: April 11, 2003

REQUEST FOR APPROPRIATION/ALLOTMENT MODIFICATIONS

Department/Agency Name: Agriculture

Division/Section's Name: Plant Protection & Quarantine Revolving Fund

TYPE APPROPRIATION / X / ALLOTMENT / X /

DESCRIPTION OF ACTION:

To transfer fund from the special deposit account to disbursement account for various object categories

ACCOUNT NUMBER	CURRENT BALANCE	MODIFICATION + OR -	REVISED BALANCE
<u>APPROPRIATION</u>			
310056606	0	(26,528)	0
5504A021633CE504	0	26,528	26,528
		28,387	28,387
			<i>per Act 5/7/03</i>
<u>ALLOTMENT</u>			
310056606	0	26,528	0
5504A021633CE504-230(APR03)	0	10,000	10,000
5504A021633CE504-240(APR03)	0	1,828	1,828 3,687
5504A021633CE504-250(APR03)	0	2,500	2,500
5504A021633CE504-290(APR03)	0	7,200	7,200
5504A021633CE504-450(APR03)	0	5,000	5,000

Loaded 5/5/03

Modification(s) requires immediate Update of Accounting File: YES / XX / NO / /

SIGNATURE: 

REQUESTOR: RUFO J. LUJAN, ACTING DIRECTOR

DATE: 4/14/03

APPROVED/DISAPPROVED

DATE:

ACCOUNTING FILES MODIFIED:

5=Display

Opt	Account No	Cde	Tran	Date	TNO	Vendor	Trans	Amount	Rvs
	Inv No	P/O number	Prior	Ref	Btch	Add Date	Add User	CkYr	RunId
—	310056606	593	3	4	2003	JD01030403		282.00	
—	310056606	593	3	13	2003	JD01031303		1,839.00	
—	310056606	593	3	18	2003	JD01031803		30.00	<i>MOD</i>
—	310056606	593	3	25	2003	JD01032503		60.00	<i>28,38</i>
—	310056606	593	3	26	2003	JD03032603		875.00	
—	310056606	593	3	31	2003	JD03033103		1,992.00	
—	310056606	593	4	2	2003	JD01040203		75.00	
—	310056606	593	4	7	2003	JD03040703		337.00	
—	310056606	593	4	10	2003	JD01041003		50.00	
—	310056606	593	4	10	2003	J030610971		90.00	

More...

F3=Exit
F12=Cancel

F5=Refresh
F19=List Total

F9=Selection
F21=Print list

F11=Change View

4230

3479

5=Display

Opt	Account No	Cde	Tran	Date	TNO	Vendor	Trans	Amount	Rvs
	Inv No	P/O number	Prior	Ref	Btch	Add Date	Add User	CkYr	RunId
—	310056606	593	4 15	2003	JD03041503			2,007.00	
—	310056606	593	4 18	2003	JD03041803			1,395.00	
—	310056606	593	4 21	2003	JD01042103			385.00	
—	310056606	593	4 25	2003	JD01042503			62.00	
—	310056606	593	4 30	2003	JD01043003			35.00	
—	310056606	593	4 30	2003	JD03043003			825.00	
—	310056606	593	5 2	2003	JD03050203			415.00	
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More...

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F12=Cancel

F5=Refresh
F19=List Total

F9=Selection
F21=Print list

F11=Change View

7873

10/01/03

Position to Account No, Tran date . . . _____

5=Display

Opt	Account No	Cde	Tran	Date	TNO	Vendor	Trans	Amount	Rvs
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—	310056606		593	5 29 2003	JD01052903			15.00	
—	310056606		593	5 29 2003	JD03052903			744.00	
—	310056606		593	6 4 2003	JD01060403			772.00	
—	310056606		593	6 10 2003	JD01061003			2.00	
—	310056606		593	6 13 2003	JD03061303			1,664.00	
—	310056606		593	6 17 2003	JD01061703			1,380.00	
—	310056606		593	6 24 2003	JD03062403			752.00	
—	310056606		593	6 27 2003	JD03062703			992.00	

More...

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F12=Cancel

F5=Refresh
F19=List Total

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F21=Print list

F11=Change View

8011

10/01/03

Position to Account No, Tran date . . .

5=Display

Opt	Account No	Cde	Tran Date	TNO	Vendor	Trans Amount	Rvs
	Inv No	P/O number	Prior Ref	Btch	Add Date	Add User	CkYr RunId
—	310056606	593	6 30 2003	JD01063003			47.00
—	310056606	593	7 1 2003	JD01070103			15.00
—	310056606	593	7 2 2003	JD01070203			865.00
—	310056606	593	7 3 2003	JD01070303			15.00
—	310056606	593	7 8 2003	JD01070803			65.00
—	310056606	593	7 10 2003	JD03071003			297.00
—	310056606	593	7 11 2003	JD01071103			60.00
—	310056606	593	7 14 2003	JD01071403			937.00
—	310056606	593	7 15 2003	JD01071503			65.00
—	310056606	593	7 24 2003	JD03072403			1,052.00

More...

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3418

10/01/03

Position to Account No, Tran date . . .

5=Display

Opt	Account No	Cde	Tran Date	TNO	Vendor	Trans Amount	Rvs
	Inv No	P/O number	Prior Ref	Btch	Add Date	Add User	CkYr RunId
—	310056606		593 7 29 2003	JD01072903			45.00
—	310056606		593 7 31 2003	JD03073103			1,502.00
—	310056606		593 8 1 2003	JD03080103			320.00
—	310056606		593 8 4 2003	JD03080403			467.00
—	310056606		593 8 6 2003	J030611757			30.00
—	310056606		593 8 7 2003	JD01080703			15.00
—	310056606		593 8 7 2003	JD03080703			830.00
—	310056606		593 8 11 2003	JD01081103			22.00
—	310056606		593 8 14 2003	JD01081403			70.00
—	310056606		593 8 15 2003	JD03081503			755.00

More...

F3=Exit

F5=Refresh

F9=Selection

F11=Change View

F12=Cancel

F19=List Total

F21=Print list

4076

Position to Account No, Tran date . . . _____

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	Inv No	P/O number	Prior Ref	Btch	Add Date	Add User	CkYr	RunId
—	310056606	593	8 18 2003	JD03081803			10.00	
—	310056606	593	8 20 2003	JD03082003			612.00	
—	310056606	593	8 21 2003	JD03082103			492.00	
—	310056606	593	8 22 2003	JD03082203			60.00	
—	310056606	593	8 25 2003	JD03082503			105.00	
—	310056606	593	8 27 2003	JD03082703			510.00	
—	310056606	593	8 29 2003	JD01082903			90.00	
—	310056606	593	8 29 2003	JD03082903			482.00	
—	310056606	593	9 2 2003	JD03090203			250.00	
—	310056606	593	9 4 2003	JD01090403			60.00	

More...

F3=Exit

F5=Refresh

F9=Selection

F11=Change View

F12=Cancel

F19=List Total

F21=Print list

2671

10/01/03

Position to Account No, Tran date . . . _____

5=Display

Opt	Account No	Cde	Tran Date	TNO	Vendor	Trans Amount	Rvs
	Inv No	P/O number	Prior Ref	Btch	Add Date	Add User	CkYr RunId
—	310056606	593	9 5 2003	JD03090503			660.00
—	310056606	593	9 12 2003	JD03091203			1,265.00
—	310056606	593	9 15 2003	JD03091503			780.00
—	310056606	593	9 18 2003	JD03091803			490.00
—	310056606	593	9 19 2003	JD01091903			90.00
—	310056606	593	9 19 2003	JD03091903			190.00
—	310056606	593	9 22 2003	JD03092203			240.00
—	310056606	593	9 23 2003	JD03092303			190.00
—	310056606	593	9 24 2003	JD01092403			75.00

F3=Exit F5=Refresh F9=Selection F11=Change View
 F12=Cancel F19=List Total F21=Print list
 You have reached the bottom of the list.

WRKTRN

3980



Mina' Bente Ocho na Liheslaturan Guahan
Twenty-Eighth Guam Legislature
155 Hesler Place
Hagatna, Guam 96910

Committee on Education and Community Development
Phone: (671) 475-5437; Fax: (671) 475-2000

Fax Transmittal

DATE: 03MAY05

TO: Roland

Number Sent to: 475-8805

SENT BY: Ed Lee

SUBJECT: Info for B112

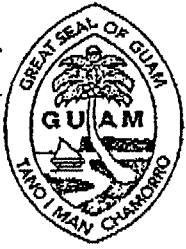
MESSAGE:

Number of pages including cover: 5

"Education is the Way"

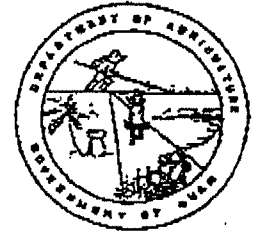
Senator Edward J.B. C. 100
ACKNOWLEDGEMENT RECEIPT
Rcv'd by: NKSW
Print Name & Initial

Time: Fax
Date: 5-3-05



Department of Agriculture Dipattamenton Agrikottura

192 Dairy Road, Mangilao, Guam 96913



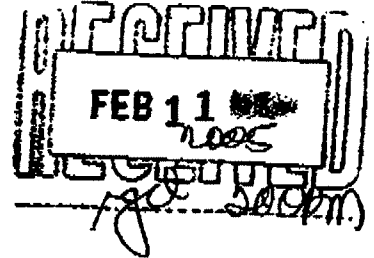
Felix P. Camacho
Governor

Kaleo S. Moylan
Lt. Governor

Director's Office	734-3942/43; Fax 734-6569
Agricultural Dev. Services	734-3946/47; Fax 734-8096
Animal Health	734-3948 / 735-3950
Aquatic & Wildlife Resources	735-3955/56; Fax 734-6570
Forestry & Soil Resources	735-3949/51; Fax 734-0111
Plant Nursery	734-3949
Plant Protection & Quarantine	475-1427; Fax 477-9487

Paul C. Bassler
Director

February 8, 2005



Senator Lawrence F. Kasperbauer
Chairman, Committee on Education & Community Development
Sinajana Shopping Mall, Suite 16B
Sinajana, Guam 96926

Dear Senator,

Pursuant to P.L. 26-140, Section 4, a Plant Protection and Quarantine Revolving Fund was established for all fees collected under the Department of Agriculture's Fee Schedule for agricultural quarantine activities to be deposited into this account. In October 2003, pursuant to P.L. 27-29, Section 22, transferred the Plant Protection Quarantine Officers and functions of this section of the Department of Agriculture to Customs and Quarantine Agency. Fund source for this section is from the Airport User Fee. The remaining staff in this section was the Entomologist and Cashier but funding was not identified. The Department absorbed the additional personnel in the already under budgeted level.

However, a Plant Inspection Station Permit Fund was created pursuant to P.L. 27-29, Section 23, but funding is yet to be realized to cover for operation.

As per attached copy of memorandum CQA-DIR-517-03, the acting Director of Customs stated he is amenable to our request in retaining any remaining funds within the PPQ Revolving Fund provided that it is permitted by law. The total amount being requested to transfer is \$77,937 needed for operational support for this section - \$62,435 in the deposit account No. 310056606 and \$15,502 in the disbursement account in various categories No. 5504C021633CE504.

The Department therefore is requesting your assistance in amending the law to allow Plant Inspection Station to utilize this fund.

Paul C. Bassler
PAUL C. BASSLER
DIRECTOR

Attachments

do
Ed
Y. Maguanti,
pls. prepare
needed bill.
LC
2/11

Appropriation account . . . : 5504C021633CE504230
Account name : PLANT PROTECTION & QUARANTINE
Authorization number . . . : PL26-140:4
Grant award number :
Catalog number :
Governmental function code :
Appropriation function code:
Federal percent :

Local account number . . . :
Job order number : 163302504230
Begin date : 9 17 2002
Lapse date : 9 17 2020
Obligation end date : 9 17 2020
Expenditure end date : 9 17 2020

Add user, date : ACCBORRO 1 28 2003

Update user, date :

Enter=Continue F3=Exit

F12=Cancel

Roll=Next/Prev Rcd

Bottom